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HARRISBURG, PA., TUESDAY, MAY 15, 1951.

No. 48.

SENATE

TUESDAY, May 15, 1951.

The Senate met at 1:30 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. ROBERT L. CURRY, Pastor of the First Methodist Church, St. Clair, Pennsylvania, offered the following prayer:

God, it is good for us to take time out to talk with you. This has been a busy day for all of us. It will become more busy as the hours go by. Help us then to know the long-range view of our work and of the world. Teach us the art and wisdom of knowing that always it is better to fail in a cause that will some day succeed, than to succeed in a cause that will some day fail.

Speak to us that we can know Thy way. Keep our minds tuned to Heaven, but at the same time may we know the way of good dealing with earthly problems. Yet above all, give us the faith to know that when God wants us to do something, God will find a way to let us know it. May we not make it too difficult for God to guide us. And, may we always carry out God's program above party or personality. Our Nation needs strength and faith in this troublesome hour, God. Our Commonwealth needs Your grace, God. When those moments come that we disagree, let us always be agreeable even when we disagree. We listen to Jesus say, "Blessed are the peacemakers." We have seen past history tell us that a house divided against itself can never stand. May this Commonwealth, may these men who guide us never fail and, above all, may they never fall. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

SENATE CONCURS IN HOUSE RESOLUTION

The Clerk of the House of Representatives being in-

roduced, presented an extract from the Journal of the House, which was twice read, considered and agreed to:

HOUSE BILL No. 219, PRINTER'S No. 178, BE RECALLED FROM THE SENATE

In the House of Representatives, May 15, 1951.

Whereas, House Bill No. 206 entitled "An act to further amend Section 2401 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled 'An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto,' by requiring water utility companies to furnish to the township, lists of water meter readings, flat-rate water bills and other data for the purpose of determining sewer and drainage rates, and providing reimbursement for their expenses," passed the House of Representatives on April 16, 1951 after having been amended on second reading; and

Whereas, The bill was messaged to the Senate on April 17, 1951, was on that day referred by the Senate to its Committee on Corporations, was reported from that committee as committed on May 9 and passed first reading in the Senate on the same day; and

Whereas, The print of the bill, acted on by the House in final passage was No. 219, but inadvertently Printer's No. 178 was message to the Senate in place of Printer's No. 219 and was acted on by the Senate, wherefore there is a lack of concurrence in the final action of the House and that taken so far by the Senate; therefore be it

Resolved, (if the Senate concur) That House Bill No. 206, entitled "An act to further amend Section 2401 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled 'An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto,' by requiring water utility companies to furnish to the township, lists of water meter readings, flat-rate water bills and other data for the purpose of determining sewer and drainage rates, and providing reimbursement for their expenses," (be recalled from the Senate for the purpose of substituting the correct print of the bill as it passed the House finally on April 16, 1951).

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, May 14, 1951.

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, May 21, 1951, at two o'clock P. M., Eastern

Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, May 21, 1951, at three thirty o'clock P. M., Eastern Standard Time.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 60, entitled:

An Act authorizing the court in any proceeding to establish paternity, to order the parties therein to submit to blood grouping tests, and prescribing the conditions under which such evidence may be admitted.

House Bill No. 188, entitled:

An Act relating to the admissibility in evidence and the proof of official records documents and proceedings both domestic and foreign and of copies thereof and extracts therefrom and certificates in reference thereto.

House Bill No. 247, entitled:

An Act to amend the title and the act, approved the sixth day of April, one thousand nine hundred forty-five (P. L. 164), entitled "An act authorizing and empowering minors seventeen years of age, or older, to contract for and to make loans in accordance with the provisions of the act of Congress, known as the "Service-men's Readjustment Act of 1944," or any agency of the Commonwealth hereafter created, and saving and relieving parents, guardians, and trustees of such minors from any liability therefor, unless joining therein," by extending the provisions thereof to include certain, adults and empowering the minor spouses of such persons to join in the execution of certain contracts; and validating the actions of minor spouses of such adults in heretofore joining in the execution of any such contracts under certain conditions.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on May 15, 1951.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public,

for terms of four years to compute from the dates shown:

To compute from date of confirmation

DAUPHIN COUNTY

Mrs. Alma M. Maskalunas, Harrisburg.

DELAWARE COUNTY

Michael J. Licata, Brookhaven, Chester.
Robert A. Wright, Chester.

LACKAWANNA COUNTY

Miss Adeline M. O'Neill, Scranton.

LUZERNE COUNTY

Stephen Poleskie, Pringle, Kingston.

PHILADELPHIA COUNTY

Miss Marie V. Carroll, 11 N. Juniper St.
Frank J. Conway, Room 500 Wilford Bldg., 33rd and Arch Sts.

SOMERSET COUNTY

W. G. Shope, Meyersdale.

To compute from the date set opposite his name

BRADFORD COUNTY

William H. Crayton, Jr., Towanda, 5-21-51.

JOHN S. FINE

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

REPORT FROM COMMITTEE

Mr. BLASS, from the Committee on Judiciary General, reported as committed, House Bill No. 524, entitled:

An Act relating to criminal prosecutions; permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof.

SENATE RESOLUTION No. 50 REPORTED FROM COMMITTEE

Mr. BLASS from the Committee on Constitutional

Changes and Federal Relations, to which was referred resolution offered by Mr. BERGER, on May 1, 1951, reported the same without amendment as follows, and was laid on the table in accordance with the rules:

URGING CONGRESS TO REJECT THE PROPOSED INCREASES IN AUTOMOTIVE EXCISE TAXES

In the Senate, May 1, 1951.

Whereas, the Congress of the United States is presently considering excise tax increases on new automobiles and gasoline which are estimated to produce approximately \$1,264 million, and

Whereas, this amount would be in addition to the nearly \$1.5 billion presently being collected in federal automotive excise taxes, and

Whereas, the field of automotive taxation is one that historically and rightfully belongs to the states, and

Whereas, further encroachment by the Federal Government into this field of taxation would interfere with this taxing potential, therefore be it

Resolved, that the Senate of the Commonwealth of Pennsylvania does urge the Congress of the United States to reject the proposed increases in automotive excise taxes for the aforesaid reasons, and be it further

Resolved, that the Secretary of the Senate be directed to forward copies of this resolution upon its passage to the Honorable Robert I. Doughton, Chairman of the Ways and Means Committee of the United States House of Representatives; to the Honorable Walter F. George, Chairman of the Finance Committee of the United States Senate and to members of the Pennsylvania Congressional delegation.

REPORT FROM COMMITTEE

Mr. KESSLER, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 983, entitled:

An Act requiring wells and cisterns to be covered or sealed and providing penalties.

SENATE RESOLUTION No. 122 REPORTED FROM COMMITTEE

Mr. WAGNER from the Committee on Public Health and Welfare, to which was referred resolution offered by Mr. SCARLETT, on May 1, 1951, reported the same without amendment as follows, and was laid on the table in accordance with the rules:

JOINT STATE GOVERNMENT COMMISSION TO MAKE A STUDY OF THE STATE-WIDE NEEDS AND PROBLEMS OF THE AGING AND THE AGED

In the Senate, May 1, 1951.

Whereas, The personal, family, social, medical, financial and related problems arising from the continued increase in the number and proportion of Pennsylvanians of advanced age are of growing magnitude; and

Whereas, These problems are of such striking significance and so intricate as to warrant special and intensive attention by the Commonwealth; and

Whereas, All aspects of this rise in the aging population presents the Commonwealth with increasingly serious social and human problems; now therefore be it

Resolved (if the House of Representatives concur) That the Joint State Government Commission is hereby directed to make a comprehensive and intensive study of the State-wide needs and problems of the aging and the aged and to develop in cooperation with other governmental and voluntary groups ways and means to assist the Commonwealth in meeting these needs and problems and in such study the commission may appoint and consult with a Citizens Advisory Committee of competent lay and

professional citizens who have demonstrated interests in and knowledge of the aging and the aged. Such study shall concentrate on the following:

1. Employment opportunities for older persons.
2. Facilities and services for the aged including: counseling and personal services, employment guidance and placement services, medical care services, institutional services, treatment and rehabilitation for the chronically ill, care of and rehabilitation for the disabled and the handicapped, recreation, education and related community services.

3. Analysis of the problems of the aged receiving old-age assistance with special reference to the adequacy of grants and standards of living, boarding homes and other sheltered care for the indigent aged.

4. Special attention to the problems of care and treatment of the senile aged.

5. Study of other special needs as develop in the course of the study; and be it further

Resolved, That the Joint State Government Commission shall report to the General Assembly on or before February first, one thousand nine hundred fifty-three, the results of its studies and investigations and recommendations.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, this is a report from the Local Government Committee. The several bills which I am going to report out now are part of the Philadelphia package.

Now, Mr. President, I am directed by the Committee on Local Government to report out House Bill No. 52, House Bill No. 466, House Bill No. 569, House Bill No. 647 and House Bill No. 827, all as committed.

REPORTS FROM COMMITTEES

Mr. STIEFEL, from the Committee on Local Government, reported as committed, House Bill No. 52, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties.

He also from the Committee on Local Government, reported as committed, House Bill No. 466, entitled:

An Act requiring cities of the first class to make annual appropriations to Firemen's Pension Funds.

He also from the Committee on Local Government, reported as committed, House Bill No. 569, entitled:

An Act to further amend the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by providing a method of paying service increments from the retirement fund in cities to members of the police force after retirement

He also from the Committee on Local Government, reported as committed, House Bill No. 647, entitled:

An Act to further amend Section 4, to amend subsection (d) of Section 4.1, to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act, approved the twentieth day of May, one thousand nine hundred fifteen (P. L. 556), entitled "An act requiring cities of the first class to establish a pension fund for employees of said

cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," by clarifying the amount of contributions by certain pensioners, and the method of computing lesser pensions; changing date of completing certain payments and the age to which pension increments may be computed; fixing minimum pensions and providing benefits for surviving spouse.

He also from the Committee on Local Government, reported as committed, House Bill No. 827, entitled:

An Act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by reducing the retirement age.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 595, entitled:

An Act to further amend subsections (b), (c) and (e) of section 4, of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by clarifying the identity of certain taxing districts.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 591, entitled:

An Act to amend subsection (e) of Section 2 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by permitting members and employes of the board to hold other offices or positions or engage in certain businesses.

BILL RE-REFERRED

Mr. STIEFEL, from the Committee on Local Government, reported as committed, Senate Bill No. 593, entitled:

An Act to further amend Section 5 of the act, approved the twelfth day of May, one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act, entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one; providing for the levy, collection, and disbursement of taxes and water-rents, or rates, and conferring certain powers and duties in reference thereto upon the city treasurer, the board of water assessors, and the collector of delinquent taxes; and repealing certain acts relating to matters herein provided for," by requiring councils of cities of the second class to give written notice and serve patrons or consumers and the Court of Common Pleas of Allegheny County and other designated interested party with copies of all changes in existing schedules of water-rents or rates and all data and evidence submitted to the Court of Common Pleas of Allegheny County in support thereof; requiring a public hearing by the Court of Common Pleas of Allegheny County not less than sixty days from time of filing proposed change concerning the lawfulness of such

water-rent or rate; providing that the water-rent rate or rate in force at the time of filing the change shall continue for a period of six months from date thereof and an additional period not exceeding six months pending decision; providing that the Court of Common Pleas of Allegheny County shall not by the establishment of temporary water-rents or rates, or by rule or otherwise, circumvent, alter or modify provisions of this amendment relative to changes in existing law; providing that the changes in established water-rents or rates during the year one thousand nine hundred fifty-one which do not comply with the provisions of section five as herein amended shall be void and the previously existing water-rents or rates reestablished until changed in accordance with the provisions of section five herein amended; and providing that temporary rates may be established by the Court of Common Pleas of Allegheny County only after notice and hearing as required by section five as herein amended.

which was re-referred to the Committee on Corporations.

MEMBERS OF NATIONAL STUDENTS ASSOCIATION, PENNSYLVANIA REGION, PRESENTED TO SENATE

Mr. HARE. Mr. President, I would like to call the attention of the Pennsylvania Senate to the presence in the Senate of four outstanding students of the Pennsylvania State College. This college is more than one hundred years of age, which started as a farmers high school in Pennsylvania, and has now become a tremendous institution both in size and in caliber of student representation.

Mr. President, these four students who are here today represent a student body of ten thousand three hundred students and they came here on petition to meet with Senator McPherson and his committee, to discuss absentee voting.

I would like to present to the Chair, William J. Klisanin, Chairman of the Student Group, David Fitzcharles, Chairman of the Absentee Voting group. The other members of the Committee are Miss Nancy George and Mr. William Bare. They are present in the Senate Chamber.

The PRESIDENT. Will those students please rise in place and take a bow?

The PRESIDENT. The Chair invites the gentleman from Clearfield, Senator Letzler, to preside.

The PRESIDING OFFICER (A. H. LETZLER) in the Chair.

MEMBERS OF HAVERFORD LEAGUE OF WOMEN VOTERS PRESENTED TO SENATE

Mr. WATKINS. Mr. President, it gives me a great deal of pleasure to introduce five ladies from Delaware County who are members of the Haverford League of Women Voters. I might add that these ladies are here today to try to persuade some of our good Senators to consider the Oleomargarine Bill again, and I certainly have referred them to the right party. I might say that they are also good politicians. We do not have any ladies from Delaware County that are not politicians.

Mr. President, it does give me a great deal of pleasure and honor to introduce these ladies to you fine gentlemen.

The PRESIDING OFFICER. Will the guests from Delaware County please rise? The Chair is very happy

to extend a cordian welcome to these ladies who are here for a good purpose.

DAUGHTERS OF HOUSE MEMBER PETROSKY PRESENTED TO SENATE

Mr. DENT. Mr. President, I never had the pleasure in all the years I have been here to have a group come down from Westmoreland County and have the privilege of presenting them to the Senate, but today there is a group. I admit it is a small group, but I would like to present two young ladies, the daughters of a Member of the House, Mr. Petrosky, to the Members of the Senate.

The PRESIDING OFFICER. Will the guests of Senator Dent please rise and take a bow? The Chair is very happy to extend a cordial welcome to these fine guests of Senator Dent.

BILLS INTRODUCED AND REFERRED

Mr. KEPHART on behalf of Mr. MEADE read in his place and presented to the Chair Senate Bill No. 647, entitled:

An Act to further amend Section 429 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by increasing the salaries of the members of the Pennsylvania Securities Commission.

Which was committed to the Committee on State Government.

Mr. WOOD read in his place and presented to the Chair Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by changing residence require-

ments for stock ownership in corporations, licensed as malt and brewed beverages manufacturers, distributors and importing distributors.

Which was committed to the Committee on Law and Order.

Mr. KESSLER (By Request) read in his place and presented to the Chair Senate Bill No. 649, entitled:

An Act relating to and regulating the practice of the profession of landscape architecture; providing for the licensing and registration of persons practicing said profession, and the suspension and revocation of said licenses and registrations for violation of this act; prescribing the powers and duties of the State Board of Examiners of Landscape Architects, the Department of Public Instruction and the courts; and prescribing penalties.

Which was committed to the Committee on Education.

He also (By Request) read in his place and presented to the Chair Senate Bill No. 650, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by creating the State Board of Examiners of Landscape Architects and defining its powers and duties.

Which was committed to the Committee on Education.

Mr. HARE read in his place and presented to the Chair Senate Bill No. 651, entitled:

An Act to amend clause 10 of Section 925 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing compensation allowable to attorneys employed by school directors in certain counties.

Which was committee on the Committee on Education.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 652, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of cer-

tain of said funds; imposing powers and duties upon the boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing credit for retirement purposes for out-of-state service in certain cases.

Which was committed to the Committee on Education.

Messrs. STEVENSON and MALLERY read in place and presented to the Chair Senate Bill No. 653, entitled:

An Act to further amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employes; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by providing for a permanent record system, uniform throughout the Commonwealth, among boards for the assessment and revision of taxes; providing for a committee to prepare such system; and conferring powers and imposing duties upon the boards for the assessment and revision of taxes, the chairman of the Local Government Commission, the Secretary of Internal Affairs and chief assessors.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 654, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by providing for the collection and distribution of said taxes by the bureau;

further regulating the sale of properties turned over to the bureau by county commissioners and taxing districts, and of properties purchased at tax sales by county commissioners under the provisions of said act; imposing certain costs upon the taxing districts, and further providing for the execution of deeds.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 655, entitled:

An Act to amend the title and act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employes; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by further regulating the assessment and valuation of real property for local taxation purposes; further defining the duties of assessors and chief assessors; changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll, notice of appeal and hearings on appeals; prescribing duties of and fees to be collected by municipal officers who issue building permits; imposing duties on taxables, making improvements on land and grantees of land; and prescribing penalties.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 656, entitled:

An Act to amend section 401 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employes; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by changing the provisions relating to the appointment of chief assessors; requiring that the chief assessor devote full time to his office; imposing duties and conferring power on the Department of Internal Affairs; providing for examinations for chief assessors and creating a committee to prepare such examinations.

Which was committed to the Committee on Local Government.

Mr. McCREESH read in his place and presented to the Chair Senate Bill No. 657, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of The Rush Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 658, entitled:

An Act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities and to provide for the assessment and retention of fines for absence of councilmen from meetings.

Which was committed to the Committee on Local Government.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, Senate Bill No. 519, entitled:

An Act to amend Section 1 of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318), entitled "An act to regulate the sale and possession of penicillium (penicillin), and its derivatives, preparations and compounds in the interest of public health," by providing certain exceptions to said act.

SENATE RESOLUTION

APPRECIATION OF SENATE EXTENDED TO PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION AND TO THE NATIONAL COUNCIL FOR HISTORIC SITES AND BUILDINGS FOR THE RESTORATION OF HISTORIC WARRIOR RUN CHURCH

Messrs. WOLFE and STIEFEL, offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 15, 1951.

Whereas, The National Council for Historic Sites and Buildings, nationwide organization to promote the preservation and proper development of the buildings and places most closely associated with the great historical heritage of the United States, has recently called attention to the fact that historic Warrior Run Church, in Northumberland County, is the first church in Pennsylvania to be taken over as a historical shrine of the Commonwealth; and

Whereas, The National Council for Historic Sites and Buildings also points that the Pennsylvania Historical and Museum Commission which administers this property is giving consideration to necessary repairs to Warrior Run Church, on the recommendation of the architect in charge; therefore be it

Resolved, That the Senate of Pennsylvania hereby recognizes with pleasure the efforts of the Pennsylvania Historical and Museum Commission to restore and develop in a fitting manner the historic Warrior Run Church in Northumberland County, and that it expresses its thanks

to the National Council for Historic Sites and Buildings for the interest manifested in the restoration and development of historic shrines in this Commonwealth.

RESOLUTION REFERRED TO COMMITTEE

URGING THAT THE JOINT STATE GOVERNMENT COMMISSION MAKE A STUDY OF TAX EXEMPT REAL ESTATE

Mr. PROPERT offered the following resolution which was twice read and referred to the Committee on Local Government:

In the Senate, May 15, 1951.

Whereas, The exemption from local taxation of much valuable real estate situate throughout the Commonwealth and owned by the Commonwealth, its political subdivisions, educational, religious and charitable institutions has become a highly controversial and increasingly important problem, and

Whereas, A detailed study and investigation of the total assessed value of such real estate in its relation to the total assessed value of taxable real estate, in the various political subdivisions, as well as studies of the justification of all or any of such exemptions, methods of reimbursing taxing authorities for loss of revenue and related problems, are a necessary prerequisite to an intelligent approach to and solution of the problem; therefore be it

Resolved, That the Joint State Government Commission is hereby directed to make a complete study and investigation of (1) the total assessed value of the various kinds or classes of such tax exempt real estate in the various political subdivisions and the relation such values bear to the total assessed value of taxable real estate therein, (2) ways and means to reimburse the local taxing authorities for the loss of revenue by reason of such exemption, (3) the benefits derived compared to the loss of tax revenue sustained by reason of the location of such tax property in such political subdivisions (4) and such related studies as may be necessary or desirable to present a full report on the problem; and be it further

Resolved, That the Commission shall make a report of its findings and recommendations to the next regular session of the General Assembly, not later than January fifteenth, one thousand nine hundred fifty-three, together with such proposed legislation as it may devise to carry out its recommendations.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 427, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by regulating the authority of school districts to purchase supplies and to perform and contract for construction reconstruction repairs and work of any nature

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 751 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 459) is hereby further amended to read as follows

Section 751 Work to be Done Contract Let on Bids Exception (a) All construction reconstruction repairs or work of any nature including the introduction of plumbing heating ventilating or lighting systems upon any school building or upon any school property made by any school district where the entire cost value or amount of such construction reconstruction repairs or work including labor and material shall exceed [three hundred dollars (\$300) in school districts other than school districts of the first class and in school districts of the first class where such entire cost value shall exceed six hundred dollars (\$600)] one thousand dollars (\$1000) shall be done under [contract or] separate contracts to be entered into by such school district with the lowest responsible bidder upon proper terms after due public notice has been given asking for competitive bids Provided That if due to an emergency a school plant or any part thereof becomes unusable competitive bids for repairs or replacement may be solicited from at least three responsible bidders and upon the approval of any of these bids by the State Superintendent of Public Instruction the board of school directors may proceed at once to make the necessary repairs or replacements in accordance with the terms of said approved bid or bids

(b) The board of school directors in any school district either may perform any construction reconstruction repairs or work of any nature where the entire cost or value including labor and material is less than one thousand dollars (\$1000) by its own maintenance personnel or may have any such construction reconstruction repairs or work performed by contract after soliciting bids from at least three responsible bidders Provided That the board of school directors in any school district may authorize the secretary of the board or other executive to award contracts for construction reconstruction repairs or work of any nature where the entire cost or value including labor and material is three hundred dollars (\$300) or less without soliciting competitive bids

Section 2 Sections 805 806 and 807 of said act are hereby amended to read as follows

Section 805 Classes of School Supplies Purchasing Agent School supplies shall be divided into two classes The first class shall include school desks chairs furniture typewriters and school apparatus The second class shall include [maps globes and] all other supplies except maps globes and textbooks necessary for school use not included in the first class The board of school directors in any district may authorize or appoint the secretary of the board or other executive as purchasing agent for the district with authority to purchase supplies of either class costing less than [one hundred dollars (\$100)] three hundred dollars (\$300)

Section 806 Purchase of Supplies of the First Class [Costing \$100 or More] When it is deemed necessary to purchase desks or other supplies of the first class costing [one hundred dollars (\$100)] three hundred dollars (\$300) or more the board of school directors in any district shall solicit sealed quotations from two or more firms manufacturers or dealers in such supplies Such quotations shall be opened at a regular or special meeting of the board of school directors The board shall accept the bid of the lowest responsible bidder when the kinds and quality of supplies and equipment offered are the same or are equal but they shall have the right to reject any and all bids or select a single item from any bid Any school district may purchase school furniture and other equipment from another school district without asking for competitive bids

Section 807 Purchase of Supplies of the Second Class [Costing \$300 or More] (a) All supplies of the second class costing [three hundred dollars (\$300) or more] one thousand dollars (\$1000) or more in school districts of the first class A or second class or five hundred dollars (\$500) or more in school districts of the third or fourth class shall be purchased and contracts therefor awarded only after public notice has been given by advertisement published once each week for three weeks in not less than two newspapers of general circulation In any dis-

trict where no newspaper is published said notice may be in lieu of such publication be posted in at least five public places Such advertisement or notice shall give all necessary information or give notice of convenient access thereto in such manner that bidders can intelligently make bids for such contracts

The board of school directors shall accept the lowest bid or bids kind quality and material being equal but shall have the right to reject any and all bids or select a single item from any bid

(b) The board of school directors may purchase supplies of the second class costing three hundred dollars (\$300) or more but less than one thousand dollars (\$1000) in school districts of the first class first class A or second class and costing three hundred dollars (\$300) or more but less than five hundred dollars (\$500) in school districts of the third and fourth class from the lowest responsible bidder after soliciting sealed quotations from two or more firms manufacturers or dealers in such supplies when the kind quality and material are equal Provided That the board of school directors may authorize the secretary of the board or other executive to make such purchases of supplies of the second class in accordance with the provisions of this subsection

Section 3 The provisions of this act shall become effective immediately upon final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 247

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 247.

Mr. BLASS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Bane,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed.	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 329, as follows:

An Act to amend Section 3 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by authorizing the Department of Revenue to designate local agents to issue motor boat licenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1984) is hereby further amended to read as follows

Section 3 A Any person owning a motor boat and desiring to operate or navigate the boat or cause it to be operated or navigated on any inland water shall make a written application to the Department of Revenue or to any issuing agent authorized by the department as hereinafter provided for a license for such boat Such application shall be made on a form prescribed prepared and furnished by the Department of Revenue and together with such other information as the Department of Revenue may require shall state

(a) The name and address of the applicant and if the applicant is a partnership the names and addresses of all the partners and if the applicant is a corporation the names and addresses of the officers

(b) The size seating or other capacity gross weight and type of the boat

(c) The type number of cylinders the horse power and maximum speed of the motor and the type of muffler or under-water exhaust used in connection with such motor

(d) The engine number of the motor which propels the boat

B Upon receipt of an application and upon the payment of a license fee of one dollar for each cylinder of the motor built in or attached to the board or a fee of two dollars in the case of electrically propelled boat and in the event that the license is issued by an issuing agent a fee of twenty-five cents (25c) for the use of the issuing agent the Department of Revenue or its issuing agent shall issue to the applicant owner a license for his boat together with duplicate metallic license plates which plates shall contain a serial number corresponding with the number on the license issued to the owner and shall be displayed conspicuously at all times one on each side of the bow of the boat Such license plates shall be used only on the boat the engine of which bears the number set forth in the application

C The Department of Revenue may designate as issuing agents the county treasurer or such other persons in each county as it deems advantageous to provide for the issuance of motor boat licenses in accordance with the provisions of this section for services rendered in collecting and paying over such license fees each issuing agent shall charge and retain an additional fee of twenty-five cents (25c) from the person securing the license

D Every issuing agent unless already under bond with the Department of Revenue as an agent for the collection of its moneys shall give bond to the Commonwealth in the sum of one thousand dollars (\$1000) before any supply of licenses is delivered to him

E Each issuing agent other than a county treasurer shall remit all moneys collected for the Commonwealth within five (5) days after the end of each month to the State Treasurer through the Department of Revenue together with a copy of a list of licenses issued during the preceding month

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 329

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 329.

Mr. SCARLETT. Mr. President, I second the motion.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelot,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 360, on concurrence in House Amendments, entitled:

An Act relating to habeas corpus conferring jurisdiction upon the judges of the courts of Common Pleas prescribing venue defining procedure in all cases authorizing service to be made upon persons anywhere in the Commonwealth providing for the imposition of costs allowing appeals specifying the appellate court to which appeals may be taken and repealing inconsistent legislation including that conferring jurisdiction on courts of Quarter Sessions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 374, on concurrence in House amendments, reading, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance

companies Lloyds associations reciprocal and interinsurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating health and accident insurance

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 24, on third reading, entitled:

An Act to amend Section 304 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by increasing the membership of the Pennsylvania Historical and Museum Commission

go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 33, on third reading, entitled:

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for filling the office of county superintendent when the only candidate for election becomes unavailable therefor within thirty days of the election date.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 204, on third reading, entitled:

An Act to amend Section 1512 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to townships lists of water meter readings flat-rate bills and other data for the purpose of determining sewer charges and providing reimbursement for their expenses

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 242, as follows:

An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employes' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employes of all such corporations employes' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for establishment of branch offices agencies and facilities and the approval thereof by the Department of Banking

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "Branch" in section two of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employes' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employes of all such corporations employes' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" which definition was added by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 349) and which section was last amended by the act approved the twelfth day of May one thousand nine hundred forty-nine (P. L. 1227) is hereby amended to read as follows

Section 2 Definitions A The following terms shall be construed in this act to have the following meanings except in those instances where the context clearly indicates otherwise

* * * * *

"Branch" includes any branch office agency sub-office sub-agency or place of business other than the principal place of business of an institution for the transaction of any portion of its banking or trust business but the term "Branch" shall not include either a temporary emergency agency at any military or naval base depot or other installation within this Commonwealth or a seasonal

agency in any resort community within the limits of the county in which the main office of the institution is located if no other institution is located and doing business in such community in either case established and operated with the approval of the department for the purpose of receiving and paying out deposits issuing and cashing checks and drafts and doing business incident thereto

Section 2 Subsection E of section two hundred four of the said act which subsection was last amended by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 349) is hereby further amended to read as follows

Section 204 Branch Offices and Sub-Agencies

* * * * *

E An institution shall not have the power to establish any branch outside the limits of the city borough or village in which its principal place of business is located unless in the case of a bank a bank and trust company or a trust company is unimpaired capital and unimpaired surplus respectively are equal to an amount not less than the aggregate capital and surplus respectively required by this act for the incorporation of such number of similar institutions as is equal to the [total] number of its places of business including such branch its principal place of business and its other existing branches located outside the limits of the city borough or village in which its principal place of business is located but not including any of its branches within the limits of such city borough or village excepting that if any place of business included in such total number is located or is to be located in a borough or township the population of which does not exceed five thousand not more than fifty per centum of the capital surplus respectively required by this act need be included for such particular place of business in the aggregate capital and surplus respectively required by this section and in the case of a savings bank unless its surplus and expense fund equal a minimum amount approved by the department and in the case of a private bank unless its net worth equals a minimum amount approved by the department

Section 3 Section one thousand fourteen of the said act as amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 996) is hereby further amended to read as follows

Section 1014 Restriction on Ownership or Holding of Real Property by a Bank a Bank and Trust Company or a Trust Company Except as otherwise provided in this act a bank a bank and trust company or a trust company shall not purchase own or hold any real property except as follows

(1) Such real property as it occupies or intends to occupy pursuant to the provisions of this act for its accommodation in the transaction of its business and for the providing of such reasonable parking facilities for the use of its directors officers employees and customers as may be approved by the department or such real property which it partly so occupies and partly leases pursuant to the provisions of this act

(2) Such as it shall purchase at sales under judgments decrees or mortgages held by it or as it shall otherwise acquire in good faith in satisfaction of debts previously contracted to it or in order to protect an interest it may otherwise have lawfully acquired in such property

This section shall not be construed to prevent any bank bank and trust company or trust company from making improvements to properties owned but not occupied by the bank the bank and trust company or the trust company for the purposes of sale or lease

Section 4 Subsection A of section one thousand two hundred twelve of the said act is hereby amended to read as follows

Section 1212 Restriction on Ownership or Holding of Real Property by a Savings Bank A Except as otherwise provided in this act a savings bank shall not purchase own or hold any real property except as follows

(1) Such real property as it occupies or intends to occupy pursuant to the provisions of this act for its accommodation in the transaction of its business and for the providing of such reasonable parking facilities for the

use of its directors officers employees and customers as may be approved by the department or such real property which it partly so occupies and partly leases pursuant to the provisions of this act

(2) Such as it shall purchase at sales under judgments decrees or mortgages held by it or as it shall otherwise acquire in good faith in satisfaction of debts previously contracted to it or in order to protect an interest it may otherwise have lawfully acquired in such property

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Freed,	McPherson, Jr.	Stevenson,
Barr,	Haluska,	Meade,	Stiefel,
Barrett,	Hare,	Neff,	Taylor,
Berger,	Holland,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
Diehm,	McCreesh,	Scarlett,	Wolfe,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Snowden,	Letzler,
			Presiding Officer

NAYS—2

Kephart, Wood,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 257, on third reading, entitled:

An Act to further amend section 652 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the measure of pupil teacher ratio in computing the real estate tax for school purposes in school districts of the first class and first class A

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 378, as follows:

An Act authorizing and requiring municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewage or sewage treatment rentals rates or charges imposed by municipalities authorizing and requiring them to supply to such municipalities:

lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such municipalities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 If the owner or occupant of premises served by any water utility as hereinafter defined shall neglect or fail to pay for a period of thirty (30) days from the due date thereof any rental rate or charge for sewer sewerage or sewage treatment service imposed by any municipality such water utility is hereby authorized and required at the request and direction of such municipality to shut off the supply of water to such premises until all such overdue rentals rates and charges together with any penalties and interest thereon shall be paid

Section 2 Every such water utility is hereby authorized and required at the request of any such municipality to supply to such municipality on or before the fifteenth day of the month following the month during which water bills are issued a list or lists of all water meter readings and flat-rate water bills issued during the preceding calendar month and the basis of each flat-rate customer's water charge so that such data may be used by such municipality in calculating or computing its rentals rates or charges for furnishing sewer sewerage or sewage treatment service to such water customers

Section 3 Such water utilities are hereby authorized to act as the billing and collecting agents of any such municipality which imposes upon the owners or occupants of premises served by such water utilities any rentals rates or charges for the use of a sewer sewerage system or sewage treatment work Upon request of any such municipality the water utility may include with its own bills for water or water service such rentals rates and charges for sewer sewerage and sewage treatment service Such added rentals rates and charges shall set forth separately from the charge for water or water service but both shall be payable to and collected by such water utility and payment of either may be refused unless both are paid Such water utility shall at least quarter-annually account for and turn over the moneys it has collected to the municipality which shall have imposed such rentals rates or charges

Section 4 The municipality imposing such sewer sewage or sewage treatment rentals rates or charges shall pay to every such water utility the reasonable additional clerical and other expenses incurred by it in providing such billing and collecting services The municipality which shall request and direct the shut-off of water shall also pay to the water utility the cost of such shut-off services and the estimated loss of water revenues resulting from such shut-off Water utilities are hereby authorized to enter into long-term agreements with such municipalities for the performance of such billing and collecting services for such shut-off services which agreements shall be binding upon such water utilities their successors and assigns If a dispute shall arise between any such water utility and the municipality regarding the cost of such services or the amount of such revenues lost or regarding the provisions of any agreement between them concerning payments for such services such dispute shall be submitted by either party to the Pennsylvania Public Utility Commission whose decision unless reversed on appeal by the Superior Court shall be final but this act shall not be construed to grant to the Pennsylvania Public Utility Commission any other regulatory power or jurisdiction whatsoever over municipalities

Section 5 As used in this act the term "water utility" or "water utilities" shall be construed to include all municipal authorities and public utility companies engaged in the supplying of water or water service

Section 6 All acts and parts of acts in so far as they are inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Mahanay,	Rosenfeld,	Watson,
Dent,	Mallery,	Ruth,	Wolfe,
Diehm,	McCreesh,	Scarlett,	Wood,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Snowden,	Letzler,
Freed,		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 423, on third reading, entitled:

An Act to further amend section four hundred fifty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by further changing the provisions relating to the maximum compensation of the State Civil Service Commission

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 432, on third reading, entitled:

An Act to further amend Sections 2562 and 2564 of the of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions for payments by districts for pupils attending in other districts

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 439, on third reading, entitled:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as re-enacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by extending the provisions thereof to certain persons who extinguish forest fires and further defining compensation in the case of self employers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 423, on third reading, entitled:

An Act to amend the title and further amend the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 733) entitled "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes county treasurer board of public education in such districts and courts providing for compensation to certain officers and employees and imposing penalties" by eliminating certain classes of taxable items providing that corporations limited partnerships and joint-stock associations holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor and providing that the act shall apply only to school districts of the first class A

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 502, as follows:

An Act to amend the title and section 1 of the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 482) entitled "An act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities organized by counties of the second class authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith" by requiring certain political subdivisions to shut off water supply for nonpayments to municipal authorities organized by cities of the third class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and section 1 of the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 482) entitled "An act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut off the the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities organized by counties of the second class authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith" are hereby amended to read as follows.

An Act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities organized by counties of the second class or cities of the third class authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith

Section 1 If the owner or occupant of premises served by any water utility as hereinafter defined shall neglect or fail to pay for a period of thirty (30) days from the due date thereof any rental rate or charge for sewer sewerage or sewage treatment service imposed by any municipal authority organized by any county of the second class or city of the third class such water utility is hereby authorized and required at the request and direction of such authority or of the city borough or township to which the authority shall have assigned its claim or lien for such service to shut off the supply of water to such premises until all such overdue rentals rates and charges together with any penalties and interest thereon shall be paid If such authority or such city borough or township shall also supply water to any premises it is hereby authorized to shut off the supply of water of such premises as herein set forth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peel,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Mahanay,	Rosenfeld,	Watson,
Dent,	Mallery,	Ruth,	Wolfe,
Diehm,	McCreesh,	Scarlett,	Wood,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Snowden,	Letzler,
Freed,		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 503, as follows:

An Act to amend the title and Section 1 of the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 482) entitled "An act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposing by municipal authorities organized by counties of the second class authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith" by extending to any municipal authority organized by any city of the third class the powers granted therein

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and Section 1 of the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 482) entitled "An act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities organized by counties of the second class authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith" are hereby amended to read as follows

An Act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities organized by counties of the second class or by cities of the third class authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith

Section 1 If the owner or occupant of premises served by any water utility as hereinafter defined shall neglect or fail to pay for a period of thirty (30) days from the due date thereof any rental rate or charge for sewer seweraged sewage treatment service imposed by any municipal authority organized by any county of the second class or by any city of the third class such water utility is hereby authorized and required at the request and direction of such authority or of the city borough or township to which the authority shall have assigned its claim or lien for such service to shut off the supply of water to such premises until all such overdue rentals rates and charges together with any penalties and interest thereon shall be paid If such authority or such city borough or township shall also supply water to any premises it is hereby authorized to shut off the supply of water to such premises herein set forth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Mahanay,	Rosenfeld,	Watson,
Dent,	Mallery,	Ruth,	Wolfe,
Diehm,	McCreesh,	Scarlett,	Wood,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Snowden,	Letzler,
Freed,		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 504, as follows:

An Act to further amend the title and section 2.1 of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and water users in property served thereby annual rentals rates or charges for the use of certain sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made" by authorizing political subdivisions to contract with authorities organized by cities of the third class for sewer sewerage and sewage treatment services

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and section 2.1 of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and water users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage system and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made" as amended by

the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 499) are hereby further amended to read as follows

An Act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and water users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class or cities of the third class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made

Section 2.1 It shall be lawful for any county of the second class city borough incorporated town or township to execute such agreements and contracts as it may deem necessary or advisable with an authority organized by a county of the second class or city of the third class undertaking to provide or to design of construct facilities with which to provide sewer sewerage or sewage treatment service to it and to its inhabitants also to grant convey lease transfer encumber mortgage and pledge to such authority its sewers sewerage systems sewage treatment works and appurtenant facilities and any improvements extensions and additions thereto to assign and pledge to such authority rentals rates and charges charged and collected by it for the use thereof and to assign to such authority its power to charge and collect the same No such agreement contract grant conveyance lease transfer assignment encumbrance mortgage or pledge shall be construed to prevent the affected county of the second class city borough incorporated town or township from thereafter using its tax revenues for the purpose of maintaining repairing altering inspecting improving or extending such sewers sewerage systems or sewerage treatment works

Every such agreement contract grant conveyance lease transfer assignment encumbrance mortgage and pledge heretofore made is hereby ratified confirmed and made valid and the same shall be and remain lawful valid and enforceable according to its terms

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS&50

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peilor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Mahanay,	Rosenfeld,	Watson,
Dent,	Mallery,	Ruth,	Wolfe,
Diehm,	McCreesh,	Scarlett,	Wood,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Snowden,	Letzler,
Freed,		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 508, as follows:

An Act to amend Sections 1 and 2 of the act approved the eighteenth day of April one thousand nine hundred forty-five (P. L. 253 No. 114) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorneys' fees and providing for the assessment and recovery of such expenses including attorneys' fees" by extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors officers and other persons against certain expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1 and 2 of the act approved the eighteenth day of April one thousand nine hundred forty-five (P. L. 253 No. 114) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorneys' fees and providing for the assessment and recovery of such expenses including attorneys' fees" are hereby amended to read as follows

Section 1 In any suit brought to enforce a secondary right on the part of one or more shareholders of or owners of a proprietary interest in a corporation domestic or foreign against any officer or director or former officer or director or former officer or director of [a] such corporation [domestic or foreign] because such corporation refuses to enforce rights which may properly be asserted by it the plaintiff or plaintiffs must aver and it must be made to appear that the plaintiff or each plaintiff was a stockholder or owned such proprietary interest at the time of the transaction of which he complains or that his stock or proprietary interest devolved upon him by operation of law from a person who was a stockholder or owner of such proprietary interest at such time

Section 2 In any such suit instituted or maintained by holder or holders of less than five per centum of the outstanding shares of any class of such corporation's stock or voting trust certificates or less than five per centum of the value of the total proprietary interests in a corporations having no capital stock the corporation in whose right such action is brought shall be entitled at any stage of the proceedings to require the plaintiff or plaintiffs to give security for the reasonable expenses including attorneys' fees which may be incurred by it in connection with such suit and by the other parties defendant in connection therewith for which it may become liable pursuant to section three of this act to which security the corporation shall have recourse in such amount as the court having jurisdiction shall determine upon the termination of such action. The amount of such security may from time to time be increased in the discretion of the court having jurisdiction of such action upon showing that the security provided has or may become inadequate

Section 2 Said act is hereby amended by adding after Section 3 a new section to read as follows

Section 4 Any corporation organized under the laws

of this Commonwealth whether a stock corporation or organized on the mutual plan without capital stock shall have power to indemnify any and all of its directors or officers or former directors or officers or any person who may have served at its request as a director or officer of another corporation in which it owns shares of capital stock or of which it is a creditor against expenses actually and necessarily incurred by them in connection with the defense of any action suit or proceeding in which they or any of them are made parties or a party by reason of being or having been directors or officers or a director or officer of the corporation or of such other corporation except in relation to matters as to which any such director or officer or former director or officer or person shall be adjudged in such action suit or proceeding to be liable for negligence or misconduct in the performance of duty. Such indemnification shall not be deemed exclusive of any other rights to which those indemnified may be entitled under any by-law agreement vote of shareholders or otherwise.

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
Diehm,	McCreesh,	Scarlett,	Wolfe,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Snowden,	Letzler,
Freed,			Presiding Officer

NAYS—1

Wood,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 520, on third reading, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by providing proceedings for support shall not be on petition of indigent person imposing duty to first ascertain financial responsibility of nearest relatives and making such orders enforceable in any county of this Commonwealth

be recommitted to the Committee on Judiciary General.

Mr. SCARLETT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 525, on third reading, entitled:

An Act to further amend Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by providing for the regression in classification of cities upon their decrease in population

be placed on the Third Reading Postponed Calendar.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 535, as follows:

An Act to amend Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending the authority of school districts to lease property from the State Public Building Authority. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as added by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1017) is hereby amended to read as follows

Section 784 Contracts to Lease and Leases Operation and Maintenance Any school district shall have power and authority with the approval of the Department of Public Instruction to enter into contracts with the State Public School Building Authority to lease as lessee from the Authority any school building or any improvement thereto and the furnishings and equipment thereof constructed by the Authority for a term not exceeding forty (40) years at such rental or rentals as may be determined by the Authority and upon the execution of a contract or contracts for the construction of during the period of construction of or upon the completion of such school buildings or improvements and the furnishings and equipment thereof the school district shall have power and authority to lease the same as lessee for a term not exceeding forty (40) years at such rental or rentals as may be determined by the Authority There shall be included in the annual budget of all school districts an appropriation to meet the amount of such rental or rentals

Any school district shall have the power and authority to pay for operation and maintenance of any school building or any improvement thereto and furnishings and equipment thereof leased as lessee by it from the Authority under the provisions of the first paragraph of this section

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,
Blass,	Kessler,	Probert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Mahany,	Ruth,	Wolfe,
Dent,	Mallery,	Scarlett,	Wood,
Diehm,	McCreesh,	Silvert,	Yosko,
DiSilvestro,	McGinnis,	Snowden,	Letzler,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed.	McPherson, Jr.,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 656, on third reading, entitled:

An Act to add Section 1709 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for traveling expenses of members of joint school boards and joint school committees in attending meetings of the same

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 841, as follows:

An Act to reenact the title and to reenact and further amend the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations jointstock associations and limited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" by increasing the rate of tax and extending the provisions of the act for a further limited period of time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all the sections of the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations

and limited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and department making an appropriation and providing penalties" as last reenacted and amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 345) are hereby reenacted and further amended to read as follows

An Act

To provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and limited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties

Section 1 Short Title Be it enacted &c That this act shall be known and may be cited as the "Corporate Net Income Tax Act"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates a different meaning

"Corporation" A corporation having capital stock joint-stock association or limited partnership either organized under the laws of this Commonwealth the United States or any other state territory or foreign country or dependency and doing business in this Commonwealth or having capital or property employed or used in this Commonwealth by or in the name of itself or any person partnership association limited partnership joint-stock association or corporation The word "corporation" shall not include building and loan associations banks bank and trust companies national banks savings institutions trust companies title insurance companies beneficial life and limited life insurance companies mutual fire mutual casualty and mutual life insurance companies and foreign stock companies registered in this Commonwealth and therein engaged in doing business as life fire and casualty insurance companies and surety companies "Department" The Department of Revenue of this Commonwealth

"Net Income" 1 In case the entire business of the corporation is transacted within this Commonwealth net income for the calendar year or fiscal year as returned to and ascertained by the Federal Government or in the case of a corporation participating in the filing of consolidated returns to the Federal Government the net income which would have been returned to and ascertained by the Federal Government if separate returns had been made to the Federal Government for the current and prior taxable years subject however to any correction thereof for fraud evasion or error as finally ascertained by the Federal Government Provided That except as hereinafter otherwise provided additional deductions shall be allowed from net income on account of any Federal income or excess profits taxes paid after deducting therefrom an amount equivalent to any post-war refunds applicable to any such taxes during such calendar or fiscal year for the preceding calendar or fiscal year or accrued during such calendar or fiscal year for such year as the case may be and on account of any dividends received from any other corporation And provided further That in the case of a corporation participating in the filing of consolidated Federal returns the additional deduction allowed from net income on account of any Federal income or excess profits taxes paid or accrued shall be an amount which bears the same ratio to the total Federal income or excess profits taxes of the group after deducting therefrom an amount equivalent to any post-war refunds applicable to any such taxes as the net income of the corporation com-

puted without a deduction for such Federal taxes bears to the sum of the net incomes of the several members of the group computed without a deduction for such Federal taxes And provided further That on reports filed for the calendar year one thousand nine hundred forty-three or for any fiscal year beginning in such calendar year or any calendar or fiscal year thereafter no deduction shall be allowed for any Federal income or excess profits taxes whatsoever except the declared value excess profits tax And provided further That on reports filed for the calendar year one thousand nine hundred forty-six or for any fiscal year beginning in such calendar year or any calendar or fiscal year thereafter no deduction shall be allowed for net operating losses sustained by the corporation during any other fiscal or calendar year nor shall any net operating loss sustained by the corporation during the calendar year one thousand nine hundred forty-six or during any fiscal year beginning in such calendar year or in any calendar or fiscal year thereafter be allowed as a deduction for any prior calendar or fiscal year And provided further That in the case of stock life fire casualty and indemnity insurance companies doing business on the mutual or participating plan the term "net income" shall not include the dividends paid to policyholders out of net income

2 In case the entire business of any corporation other than a corporation engaged in doing business as an insurance or surety company is not transacted within this Commonwealth the tax imposed by this act shall be based upon such portion of the net income of such corporation for the fiscal or calendar year as defined in clause one hereof as may be determined by allocations and apportionments made as follows

(a) Gains realized and losses sustained from the sale or exchange of capital assets if such assets consist of real estate or tangible personal property situated in the Commonwealth shall be allocated to this Commonwealth

(b) Gains realized and losses sustained from the sale or exchange of capital assets if such assets consist of real estate or tangible personal property situated outside of the Commonwealth shall not be allocated to any part of this Commonwealth

(c) The remainder of such net income shall be divided into three equal parts

(1) Of one-third such portion shall be attributed to business carried on within this Commonwealth as shall be found by multiplying said one-third by a fraction whose numerator is the value of the corporation's tangible property situated within this Commonwealth and whose denominator is the value of all the corporation's tangible property wherever situated

(2) Of one-third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said one-third by a fraction whose numerator is the expenditures of the corporation for wages salaries commissions and other compensation to its employees and assignable to this Commonwealth as hereinafter provided and whose denominator is the total expenditures of the corporation for wages salaries commissions and other compensation to all its employees

(3) Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayer's gross receipts from business assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its business

In cases where only two of the foregoing three rules are applicable the remainder of the net income of the corporation shall be divided into two equal parts only each of which shall be apportioned in accordance with one of the remaining two rules If only one of the three rules is applicable the part of the net income received from business carried on within the Commonwealth shall be determined solely by that rule

The amount assignable to this Commonwealth of expenditures of the corporation for wages salaries commissions or other compensation to its employees shall be such

expenditures for the taxable year as represent the wages salaries commissions or other compensation of employees not chiefly situated at connected with or sent out from premises for the transaction of business maintained by the corporation outside the Commonwealth

The amount of the corporation's gross receipts from business assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year except those negotiated or effected in behalf of the corporation by agents or agencies chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside of the Commonwealth and except rentals and royalties and interest and dividends (2) rentals or royalties from property situated or from the use of patents within this Commonwealth and (3) dividends and interest except such dividends and interest attributable to the business conducted on premises maintained by the taxpayer outside the Commonwealth If a corporation maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the department shall in determining the amount of its gross receipts from business assignable to this Commonwealth include therein the gross receipts by the corporation to the business conducted at such place of business in another state In the case of construction contracts negotiated or effected at an office in the State of Pennsylvania but performed outside the state the gross receipts under such contracts shall be assignable outside the state except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the state and partly outside the state such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year In the case of construction contracts negotiated or effected at an office outside the state but performed in the state the gross receipts under such contracts shall be assignable to the state except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the state and partly outside the state such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in the state under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a corporation for wages salaries commissions or other compensation or the gross receipts of the corporation are found to be situated incurred or received without the Commonwealth

3 In case the entire business of any corporation engaged in doing business as an insurance or surety company is not transacted within this Commonwealth the tax imposed by this act shall be based upon such portion of the net income of such corporation for the fiscal or calendar year as defined in clause one hereof as shall be attributed to business transacted within this Commonwealth by multiplying such net income by a fraction of which the numerator is the gross premiums received from business transacted within the Commonwealth as hereinafter defined and of which the denominator is the amount of the gross premiums received from all its business "Gross Premiums" shall mean the amount of dues fees and premiums stated in the policy contracts and shall include gross premiums of every character and description received during the taxable year from all underwriting activities whether said premiums were received in money or in the form of notes credits or any other substitute for money less the following deductions

(a) All premiums returned on policies cancelled or not taken

(b) In the case of stock companies with participating features an additional deduction for that portion of the premiums returned to the policyholders

(c) In the case of life insurance companies an addi-

tional deduction for dividends declared and actually used by policyholders in payment of renewal premiums

"Gross premiums received from business transacted in the Commonwealth" shall mean gross premiums received from policies and annuities written on property or risks located or resident in this Commonwealth whether such premiums were collected in this Commonwealth or elsewhere

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

The singular shall include the plural and the masculine shall include the feminine and neuter

Section 3 Imposition of Tax Every corporation shall be subject to and shall pay for the privilege of doing business in this Commonwealth or having capital or property employed or used in this Commonwealth by or in the name of itself or any person partnership association limited partnership joint-stock association or corporation a State excise tax at the rate of six per centum per annum upon each dollar of net income of such corporation received by and accruing to such corporation during the calendar year one thousand nine hundred thirty-five except where a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of six per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal year commencing in the calendar year one thousand nine hundred thirty-five and ending in the calendar year one thousand nine hundred thirty-six a similar tax at the rate of ten per centum per annum upon each dollar of the net income of such corporation received by and accruing to such corporation during the calendar year one thousand nine hundred thirty-six except where a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of ten per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal year commencing in the calendar year one thousand nine hundred thirty-six and ending in the calendar year one thousand nine hundred thirty-seven and a similar tax at the rate of seven per centum per annum upon each dollar of the net income of such corporation during the calendar year one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one and one thousand nine hundred forty-two except when a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of seven per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal years commencing in the calendar years one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one and one thousand nine hundred forty-two and a similar tax at the rate of four per centum per annum upon each dollar of the net income of such corporation received by and accruing to such corporation during the calendar years one thousand nine hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty except where a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of four per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal years commencing in the calendar years one thousand nine

hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty and a similar tax at the rate of five per centum per annum upon each dollar of the net income of such corporation received by and accruing to such corporation during the calendar years one thousand nine hundred fifty-one and one thousand nine hundred fifty-two except where a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of five per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal years commencing in the calendar years one thousand nine hundred fifty-one and one thousand nine hundred fifty-two

The tax hereby imposed shall be in addition to all taxes now imposed on any corporation under the provisions of existing laws

Section 4 Report and Payment of Tax For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every corporation liable to pay tax under this act on or before the fifteenth day of April one thousand nine hundred thirty-six one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one thousand nine hundred forty-two one thousand nine hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine one thousand nine hundred fifty [and] one thousand nine hundred fifty-one one thousand nine hundred fifty-two and one thousand nine hundred fifty-three to transmit to the department upon a form prescribed prepared and furnished by the department a report under oath or affirmation of its president vice-president or other principal officer and of its treasurer or assistant treasurer of net income taxable under the provisions of this act Such report shall set forth

(a) A true copy of its return to the Federal Government of the annual net income arising or accruing in the calendar or fiscal year next preceding or such part or portions of said return as the department may designate

(b) If no return was filed with the Federal Government the report made to the department shall show such information as would have been contained in a return to the Federal Government had one been made and

(c) Such other information as the department may require

The failure of any corporation liable to pay tax under this act to procure or receive any report form shall not excuse it from making a report

Every corporation upon the date its report is required herein to be made shall pay to the department not less than one-half of the tax due to the Commonwealth by it for such preceding year and the remaining one-half of such tax shall be paid within the thirty days next succeeding and except as otherwise provided by law no extension of time for the filing of any report granted by the department shall extend the date any tax imposed by this act shall be due and payable The amount of all taxes imposed under the provisions of this act not paid on or before the times as above provided shall bear interest at the rate of six (6) per centum per annum from the date they are due and payable until paid except that if the taxable income has been or is increased by the Commissioner of Internal Revenue or by any other agency or court of the United States interest shall be computed on the additional tax due from thirty days after the corporation receives notice of the change of income until paid Provided however That any corporation may pay the full amount of such tax or any part thereof together with interest due to the date of payment without prejudice to its right to present and prosecute a petition for resettlement a petition for review or an appeal to court If it be thereafter determined that

such taxes were overpaid the department shall enter a credit to the account of such corporation which may be used by it in the manner prescribed by law

If the officers of any corporation shall neglect or refuse to make any report as herein required or shall knowingly make any false report an additional ten per centum of the amount of the tax shall be added by the department to the tax determined to be due

If any corporation closes its fiscal year not upon the thirty-first day of December but upon some other date and reports to the Federal Government as of such other date or would so report were it to make a return to the Federal Government such corporation shall certify such fact to the Department of Revenue and shall make the report herein required within thirty (30) days after the return to the Federal Government is due or would be due were it to be required of such corporation subject in all other respects to the provisions of this act

If the corporation shall claim in its report that the return made to the Federal Government was inaccurate the amount claimed by it to be the net income taxable under this act and the basis of such claim of inaccuracy shall be fully specified

Section 5 Consolidated Reports The department shall not permit any corporation owning or controlling directly or indirectly any of the voting capital stock of another corporation or of other corporations subject to the provisions of this act to make a consolidated report showing the combined net income

Section 6 Extension of Time to File Reports The department may upon application made to it in such form as it shall prescribe on or prior to the last day for filing any report and upon proper cause shown grant to the corporation required to file such report an extension of not more than sixty (60) days within which such report may be filed and in case the Federal income tax authorities at any time grant a longer extension of time for filing such reports with the Federal Government the department may grant an additional extension of time for filing the report under this act of not more than thirty (30) days after the termination of the Federal extension but the amount of tax due shall in such cases nevertheless be subject to interest from the due dates and at the rates fixed by this act

Section 7 Changes Made by Federal Government (a) If the amount of the net income as returned by any corporation to the Federal Government is finally changed or corrected by the Commissioner of Internal Revenue or by any other agency or court of the United States such corporation within thirty (30) days after the receipt of such final change or correction shall make a corrected report under oath or affirmation to the department showing such finally changed or corrected net income upon which the tax is required to be paid to the United States. In case a corporation fails to file a report of such correction which results in an increase in net income within the time prescribed there shall be added to the tax a penalty of five dollars (\$5.00) for every day during which such corporation is in default but the department may abate any such penalty in whole or in part

(b) If as a result of such final change or correction there should be any change made in the amount of the net income of any corporation upon which tax is imposed by this act the department shall have the power and its duty shall be to resettle such taxes. Whenever a resettlement shall have been made hereunder the department shall resettle the account according to law and shall credit or charge as the case may be the amount resulting from such resettlement upon the current accounts of the corporation with which it is made. The resettlement shall be subject to audit and approval by the Department of the Auditor General as in the case of original settlements and in case of the failure of the two departments to agree the resettlement shall be submitted to the Board of Finance and Revenue as in the case of original settlements

(c) Where a report of change correction or redetermination of Federal income or Federal tax has been filed after a petition for review or an appeal has been taken such report shall be deemed a part of the original report upon petition of the taxpayer at any subsequent proceeding as

though it had been filed with the original report and no separate petition for review or appeal from the resettlement resulting from such report of change correction or redetermination shall be necessary

(d) The provisions of this section shall not be construed so as to permit a resettlement based upon the allowance of any deduction on account of net operating losses sustained in other fiscal or calendar years that are not allowed as deductions under the definition of "Net Income" as contained in section two of this act

Section 8 Settlement and Resettlement (a) All taxes due under this act shall be settled by the department and such settlement shall be subject to audit and approval by the Department of the Auditor General and shall so far as possible be made so that notice thereof may reach the taxpayer before the end of a year after the tax report was required to be made

(b) Promptly after the date of any such settlement the department shall send by mail or otherwise a copy thereof to such corporation. The tax imposed by this act shall be settled resettled and otherwise imposed and adjusted in the same manner within the same periods of time and right of resettlement review appeal and refund as provided by law in the case of capital stock and franchise taxes imposed upon corporations

(c) If within a period of two years after the date of any settlement the department is not satisfied with such settlement or if at any time the net income as returned by any corporation to the Federal Government is finally changed or corrected by the Commissioner of Internal Revenue or by any other agency or court of the United States with the result that tax in addition to the amount paid is due under this act the department is hereby authorized and empowered to make a resettlement of the tax due by such corporation based upon the facts contained in the report or upon any information within its possession or that shall come into its possession

Whenever a resettlement shall have been made hereunder the department shall resettle the account according to law and shall credit or charge as the case may be the amount resulting from such resettlement upon the current accounts of the corporation with which it is made

The resettlement shall be subject to audit and approval by the Department of the Auditor General as in the case of original settlement and in case of the failure of the two departments to agree the resettlement shall be submitted to the Board of Finance and Revenue as in the case of original settlements

(d) If any corporation shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such corporation and subject to audit and approval by the Department of the Auditor General settle the amount due by it for taxes penalties and interest thereon as prescribed herein from which settlement there shall be no right of review or appeal but the department with the approval of the Department of the Auditor General may require a report to be filed and thereupon make a settlement based upon such report and cancel the estimated settlement

Section 9 Enforcement Rules and Regulations Inquisitorial Powers of the Department (a) The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations not inconsistent with this act relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of taxes penalties and interest imposed by this act. The department is hereby required to have such rules and regulations promulgated and adopted printed and shall distribute the same to any person upon request

(b) The department or any agent authorized in writing by it is hereby authorized to examine the books papers and records and to investigate the character of the business of any corporation in order to verify the accuracy of any report made or if no report was made by such corporation to ascertain and settle the tax imposed by this act. Every such corporation is hereby directed and

required to give to the department or its duly authorized agent the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized Any information gained by the department as a result of any returns investigations or verifications required to be made by this act shall be confidential except for official purposes and any person divulging such information shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) or more than one thousand dollars (\$1000.00) and costs of prosecution or to undergo imprisonment for not more than six (6) months or both in the discretion of the court

(c) Whenever any person acting for or on behalf of the department shall in good faith institute legal proceedings for any violations of the provisions of this act and for any reason shall fail to recover costs of record such costs shall be a charge upon the proper county as shall such costs in the event defendant is imprisoned for failure to pay fine or costs or both and shall be audited and paid as are costs of like character in said county

(d) The powers conferred by this act upon the department relating to the administration or enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the department by law

Section 10 Retention of Records by Corporations Penalty Each corporation shall maintain and keep for a period of three (3) years after any report is filed under this act such record or records of its business within this Commonwealth for the period covered by such report and other pertinent papers as may be required by the department

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine not exceeding one thousand dollars (\$1000.00) and costs of prosecution or to undergo imprisonment for not more than six (6) months or both in the discretion of the court

Section 11 Penalties (a) Any person who shall wilfully make a false and fraudulent return of net income made taxable by this act shall be guilty of wilful and corrupt perjury and upon conviction thereof shall be subject to punishment as provided by law Such penalty shall be in addition to any other penalties imposed by this act

(b) Any person who wilfully fails neglects or refuses to make a report or to pay the tax as herein prescribed or who shall refuse to permit the department to examine the books papers and records of any corporation liable to pay tax under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000.00) and costs of prosecution or to undergo imprisonment not exceeding six (6) months or both in the discretion of the court Such penalty shall be in addition to any other penalties imposed by this act

Section 12 Constitutional Construction The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 13 Effective Date This act shall become effective immediately upon its final enactment and shall remain in force only for the imposition and collection of taxes on net income of corporations for the calendar years one thousand nine hundred thirty-five one thousand nine hundred [and] thirty-six one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one thousand nine hundred forty-two one thousand nine hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine [and] one thousand nine hundred fifty one thousand nine hundred fifty-one

and one thousand nine hundred fifty-two or for the fiscal years ending in the calendar years one thousand nine hundred thirty-six one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one thousand nine hundred forty-two one thousand nine hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine one thousand nine hundred fifty [and] one thousand nine hundred fifty-one one thousand nine hundred fifty-two and one thousand nine hundred fifty-three

Section 2 This reenacting and amending act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,
Blass,	Kessler,	Probert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Mahany,	Ruth,	Wolfe,
Dent,	Mallery,	Scarlett,	Wood,
Diehm,	McCreesh,	Silvert,	Yosko,
DiSilvestro,	McGinnis,	Snowden,	Letzler,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,	McPherson, Jr.,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 842, as follows:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations joint-stock associations limited partnership and companies for a further limited period of time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as last amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 358) is hereby further amended to read as follows

Section 21 (a) That every domestic corporation other than corporations of the first class nonprofit [corporation] corporations and cooperative agricultural associations not

having capital stock and not conducted for profit and every joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a tax at the rate of five mills upon each dollar of the actual value of its whole capital stock of a kinds including common special and preferred as ascertained in the manner prescribed in said twentieth section. Provided That the tax of five mills imposed by this subsection on reports filed for the calendar years one thousand nine hundred forty-seven one thousand nine hundred forty-nine [and] one thousand nine hundred fifty one thousand nine hundred fifty-one and one thousand nine hundred fifty-two or for the fiscal years beginning in the calendar years one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine [and] one thousand nine hundred fifty one thousand nine hundred fifty-one and one thousand nine hundred fifty-two shall apply to the taxation of capital stock of corporations limited partnerships and joint-stock associations organized for manufacturing purposes excepting companies engaged in the distilling of liquors. Provided further That after said [four] six year period the provisions of this section shall not apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for manufacturing purposes which is invested in and actually and exclusively employed in carrying on manufacturing within the State excepting companies engaged in the distilling of liquors and such as enjoy and exercise the right of eminent domain but every corporation limited partnership or joint-stock association organized for the purpose of manufacturing shall pay the State tax of five mills herein provided upon such proportion of its capital stock if any as may be invested in any property or business not strictly incident or appurtenant to the manufacturing business in addition to the local taxes assessed upon its property in the district where located it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the manufacturing plant and business.

(b) Every foreign corporation joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a franchise tax at the rate of five mills upon a taxable value to be determined in the following manner. The actual value of its whole capital stock of all kinds including common special and preferred shall be ascertained in the manner prescribed in the twentieth section of this act and shall then be divided into three equal parts.

(1) Of one third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the value of the taxpayer's tangible property not actually and exclusively used in manufacturing situated within the Commonwealth and whose denominator is the value of all the taxpayer's tangible property wherever situated.

(2) Of another third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the expenditures of the taxpayer for wages salaries commissions or other compensation to its employees not exclusively engaged in manufacturing in this Commonwealth and assignable to this Commonwealth as hereinafter provided and whose denominator is the total expenditures of the taxpayer for wages salaries commissions or other compensation to all its employees.

(3) Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayer's gross receipts from business not strictly incident or appurtenant to manufacturing in this Commonwealth assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its business.

The sum of the amounts determined in accordance with the foregoing three rules shall be the taxable value. In a case where only two of the foregoing three rules are applicable the remaining third equal part of the value of the entire capital stock shall be divided into two equal parts each of which shall be apportioned in accordance with one of the remaining two rules. If only one of the three rules is applicable that part of the entire capital monwealth shall be determined solely by that rule.

The amount assignable to this Commonwealth of ex-stock attributed to business carried on within the Commonwealth of the taxpayer for wages salaries commissions or other compensation to its employees shall be such expenditures for the taxable year as represent the wages salaries commissions or other compensation of employees not chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth.

The amount of the taxpayer's gross receipts from business assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year except those negotiated or effected in behalf of the taxpayer by agents or agencies chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth and except rents and royalties and interest and dividends (2) rentals or royalties from property situated or from the use of patents within this Commonwealth and (3) dividends and interest except such dividends and interest attributable to the business conducted on premises maintained by the taxpayer outside the Commonwealth. If a taxpayer maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the Department of Revenue shall in determining the amount of its gross receipts from business assignable to this Commonwealth include therein the gross receipts attributed by the taxpayer to the business conducted at such place of business in another state.

In the case of construction contracts negotiated or effected at an office in the State of Pennsylvania but performed outside the State the gross receipts under such contracts shall be assignable outside the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year. In the case construction contracts negotiated or affected at an office outside the State but performed in State the gross receipts under such contract shall be assignable to the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under the contract for the taxable year bear to the total cost incurred thereunder for the taxable year.

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a taxpayer for wages salaries commissions or other compensation or the gross receipts of the taxpayer are found to be situated incurred or received without the Commonwealth.

Notwithstanding the foregoing provisions of this subsection (b) the franchise tax of five mills imposed by subsection (b) on reports filed for the calendar years one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine [and] one thousand nine hundred fifty one thousand nine hundred fifty-one and one thousand nine hundred fifty-two and for fiscal years beginning in the calendar years one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine [and] one thousand nine hundred fifty one thousand nine hundred fifty-one and one thousand nine hundred fifty-two shall apply to the taxation of corporations limited partnerships and joint-stock association organized for manufacturing purposes excepting

companies engaged in the distilling of liquors without excluding from the numerators of the applicable fractions manufacturing compensation of employees exclusively engaged in manufacturing and gross receipts from business strictly incident or appurtenant to manufacturing

After said [four] six year period the provisions of this subsection shall apply to the taxation of corporations limited partnerships and joint-stock associations organized for manufacturing purposes

(c) It shall be the duty of the treasurer or other officers having charge of any such corporation joint-stock association or limited partnership upon which a tax is imposed by this section to transmit the amount of said tax to the Treasury of the Commonwealth within the time prescribed by law. Provided That for the purposes of this act interest in limited partnerships or joint-stock associations shall be deemed to be capital stock and taxable accordingly. Provided further That corporations limited partnerships and joint-stock associations liable to a tax under this section shall not be required to pay any further tax on the mortgages bonds and other securities owned by them and in which the whole body of stockholders or members as such have the entire equitable interest in remainder but corporations limited partnerships and joint-stock associations owning or holding such securities as trustees executors administrators guardians or in any other manner than for the whole body of stockholders or members thereof as sole equitable owners in remainder shall return and pay the tax imposed by this act upon all securities so owned or held by them as in the case of individuals. Provided further That the tax of five mills imposed by this section on reports filed for the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six and for each calendar year thereafter or for the fiscal year beginning in the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six and for each fiscal year thereafter shall apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for laundering and for the processing and curing of meats their products and by products excepting companies engaged in the distilling of liquors. Provided further That in case of fire and marine insurance companies the tax imposed by this section shall be at the rate of five mills upon each dollar of the actual value of the whole capital stock. Provided That nothing in this act shall be so construed as to apply to building and loan associations chartered by the State of Pennsylvania

Section 2 The provisions of this act shall be retroactive to the first day of January one thousand nine hundred forty-nine so that domestic and foreign corporations limited partnerships and joint-stock associations organized for manufacturing purposes shall pay the tax imposed for the calendar years one thousand nine hundred forty-nine one thousand nine hundred fifty one thousand nine hundred fifty-one and one thousand nine hundred fifty-two or for the fiscal years beginning in the calendar years one thousand nine hundred forty-nine one thousand nine hundred fifty one thousand nine hundred fifty-one and one thousand nine hundred fifty-two as other domestic and foreign corporations limited partnerships and joint-stock associations

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peeler,	Wagner,

Blass,	Kessler,	Propert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Mahany,	Ruth,	Wolfe,
Dent,	Mallery,	Scarlett,	Wood,
Diehm,	McCreesh,	Silver,	Yosko,
DiSilvestro,	McGinnis,	Snowden,	Letzler,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,	McPherson, Jr.,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 843, as follows:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" as last amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 363) is hereby further amended to read as follows

Section 23 That every railroad company pipe line company conduit company steamboat company canal company slack water navigation company transportation company and every other company association joint-stock association or limited partnership now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every copartnership person or persons owning operating or leasing to or from another corporation company association joint-stock association limited partnership copartnership persons or persons any railroad pipe line conduit steamboat canal slack water navigation or other device for the transportation of freight passengers baggage or oil except taxi-cabs motor buses and motor omnibuses and every limited partnership association joint-stock association corporation or company engaged in or hereafter engaged in the transportation of freight or oil within this State and every telephone company telegraph company express company electric light company water-power company hydro-electric company palace car company and sleeping car company now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every limited partnership association joint-stock association copartnership person or persons engaged in telephone telegraph express electric light and power waterpower hydro-electric palace car or sleeping car business in this Commonwealth shall pay to the State Treasurer through the Department of Revenue a tax of fourteen mills for the six months' periods ending June thirtieth one thousand nine hundred thirty-five December thirty-first one thousand nine hundred thirty-

five and June thirtieth one thousand nine hundred thirty-six and twenty mills for the six months' periods ending December thirty-first one thousand nine hundred thirty-six June thirtieth and December thirty-first one thousand nine hundred thirty-seven June thirtieth and December thirty-first one thousand nine hundred thirty-eight June thirtieth and December thirty-first one thousand nine hundred thirty-nine June thirtieth and December thirty-first one thousand nine hundred forty June thirtieth and December thirty-first one thousand nine hundred forty-one June thirtieth and December thirty-first one thousand nine hundred forty-two June thirtieth and December thirty-first one thousand nine hundred forty-three and fourteen mills for the six months' periods ending June thirtieth and December thirty-first one thousand nine hundred forty-four and for the twelve months' periods ending December thirty-first one thousand nine hundred forty-five December thirty-first one thousand nine hundred forty-six December thirty-first one thousand nine hundred forty-seven December thirty-first one thousand nine hundred forty-eight December thirty-first one thousand nine hundred forty-nine December thirty-first one thousand nine hundred fifty December thirty-first one thousand nine hundred fifty-one and December thirty-first one thousand nine hundred fifty-two and eight mills thereafter upon the dollar of the gross receipts of said corporation company or association limited partnership joint-stock association copartnership person or persons received from passengers baggage and freight transported wholly within this State from telegraph or telephone messages transmitted wholly within the State from express palace car or sleeping car business done wholly within this State or from the sales of electric energy except gross receipts derived from sales for resale of electric energy to persons partnerships associations corporations or political subdivisions subject to the tax imposed by this act upon gross receipts derived from such resale and from the transportation of oil done wholly within the State The said tax shall be paid within the time prescribed by law for the payment of taxes settled by the Department of Revenue and for the purpose of ascertaining the amount of the same it shall be the duty of the treasurer or other proper officer of the said company copartnership limited partnership association joint-stock association or corporation of Revenue on or before the first day of February pation or person or persons to transmit to the Department of each year a statement and under oath or affirmation of the amount of gross receipts of the said companies copartnerships corporations associations joint-stock associations limited partnerships person or persons derived from all sources and of gross receipts from business done wholly within the State during the period of twelve months immediately preceding the first day of January of each year The time for filing reports may be extended estimated settlements may be made by the Department of Revenue if reports are not filed and the penalties for failing to file reports and pay the tax shall be as prescribed by the laws defining the powers and duties of the Department of Revenue Provided That in any case where the works of any corporation company copartnership association joint-stock association limited partnership person or persons are operated by another corporation company copartnership association joint-stock association limited partnership person or persons the taxes imposed by this section shall be apportioned between the said corporations companies copartnerships associations joint-stock associations limited partnerships person or persons in accordance with the terms of their respective leases or agreements but for the payment of the said taxes the Commonwealth shall first look at the corporation company copartnership association joint-stock association limited partnership person or persons operating the works and upon payment by the said company corporation copartnership association joint-stock association limited partnership person or persons of a tax upon the receipts as herein provided derived from the operation thereof no other corporation company copartnership association joint-stock association limited partnership person or persons shall be held liable under this section for any tax upon the proportion of said

receipts received by said corporation company copartnership association joint-stock association limited partnership person or persons for the use of said works

This act shall be construed to apply to municipalities and to impose a tax upon the gross receipts derived from any municipally owned and operated public utility or from any public utility service furnished by any municipality to the extent of such gross receipts as are derived from business done outside the limits of the municipality operating the public utility service

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peeler,	Wagner,
Blass,	Kessler,	Probert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Mahany,	Ruth,	Wolfe,
Dent,	Mallery,	Scarlett,	Wood,
Diehm,	McCreesh,	Silvert,	Yosko,
DiSilvestro,	McGinnis,	Snowden,	Letzler,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,	McPherson, Jr.,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 844, as follows:

An act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by providing that the provisions of said act shall continue in effect until repealed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all the sections of the act approved the fourteenth day of June one thousand nine hundred thirty-five P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at retail or wholesale and providing penalties" as last reenacted and amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 336) are hereby reenacted and further amended to read as follows

An Act

To provide revenue by imposing a State tax upon sales

or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties

Section 1 Be it enacted &c That this act shall be known and may be cited as the "Cigarette Tax Act"

Section 2 The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Association" Any partnership limited partnership or other form of unincorporated enterprise owned by two or more persons

"Dealer" Any wholesale dealers and in the cases hereinafter prescribed retail dealers The term "wholesale dealer" shall include any person who or which sell within Pennsylvania cigarettes to retail dealers or for purposes of resale or who or which purchases cigarettes directly from any manufacturer for purposes of resale The term "retail dealer" shall include every person other than a wholesale dealer who or which receives from any source whatsoever cigarettes for the purpose of sale to consumer in Pennsylvania or for any other purpose than that of resale whenever the packages of cigarettes so received do not have affixed to them the stamps evidencing the payment of the tax imposed by this act

"Department" The Department of Revenue of this Commonwealth

"Package" The individual package box or other container in or from which retail sales of cigarettes are normally made or intended to be made

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Cigarettes" Any roll for smoking made wholly or in part of tobacco irrespective of size or shape and whether or not such tobacco is flavored adulterated or mixed with any other ingredient the wrapper or cover of which is made of paper or any other substance or material excepting tobacco

"Sale" And transfer for a consideration exchange barter gift offer for sale and distribution in any manner or by any means whatsoever

The singular shall include the plural and the masculine shall include the feminine and the neuter

Section 3 (a) On and after the effective date of this act it shall be unlawful for any person to continue to engage in or thereafter to begin to engage in the sale of cigarettes at wholesale within this Commonwealth or for any person excepting commissaries ships' stores and voluntary unincorporated organizations of military forces personnel operating under regulations promulgated by the Secretary of Defense or departments under his jurisdiction and excepting retail dealers located in veterans' administration hospitals as to sales of cigarettes to patients in said hospitals to continue to engage in or thereafter to begin to engage in the sale of cigarettes at retail within this Commonwealth unless a cigarette permit or permits shall have been issued to him as hereinafter prescribed

(b) Every person desiring to continue to engage in or hereafter to begin to engage in the sale of cigarettes at wholesale or retail within this Commonwealth except those persons exempt under section 3 (a) hereof shall file an application for a cigarette permit or permits with the department Every application for a cigarette permit shall be made upon a form prescribed prepared and furnished by the department and shall set forth the name under which the applicant transacts or intends to transact business the location of his place of business within this Commonwealth and such other information as

the department may require If the applicant has or intends to have more than one place of business within the Commonwealth the application shall state the location of each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be signed by the owner if a natural person and in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to which shall be attached the written evidence of his authority

At the time of making such application the applicant shall pay to the department a permit fee of one dollar (\$1.00) for each permit

Upon approval of the application and the payment of the permit fee or fees herein required the department shall grant and issue to each applicant a cigarette permit for each place of business within the Commonwealth set forth in his application Cigarette permits shall not be assignable and shall be valid only for the persons in whose names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued

All permits shall expire on the thirty-first day of December next succeeding the date upon which they are issued unless sooner suspended surrendered or revoked for cause by the department

(c) Permits issued under the provisions of this act may be renewed annually before the first day of January upon application made to the department and the payment of a renewal fee of one dollar (\$1.00)

Whenever any permit issued under the provisions of this act is defaced destroyed or lost the department may issue a duplicate permit to the holder of the defaced destroyed or lost permit upon the payment of a fee of fifty cents (\$.50)

(d) The department may suspend or after hearing revoke a cigarette permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this act or any rules or regulations of the department prescribed adopted and promulgated under this act Upon suspending or revoking any cigarette permit the department shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and the holder shall surrender promptly all such permits to the department as requested Whenever the department suspends a cigarette permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded After such hearing the department shall either rescind its order of suspension or good cause appearing therefor shall continue the suspension or revoke the permit

Section 4 A State excise tax is hereby imposed and assessed upon sale of cigarettes by dealers at the rate of two cents per ten cigarettes or fraction thereof except such sales of cigarettes as are not within the taxing power of this Commonwealth under the commerce clause of the Constitution of the United States and except such sales as are made to authorized purchasers by those persons exempt under section 3 (a) hereof Provided That only one sale of the same package of cigarettes shall be used in computing the amount of tax due hereunder

Except as hereinafter provided dealers shall be liable to the Commonwealth as taxpayers for the payment of the tax imposed by this act and shall pay the tax into the State Treasury through the department by purchasing from the department adhesive stamps of such design and denominations as may be prescribed by the department

Manufacturers of cigarettes located within or outside of this Commonwealth and wholesale dealers in cigarettes located outside of this Commonwealth may purchase

stamps from the department and affix such stamps in the manner hereinafter prescribed to packages of cigarettes to be sold within this Commonwealth in which case the dealer within this Commonwealth receiving such stamped packages of cigarettes will not be required to purchase and affix stamps on such packages of cigarettes

Section 5 Each dealer shall affix within the time hereinafter prescribed to each package of cigarettes stamps furnished by and purchased from the department evidencing the payment of the tax imposed by this act and shall cancel such stamps before such cigarettes are offered for sale or before they are otherwise disposed of unless stamps have been affixed to such packages of cigarettes before such dealer received them Each wholesale dealer in this Commonwealth shall affix such stamps to each package of cigarettes unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department prior to the delivery of such packages to any retail dealer in this Commonwealth

Each retail dealer in this Commonwealth those persons exempt under section 3 (a) hereof shall immediately upon the receipt of any cigarettes at his place of business so affix such stamps to each package of cigarettes unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department or shall immediately mark in ink on each unopened box carton or other container of such cigarettes the word "received" and the month day and year of such receipt and shall affix his signature thereto The retail dealer shall in any event open such box carton or other container and immediately affix such stamps to each package therein and cancel the same in the manner prescribed by the department within twenty-four hours after such receipt and prior to the sale of such cigarettes

Whenever any cigarettes are found in the place of business of such retail dealer without the stamps affixed and cancelled or not marked as having been received within the preceding twenty-four hours as required by this section the prima facie presumption shall arise that such cigarettes are kept therein in violation of the provisions of this act

Stamps shall be affixed to each package of cigarettes of an aggregate denomination not less than the amount of the tax upon the contents therein and shall be affixed in such manner that they will be visible to the purchaser Upon affixing stamps to a package of cigarettes the person affixing them shall cancel them by such method or in such manner as may be prescribed by the department

Section 6 The department shall prescribe prepare and furnish adhesive stamps of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act The department shall make provisions for the sale of such stamps in such places and at such times as it may deem necessary

The department shall appoint wholesale dealers in cigarettes within this Commonwealth and may appoint any other persons within or without the Commonwealth as agents to affix the stamps to be used in paying the tax herein imposed upon sales of cigarettes but a wholesale dealer shall at all times have the right to appoint the person who is to affix the stamps to any cigarettes under his control and whenever the department shall sell consign or deliver to any such agent any such stamps such agent shall be entitled to receive as compensation for his services and expenses as such agent in affixing such stamps and to retain out of the moneys to be paid by him for such stamps a commission of four per centum on the par value thereof if and when such agent has purchased the stamps affixed by him directly from the department The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of the sale delivery or consignment to such agent of such stamps

Section 7 Every person engaged in the sale of cigarettes

at wholesale within this Commonwealth and every person engaged in the sale of cigarettes at retail within this Commonwealth except those persons exempt under section 3 (a) hereof shall maintain and keep for a period of two years such record or records of cigarettes received sold and delivered within this Commonwealth by him together with invoices bills of lading and other pertinent papers as may be required by the department

The department or any agent appointed in writing by it is hereby authorized to examine the books papers invoices and other records the stock of cigarettes in and upon any premises where the same are placed stored and sold and equipment of any such wholesale or retail dealer pertaining to the sale and delivery of cigarettes taxable under this act to verify the accuracy of the payment of the tax imposed and assessed by this act Every such person is hereby directed and required to give to the Secretary of Revenue or his duly authorized representative the means facilities and opportunity for such examinations as are hereby provided and required

Section 8 The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to

(a) The method and the means to be used in the cancellation of stamps

(b) The denominations and sale of stamps

(c) Any other matter or thing pertaining to the administration and enforcement of the provisions of this act

Section 9 Whenever any cigarettes upon which stamps have been placed by a dealer have been sold and shipped by him into another state for sale or use therein or have been sold to those persons exempt under section 3

(a) hereof for resale to authorized purchasers or have become unfit for use and consumption or unsalable or have been destroyed such dealer shall be entitled to a refund of the actual amount of tax paid by him with respect to such cigarettes If the department is satisfied that any dealer is entitled to a refund it shall certify the proposed amount of such refund to the Board of Finance and Revenue for approval and thereafter shall issue to such dealer stamps of sufficient value to cover the refund as approved by the board The department is hereby authorized to adopt prescribe and promulgate such rules and regulations with regard to the presentation and proof of claim for refunds as it may deem advisable

The department may promulgate rules and regulations to relieve manufacturers and dealers from affixing the stamps on such cigarettes as are sold and shipped to points outside the Commonwealth for use outside the Commonwealth or on such cigarettes as are sold to those persons exempt under section 3 (a) hereof for resale to authorized purchasers

Section 10 Every person other than a common carrier or the employee thereof who shall possess or transport any cigarettes upon the public highways roads or streets of this Commonwealth for the purpose of delivery sale or disposition shall be required to have in his actual possession invoices or delivery tickets for such cigarettes The absence of such invoices or delivery tickets shall be prima facie evidence that such person is a dealer in cigarettes in this Commonwealth and subject to the provisions of this act

Section 11 (a) Any person who shall sell cigarettes without being the holder of a cigarette permit or permits as required by this act shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars (\$25) and costs of prosecution and in default of payment thereof to undergo imprisonment for not more than ten (10) days

(b) Any person who shall sell cigarettes without purchasing and affixing stamps to each package thereof as required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred dollars (\$100) or more than one thousand dollars (\$1000) or to suffer imprisonment for a term not exceeding six

(6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than five hundred dollars (\$500) or more than one thousand dollars (\$1000) and to suffer imprisonment for a term not less than six (6) months or more than three (3) years

(c) Any person who shall fail neglect or refuse to comply with or shall violate the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act or who shall refuse to permit the department or any agent appointing by it in writing to examine his books papers invoices and other records his stock of cigarettes in and upon any premises where the same are prepared stored and sold and his equipment pertaining to the sale of cigarettes taxable under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100) or more than five hundred dollars (\$500) or to suffer imprisonment of not more than six (6) months or both in the discretion of the court

(d) Any person who falsely or fraudulently makes forges alters [for] or counterfeits any stamp prescribed by the department under the provisions of this act or causes or procures to be falsely or fraudulently made forged altered or counterfeited any such stamp or knowingly and wilfully utters publishes passes or tenders as true any such false altered forged or counterfeited stamps or uses more than once any stamp provided for and required by this act for the purpose of evading the tax hereby imposed and assessed shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to suffer imprisonment for a term of not less than two (2) years or more than five (5) years

(e) Any person not being a duly licensed dealer under the provisions of this act or not exempt under section 3 (a) hereof who shall have in his possession two hundred (200) or more cigarettes upon which State cigarette tax has not been paid or to the containers of which Pennsylvania cigarette tax stamps are not affixed in the amount herein required shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not more than twenty-five dollars (\$25) and costs of prosecution for each two hundred (200) cigarettes found in his possession the cigarettes shall be forfeited to the Commonwealth and in default of the payment of of the said fine and costs shall be imprisoned in the county jail one (1) day for each dollar of fine and costs unpaid

Section 12 The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 13 This act shall become effective thirty days after its final enactment and shall continue in effect until [and including the thirty-first day of May one thousand nine hundred fifty-one] repealed

Section 2 This reenacting and amending act shall become effective on the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,

Blass,
Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed.

Kessler,
Lane,
Leader,
Mahany,
Mallery,
McCreesh,
McGinnis,
McMenamin,
McPherson, Jr.,

Propert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,
Stevenson,
Stiefel,

Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,
Letzler,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 845, as follows:

An act to reenact and amend the title and the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13) entitled as amended "An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board" by providing that the provisions of said act shall continue in effect until repealed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all the sections of the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13) entitled as amended "An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board" as last reenacted and amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 366) are hereby reenacted and further amended to read as follows

An Act

Imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board

Section 1 Be it enacted &c That the following words terms and phrases used in this act for the purposes hereof defined as follows

"Liquor" Any alcoholic spirituous vinous fermented or other alcoholic beverage or combination of liquors and mixed liquor a part of which is spirituous vinous fermented or otherwise alcoholic and all drinks or drinkable liquids preparations or mixtures intended for beverage purposes which contain more than one-half of one percentum of alcohol by volume except alcohol and malt or brewed beverages

"Department" The Department of Revenue of this Commonwealth

"Board" The Pennsylvania Liquor Control Board of this Commonwealth

"Fiscal Month" The monthly period established from time to time by the Pennsylvania Liquor Control Board for the purpose of conducting its business

Section 2 Until the first day of June one thousand nine hundred [fifty-one] an emergency State tax is hereby imposed and assessed at the rate of ten percentum of the net

price of all liquors sold by the board The tax herein imposed shall be collected by the board from the purchasers of the liquor from the board The amount of such ten per centum so collected by the board under the provisions of this act shall be paid into the State Treasury through the department in the manner and within the times herein specified and shall be credited to the General Fund

Section 3 It shall be the duty of the board to transmit to the department on or before the fifteenth day of each calendar month a statement of its receipts from sales of liquor and taxes collected during the preceding fiscal month and such other information as may be necessary to effectuate the provisions of this act at which time it shall also be the duty of the board to pay to the department the tax imposed upon such liquor by the provisions of this act Provided however That the board may in its discretion add the tax imposed by this act to the wholesale and retail price at which liquors are sold and eliminate any accounting of such tax separate from sale prices and in such case the amount of the tax for any calendar month shall be ascertained by dividing the entire gross receipts derived from sales at Pennsylvania liquor stores during such month by eleven and the quotient thus obtained shall be deemed the amount of the tax for such month payable over under this section

Section 3 This reenacting and amending act shall become effective immediately upon final enactment

Section 4 This act shall become effective immediately upon final enactment and shall continue in effect until repealed

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Berrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,
Blass,	Kessler,	Probert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Mahany,	Ruth,	Wolfe,
Dent,	Mallery,	Scarlett,	Wood,
Diehm,	McCreesh,	Silvert,	Yosko,
DiSilvestro,	McGinnis,	Snowden,	Letzler,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,	McPherson, Jr.,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 846, as follows:

An Act to further amend section three of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Common-

wealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" by making permanent the increase in rates of such tax

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1459) is hereby further amended to read as follows

Section 3 (a) Each manufacturer shall be subject to pay to the Commonwealth the taxes imposed by this section upon all malt or brewed beverages manufactured in this Commonwealth when prepared for market and every person who ships or transports malt or brewed beverages into this Commonwealth for sale delivery or storage in this Commonwealth shall pay to the Commonwealth the taxes imposed in this section before such beverages are transported within this Commonwealth Such taxes shall be at the rate of one-third cent (1/3c) per half pint of eight (8) fluid ounces or fraction thereof and in larger quantities at the rate of one-half cent (1/2c) per pint of sixteen (16) fluid ounces or fraction thereof

The tax rates per original container or standard fraction thereof are as follows

Standard Fraction	Malt Beverage Tax Rate	Volume
1 barrel	\$1.24	31 gal
1/2 barrel	.62	15 1/2 gal
1/3 barrel	.42	10 1/3 gal
1/4 barrel	.31	7 3/4 gal
1/6 barrel	.21	5 1/6 gal
1/8 barrel	.16	3 7/8 gal
1 gallon	.04	
1/2 gallon	.02	
1 quart	.01	
1 pint	.005	
1/2 pint	.0033	

(a.1) Notwithstanding the rate of taxes above generally fixed the following temporary rates are hereby fixed and shall prevail from the first day of June one thousand nine hundred forty-seven to and including the thirty-first day of May one thousand nine hundred fifty-one During that period they shall be at the rate of] two-third cent (2/3c) per half pint of eight (8) fluid ounces or fraction thereof and in larger quantities at the rate of one cent (1c) per pint of sixteen (16) fluid ounces or fraction thereof

The tax rates per original container or standard fraction thereof are as follows

Standard Fraction	Malt Beverage Tax Rate	Volume
1 barrel	\$2.48	31 gal
1/2 barrel	1.24	15 1/2 gal
1/3 barrel	.84	10 1/3 gal
1/4 barrel	.62	7 3/4 gal
1/6 barrel	.42	5 1/6 gal
1/8 barrel	.32	3 7/8 gal
1 gallon	.08	
1/2 gallon	.04	

1 quart	.02
1 pint	.01
1/2 pint	.0066

(b) In the event that any state territory or country shall impose upon malt or brewed beverages which have been manufactured in Pennsylvania a higher tax or fee than is imposed upon malt or brewed beverages manufactured within such state territory or country every person who ships or transports from such state territory or country malt or brewed beverages manufactured therein into this Commonwealth for sale delivery or storage in this Commonwealth shall pay thereon to the Commonwealth before such beverages are transported within this Commonwealth in addition to the tax imposed by this section a tax equal to such excess tax or fee which is imposed in such state territory or county on Pennsylvania-manufactured malt or brewed beverages. Such additional tax shall be levied assessed and collected in the same manner as the other taxes imposed by this act.

(c) Manufacturers and all persons who bring malt or brewed beverages into the Commonwealth shall be liable to the Commonwealth as taxpayers for the payment of the taxes imposed by this act.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peeler,	Wagner,
Blass,	Kessler,	Probert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Mahany,	Ruth,	Wolfe,
Dent,	Mallery,	Scarlett,	Wood,
Diehm,	McCreesh,	Silvert,	Yosko,
DiSilvestro,	McGinnis,	Snowden,	Letzler,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,	McPherson, Jr.,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

POINT OF INQUIRY

Mr. DENT. Mr. President, am I correct that the tax program is now through the Senate? That is the last bill on the tax program.

The PRESIDING OFFICER. I will refer the question to the Majority Floor Leader.

Mr. DENT. Mr. President, on today's Calendar?

Mr. WALKER. On today's Calendar, Mr. President, the answer would be in the affirmative.

Mr. DENT. Thank you, Mr. President.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, with the permission of the Senate, I would like to at this time read into the record some observations that I think are pertinent to the whole question of taxes.

Mr. President, in order that it be clearly understood, the matter that I am going to discuss is one that has been under observation for a long time by both Members of the Majority and the Minority. It is not to be considered as a criticism of any particular administration, but rather a laxity on the part of those who are, in effect, responsible for the collection and the administration of the particular law that I will refer to. If you will listen carefully, although it will be rather academic and not the type of talk that would be interesting to most of us, I believe the time has come in the matter of Pennsylvania's finances when we should investigate every avenue open to us under our present tax law.

Therefore, Mr. President, I ask the Senate to be patient with me while I try to give them the benefit of the studies made by your Democratic Minority, with the best counsel and advice obtainable by us.

Mr. President, I am calling attention to the repeal of the Act of June 22, 1931, P. L. 687.

This Act provides:

"Whenever any corporation, limited partnership, joint-stock association, or company, incorporated or formed under the laws of this Commonwealth, and liable to the payment of tax upon its capital stock, or specifically exempted therefrom under the laws of this Commonwealth, shall own, either directly or through subsidiary or sub-sidiary corporations, a majority of the total issued and outstanding shares of voting stock of any corporation, limited partnership, joint-stock association or company, then, in such cases, so much of the value of all shares of stock, so owned in such other corporation, limited partnership, joint-stock association, or company, as represents property or assets located or having a legal situs without this Commonwealth, shall not be liable to taxation, under the laws of this Commonwealth providing for the taxation of capital stock of corporations, limited partnerships, joint-stock associations, and companies, but shall be excluded in determining the value of the capital stock of such owning company for purposes of taxation." You all remember I referred to this matter more than once over the past years.

Simply stated, this Act provides that a domestic corporation which owns, directly or through a subsidiary, a majority of the total issued and outstanding shares of voting stock of any corporation, is allowed a capital stock tax deduction upon so much of the value of the shares of stock so owned, as is represented by property and assets of the subsidiary located or having a legal situs without this Commonwealth. That is, if a domestic corporation owns 51% of the capital stock of a New York corporation, and if all the property of that New York corporation is outside Pennsylvania, the Commonwealth must follow a full deduction for the value of the 51% of this subsidiary stock, when the domestic corporation files its capital

stock tax return. If another domestic corporation owns the remaining 49% of the shares of this New York corporation, this latter domestic corporation is taxed upon the full value of its 49% interest and receives no deduction. I wish that you would catch that particular significance. If one corporation owns 51% of the stock, it is not taxed, and if another holding corporation owns 49% less than a majority of the voting stock, it is taxed to the full extent. We are not speaking of the deduction allowed a domestic company for ownership of shares in a Pennsylvania Company that pays the capital stock tax, which is proper.

The history of this Act is interesting because it sheds light upon how large corporations are able to secure tax preferences through legislation at the expense of smaller corporations.

The Act of 1931 had its inception in the case of *Commonwealth vs. Sunbury Conversion Works*, 286 Pa. State Reports 555, decided in 1926 by the Supreme Court of Pennsylvania. In that case the Sunbury company, a Pennsylvania corporation, owned the entire capital stock of a New Jersey corporation, which had no business in Pennsylvania and paid no taxes here, but owned land in New Jersey. The Sunbury company contended that the land, if owned by it directly, would have to be deducted from its capital stock value in Pennsylvania. It argued that since it owned the entire capital stock of the New Jersey company it, in effect, owned this land and should receive a deduction of the value of the capital stock of the New Jersey corporation, since such stock represented tangible property only. The Supreme Court of Pennsylvania rejected this argument and held that the land was owned by the subsidiary and not by the domestic corporation and that the Sunbury company was not entitled to have the value of the shares of the New Jersey corporation deducted from its capital stock value in Pennsylvania. As I have stated, this case was decided in 1926.

At the 1927 Session of the Legislature, the Act of April 20, 1927, P. L. 311, was enacted. This Act, in effect, provided that a domestic corporation, which owned any shares from one up, in another corporation was entitled to a deduction from its capital stock value on the ownership of such shares for so much of the value of such shares as represented property located or having a legal situs outside of Pennsylvania. However, the Act did contain a limitation, viz., that the shares of stock to be exempt had to be owned in a company which was engaged in a business auxiliary to the owning company's business. Immediately, questions arose under this Act and exemptions were denied where it did not appear to the courts that the owning company and the subsidiary foreign company were engaged in auxiliary operations. Ever on the alert, certain corporations caused new legislation to be introduced. The Act of 1931 was enacted. This Act removed the necessity of the subsidiary from being in an auxiliary business, but limited the exemption to corporations owning 51% or more of the voting stock of the other corporation. It established a fictional distinction based solely in an extreme case, on a 2% difference in stock ownership.

Is there any reason why, if a particular foreign corporation has two corporate owners, one owning 51% of

the stock and the other owning 49%, the 49% owner must include the value of this stock in his Pennsylvania corporate return and pay tax thereon and the 51% owner gets an exemption for his entire 51%? "It places this State at a disadvantage, as it were, in that other states rightfully tax such assets . . ." This last sentence is not my language but the language of the Supreme Court in the *Sunbury Conversion Works Case*.

But a more serious question arises under the Act of 1931. It is manifestly unconstitutional. So, for twenty years, an unconstitutional tax preference has been granted to certain corporations solely on the basis of the fact that such corporations own more than 51% of the voting stock of some foreign corporation. Article IX of Section I of our State Constitution requires that "All taxes shall be uniform on the same class of subjects within the territorial limits of the authority levying the tax . . ." In the *Sunbury Conversion Works Case*, to which I am constantly referring, the Supreme Court said that this section of the Act "would be but little stronger than a rope of sand so far as this matter is concerned, if the owner of 99% of the shares of stock of a foreign corporation could be taxed on their value but the owner of 100% thereof would be entirely exempt." In the face of this language, an administration permitted the Act of 1931 to be enacted which grants preferential treatment solely on the basis of the ownership of more than a majority of the voting and outstanding stock of another corporation.

The Act of 1931 is also unconstitutional for another reason. It states that it is an amendment to the Act of 1927, which I first discussed, and that it is amending the Act of 1927 by "restricting the exemptions." But how does it "restrict"? First, the Act of 1931 removed the necessity of the owning corporation and the subsidiary corporation from being in an "auxiliary business." Certainly, this does not "restrict" the exemption. Next, the Act of 1931 exempted the property and assets of the subsidiary located outside Pennsylvania. This would be tangibles and intangibles. The 1927 Act merely states property which in the light of the *Sunbury case* could be construed to mean only tangibles, as land, and so forth. Thus, these two provisions enlarged and did not "restrict" the exemption. Therefore, the title of the Act of 1931 does not clearly state the contents of the Act but is patently misleading. That covers a suggestion for the repeal of the Act of June 22, 1931.

Next is the Corporate Net Income Tax Act. It behooves every man in this Senate to pay attention, because the proper application of the intent of the Legislature of Pennsylvania would give Pennsylvania approximately forty million more dollars in revenue under the existing tax laws of this Commonwealth, and that is justification for the action of this Senate yesterday, if no other justification were available. I know that it is difficult to listen, but I think it is important to make the case, in order that the people of the Commonwealth know that the existing laws will give this Commonwealth sufficient moneys to operate within the fabric of the budget advocated by the Governor.

I will take up the Corporate Net Income Tax next and give you some academic observations.

In 1935, the Corporate Net Income Tax Act was passed.

It is an excise tax based upon net income on every corporation for the privilege of doing business in Pennsylvania having capital or property employed or used in this State. This language would appear simple and easily understood. However, on January 9, 1939, the Dauphin County Court ruled that this language did not mean what it said. I am referring to the case of Commonwealth vs. Delaware River Railroad and Bridge Company, reported at 48 Dauphin County Reports 18. The facts of that case are as follows: In 1918, The Delaware River Railroad and Bridge Company had leased its railroad containing tracks in Pennsylvania to the parent, Pennsylvania Railroad, for 999 years. In the year 1935, the Delaware company's sole income was \$78,000 which it received from the lease and in addition the Pennsylvania Railroad paid \$40,200 on the bonded indebtedness of the lessor.

I do not particularly care whether you believe what I am saying or not, but I do believe that you should hear what I am saying.

The Delaware Railroad did no other business. The Delaware company appealed from the Pennsylvania 1935 corporate net income tax assessment based on the above income. The Court held in merely leasing its railroad and receiving income from rental that the Delaware company was not exercising the privilege of doing business in Pennsylvania during the year 1935, nor did it have property or capital employed in Pennsylvania, so as to bring it within the provisions of, and subject it to, the Pennsylvania Corporate Net Income Tax Law.

I happened to have been a member of the General Assembly that voted for the Corporate Net Income Tax Law, and I know that in my mind it was not the intent of the Legislature as stated by the Dauphin County Court.

The results of this case are astounding. The parent company, the Pennsylvania Railroad, received deductions as an operating expense, from its corporate net income tax for the amount paid to this lessor railroad as rental. This Commonwealth would not now tax this rental income of this subsidiary railroad, which in turn paid the income back to the Pennsylvania Railroad in the form of dividends. The Pennsylvania Railroad would pay no tax on these dividends because under an administrative interpretation of the Pennsylvania Corporate Net Income Tax Act, dividends received from other corporations are deducted from net income before the Pennsylvania tax rate is imposed even if the dividend paying company pays no income tax here. For the year 1935, other tax appeals were filed by subsidiary railroads, not only of the Pennsylvania Railroad but of other railways and railroads. The facts on three of these subsidiaries taken solely from court records of tax appeals for that year will disclose what this decision has meant to the Commonwealth in tax moneys since the year 1935. The Pennsylvania Railroad filed so many of these appeals for its subsidiaries, that counsel for it used mimeographed or printed appeal forms, and merely typed in the information pertinent to each case. If ever there was a flagrant violation of the intent of the Legislature, this is it. In every single case, the tax was stricken off and no income tax has been paid since then. Although the three that I am going to list are only a small, and I mean a small, portion of the subsidiaries of the Pennsylvania Railroad which enjoys this relief, no particular significance is meant to be at-

tached to this fact, except that they were readily available from court records.

1. The Erie and Pittsburgh Railroad Company had leased its road to the Pennsylvania Railroad for 999 years on March 24, 1870. In the year 1935, it received income in the amount of \$334,257.89. The 1935 Corporate Net Income Tax amounted to \$20,055.47. Following the decision of the Delaware River Railroad case, the Commonwealth agreed to strike this tax off. No income tax to the State for 1935 or since.

2. Northern Central Railway for the year 1935 had an income of \$2,508,390. Pennsylvania assessed tax amounted to \$65,417.93. It was stricken off under the above decision. No income tax to the State for that year or any year since 1935.

3. The Western New York and Pennsylvania Railway Company had an income of \$1,811,507, on which the Pennsylvania Corporate Net Income Tax was \$33,600. This tax was stricken off pursuant to the Delaware case. No income tax to the State for that year of 1935 or for any year since from that operation.

Summarizing the practical results of only those three cases, we find that The Pennsylvania Railroad paid these three subsidiaries, in the year 1935 alone, approximately \$4,658,000 as rentals. The Pennsylvania Railroad reported this item as an expense deduction in its income tax report for that year and, therefore, escaped tax on this whole amount. The State of Pennsylvania could not tax the subsidiaries on this \$4,658,000 income, and lost, for the year 1936, the sum of \$120,000 in tax on three companies alone. The subsidiaries returned income back to the Pennsylvania Railroad in the form of dividends, and these dividends were not taxed under our Pennsylvania Corporate Net Income Tax Law, but all in all it constituted a very excellent net result for the parent railroad. The Pennsylvania Railroad has, I believe, 17 of these subsidiaries. From the case history of three, you gentlemen can estimate the Pennsylvania income taxes which this railroad and all its subsidiaries escaped from 1935 up until 1950. Leased railroads, leased railways and every other type of lease corporations have escaped Pennsylvania Corporate Income Taxes if they did not other corporate business aside from receiving rentals from their leased facilities. Let that sink in for a minute. For instance, my friends, just bringing it down to language we all understand, if I lease a property of mine and get an income from it, I pay for it, although I own that property in its entirety, and I pay a lease upon that property. The income from that property is returned to me, but I still pay income tax on it as an individual, but these corporations do not pay any income tax. I have shown you what three subsidiaries of one parent company have meant in tax loss to the State and unjustified tax gain to the parent, in only one year. How much has this meant to the railroad or other parent company in the 16 years of the Act that the leased companies have escaped tax and how much has the Commonwealth lost in income taxes through failure to correct these inequities? For, down to the present, no administration has corrected the Delaware River Railroad case. The lower court judge left a loop-hole, but in every other tax assessed against the Pop people or any other group in this State, the Attorney General's office has been very very quick to

take to the Supreme Court any decision adverse to the intent of the Legislature. This is a circumvention of the tax law to the tune of \$40,000,000 a biennium, and if I wanted to be political, or if I were a suspicious-minded person, then I could easily say that the Pennsylvania Railroad makes hundreds of thousands of dollars of contributions to certain political campaigns; it is cheap in the long run.

Recurring to this case, which gave rise to such tremendous tax exemption, the decision which made this ruling was that of a lower court—the Court of Common Pleas of Dauphin County. Within ten days after the decision, January 17, 1939, a new State Administration, Governor James, came into office. In a matter of this importance, and being on the search for revenue, one would have thought then an appeal would have been taken to the Supreme Court of Pennsylvania to have its opinion on the matter. Certainly it should not have been left to the decision of one lower court judge to declare that this enormous source of revenue was not covered by the Act.

I believe the Legislature, when it mentioned Corporate Net Income, meant Corporate Net Income for the railroads and parent companies too, about the same, I believe, as this Legislature would have meant with a flat tax on the individuals of the Commonwealth. However, the incoming administration in the 1939 re-enactment did insert language into the Act which was a purile attempt to bring these leased companies, receiving great incomes from operations within the Commonwealth, into the tax structure. At once, this Act was also attacked by parent companies through their subsidiaries.

In 1944 the Dauphin County Court in the case of Commonwealth vs. Reading and Southwestern Street Railway Company, 54 Dauphin County Reports 277, ruled that the title of the Act of 1939 did not give sufficient notice that these companies, who had leased out their assets, were now subject to tax. Not upon the amendment made but upon the title, the court decided upon the title that it had not given sufficient notice to the leasing companies, and there was no appeal made from that decision. From a reading of the case histories in Pennsylvania, probably the most difficult thing to sustain is the proposition that a title does not give sufficient notice of the contents of an Act. Another observation to be made is that while this litigation was in progress, the 1941 and 1943 General Sessions of the Legislature convened and adjourned. The Administration allowed this question to lag without pressing for a decision so as to prepare remedial legislation, in either one of these Sessions, if it became necessary.

Present Senator Duff was Attorney General at that time. Later he succeeded to the office of Governor, where he stated that he was faced with the need for additional revenue, but no attempt whatsoever was made by his Administration sponsored tax bill to obtain the just tax from this source of taxation already upon the books of the Commonwealth, and, if you will remember, we passed new taxes up to the tune of \$124,000,000, including a \$29,000,000 Pop Tax.

This failure existed despite the fact that in the last case mentioned, the Dauphin County Court itself had suggested in response to the Attorney General's argu-

ment, that the mere addition of the word "property" used for "rent" in the Commonwealth could suffice to clear up this subject once and for all, and the Attorney General at the time was the now present Senator Duff, and in the two Sessions of the Legislature under him, never once did they try to insert the word "property" for the word "rent", which would have cleared up the whole matter and would have meant approximately \$40,000,000 to the Commonwealth under the existing tax laws.

I do not believe that the Members of this General Assembly realize the full importance of what I am trying to get across. Tax preferences were never intended by the Constitution, and it is my honest opinion that tax preferences were never meant nor intended by any group of Senators or House Members in any act that they passed for the general revenue of the Commonwealth.

Subject No. 3, Dividends received from other corporations deducted from income for Pennsylvania Corporate Net Income Tax Purposes.

In previous sections of these remarks, I have shown the tax free nature of certain income in Pennsylvania, derived solely through cooperative administrations. I would also like to stress again that the lessee companies receive a reduction in arriving at their income for the amounts of rent which they pay to these subsidiaries, who pay no tax on such income. Now what happens to the dividends of these subsidiaries when they are received by the parent company? This is a very cute little trick. The parent company pays no Pennsylvania Corporate Net Income Tax on these dividends because the Pennsylvania Act states that dividends received from any other corporation shall be deducted from the net income reported to the Federal Government before the Pennsylvania tax is assessed. So, you have this situation—you have a parent company receiving an expense deduction for payments of rent to a solely owned subsidiary; you then have the subsidiary payment no tax to Pennsylvania on its income because the Dauphin County Court has held that receiving income from the leased assets and doing no other business is not doing business in Pennsylvania; and you have the parent company receiving dividends from the subsidiary and being relieved from any tax on these dividends.

However, the dividend question is one which should be examined even further. Manifestly, it would be unfair for a parent corporation, subject to and paying a tax in Pennsylvania on its income, to be taxed in Pennsylvania on the income of dividends, which it receives from a corporation paying corporate taxes to Pennsylvania. We all agree upon the fairness of that. I believe that the intent of the Act was to allow such deductions of dividends received only in the case where the subsidiary had paid a corporate net income tax to the Commonwealth of Pennsylvania. Is there any logic, in the all too frequent case, in addition to the leased business cases which I have cited, to allowing a Pennsylvania deduction from a company's income for dividends received from a corporation which has paid no income tax in Pennsylvania, and whose stock ownership certainly is of value to the parent company or to the company owning such shares?

A very simple amendment can cure this manifest in-

equity to the Commonwealth by adding in the Corporate Net Income Tax Act that the deduction should be only on account of any dividends received from any other corporations subject to the Corporate Net Income Tax Act.

Taxation of companies engaged in interstate commerce is interesting.

As is well known, our Franchise and Corporate Net Income Tax Acts are excise taxes based on the privilege of doing business in Pennsylvania. Under the Commerce Clause of the United States Constitution, these privilege taxes cannot lawfully be imposed upon corporations engaged solely in interstate business. The result is that corporations, enjoying hundreds of millions of dollars worth of business with Pennsylvania customers in this Commonwealth escape any share of Pennsylvania taxation because they maintain no inventory in Pennsylvania and ship their merchandise from outside the State. It is amazing to learn that cigarette manufacturers, with their multimillion dollar advertising budgets and their tremendous sales in the Commonwealth, pay no tax on income to Pennsylvania, where they maintain no inventory nor do they manufacture cigarettes in the Commonwealth. To a like effect, without particularly picking on these two items, distilling companies who do not have plants or inventories in Pennsylvania, and yet have enjoyed the privilege of selling billions of dollars of liquors to the citizens of the Commonwealth of Pennsylvania through the Liquor Control Board, pay no income taxes here. I am of the humble opinion that there are sufficient brains in the Attorney General's Department to discover how other states are handling this problem because in other states they pay upon the share of business they do within the confines of that state, so that a tax measured by the amount of income enjoyed by such companies through Pennsylvania customers should be assessed here in the Commonwealth.

I have only used the two classes above in order that you understand there is not a limitation upon the field, but just as examples. I do not think that Members of this Senate are aware of the seriousness of this statement that I have made this afternoon. If we are allowing tax preferences in Pennsylvania to the tune of approximately \$40,000,000 in the Commonwealth every biennium, we have no right morally or logically, to increase taxes in Pennsylvania on any corporation, business or individual. We should search—and I here call upon the Attorney General's office to prepare an answer to this, to let me know whether or not the opinions that we have arrived at are just, to let me know whether or not our position that some \$40,000,000 of revenue is escaping the Commonwealth of Pennsylvania is correct, and if it is escaping, I think that this Legislature ought not to retire from the scene until whatever amendments that have to be passed, whatever repeal laws that have to be passed, are put upon the statute books.

Mr. President, I think that it is an unfair tax proposition when one company can enjoy a tax preference over another, where the size of a company determines the tax preference. I think that these things are important to the Members of the General Assembly. The Democratic Caucus has taken a position on taxation upon the budget. We believe that we can justify that position to the satisfaction of everyone concerned, includ-

ing the organized schoolteachers. We believe that we know what we are talking about. We hope we can justify, to the Governor's satisfaction, that after a proper review of the taxes in Pennsylvania, a proper change where needed, and a somewhat nearer proper estimation of revenues, we will have in Pennsylvania the moneys sufficient to meet the budgetary requirements with a necessary and sufficient cushion for eventualities not foreseen or unforeseeable by this General Assembly.

Mr. President, I think something that the Chaplain of the Senate said today ought to rule this particular position. He said sometimes it is better to fail in a cause that some day may succeed, rather than to succeed in a cause that some day may fail.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I am certain that the gentleman from Westmoreland does not anticipate me answering his few extemporaneous remarks on the tax structure, the fiscal program and the fiscal history of the Pennsylvania Railroad Company this afternoon. I am sure that as soon as the discussion has been reduced to writing so that the facts, the figures, the data and citations, the brief remarks, side bar remarks, are available, whatever answer comes to mind will be spread upon the record.

Mr. President, we are deeply indebted to the gentleman for the painstaking effort and the research involved in preparing this information for the Senate, and I am sure that he will have no objection if I share his remarks and any answer that might be available with people who are deeply interested.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I purposely went into the court records and so forth, because if I am wrong I want to know that I am wrong, and I will admit I am wrong, but if I am right, we ought to correct it.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, if the gentleman from Westmoreland is wrong, it will be with a great deal of reluctance that I will bring it to his attention.

HOUSE BILL No. 24 CALLED UP

Mr. HARE. Mr. President, on Page 3 of today's Third Reading Calendar, I call up at this time House Bill No. 24, which was passed over in its order.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 24, entitled:

An Act to amend Section 304 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and re-

organizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the board of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by increasing the membership of the Pennsylvania Historical and Museum Commission

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. HARE. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 304), page 5, line 8, by striking out the word "Governor" and inserting in lieu thereof "President pro tempore of the Senate and the Speaker of the House of Representatives respectively."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. HARE. Mr. President, I ask unanimous consent that House Bill No. 24, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 909, on third reading, entitled:

An Act to further amend section 889 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting the unauthorized wearing of the insignia badge shield or button of the Air Force Association

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 11, on second reading, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 14, entitled:

An Act to amend the introductory paragraph of Section 10 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" by requiring authorities to submit the question of the proposed acquisition by any real estate to a vote of the interested electorate

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 73, on second reading, entitled:

An Act to amend Article V of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 220, entitled:

An Act to reenact and amend the title of and the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1661) entitled "An act to impose a temporary tax on real estate for public school purposes in school districts of the first class for current expenses" by continuing the provisions thereof for the year one thousand nine hundred fifty-two and succeeding years and deleting certain obsolete provisions

The first and second sections were read and agreed to. The title was read.

On the question,

Will the Senate agree to the title?

Mr. HARE on behalf of Mr. KEPHART offered the following amendment:

Amend Title, page 1, last of line of title, by inserting after the word "years" the following: "authorizing an increase in the limit of the rate of Tax."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 233, on second reading, entitled:

An Act creating the Western Pennsylvania Water Supply Planning Commission to investigate the development of a plan to bring an unpolluted water supply to Western Pennsylvania communities defining its powers and duties and making an appropriation

be recommitted to the Committee on Appropriations.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 363, on second reading, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by further prescribing the nature and kind of investments which may be made and retained by fiduciaries

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 383, on second reading, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school em-

ployes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting employes to make up back payments to the retirement system from the time they entered school service and securing to such employes the full benefits of the retirement system from the time they entered school service

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 488, on second reading, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Psychological Examiners and defining its powers and duties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 489, on second reading, entitled:

An Act relating to the practice of psychology defining and providing for the licensing and registration of psychologists and psychological technicians and for the revocation and suspension of such licenses and registration subject to appeal and for their reinstatement defining the powers and duties of the State Board of Psychological Examiners and the Department of Public Instruction and prescribing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 492, on second reading, entitled:

An Act to further amend Section 1311 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities

including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by providing for sentences of imprisonment in default of fines imposed under that section for first and second offenses by motor carriers common carriers by airplane or brokers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 531, entitled:

An Act to amend the last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitation for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and

enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by providing an effective date for tax levies on persons subjects businesses transactions or privileges within two or more political subdivisions when another such political subdivision has previously levied such tax

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 636, on second reading, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 684, on second reading, entitled:

An Act providing for the observance of the 175th anniversary of the adoption of the Declaration of Independence creating a commission to cooperate with like commissions of the government of the United States and of the City of Philadelphia in arranging ceremonies and making an appropriation.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 896, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred and thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school

directors and imposing penalties" by further changing the provisions of said act as to the registration of electors before certain elections the correction of registers and the preparation of street lists.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1092, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the filing of nomination petitions of candidates for district councilmen in cities of the first class and of nomination papers in electoral districts newly created.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 380 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up from the Second Reading Postponed Calendar Senate Bill No. 380, for consideration at this time.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 380, entitled:

An Act to amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for

their reimbursement by taxing districts and repealing existing laws" by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WADE read in place and presented to the Chair Senate Bill No. 659, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing that employe earnable salary used as a basis for determining contributions to the School Employees' Retirement Fund, and final salary shall include all compensation for services received from employees.

Which was committed to the Committee on Education.

Mr. FLEMING. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. FLEMING read in place and presented to the Chair Senate Bill No. 660, entitled:

An Act to amend section ten of the act approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "Providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by providing for the restoration of the area affected by open pit mining.

Which was committed to the Committee on Mines and Mining.

Mr. STIEFEL. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STIEFEL read in place and presented to the Chair Senate Bill No. 661, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Stetson Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. WATSON. Mr. President, I second the motion.
The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 52, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 466, entitled:

An Act requiring cities of the first class to make annual appropriations to Firemen's Pension Funds

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 519, entitled:

An Act to amend Section 1 of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318, entitled "An act to regulate the sale and possession of penicillium (Penicillin), and its derivatives, preparations and compounds in the interest of public health," by providing certain exception to said act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 524, entitled:

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the grounds that the evidence is insufficient to sustain the charge and providing for the effect thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 569, entitled:

An Act to further amend the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by providing a method of paying service increments from the retirement fund in cities to members of the police force after retirement

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 591, entitled:

An Act to amend subsection (e) of Section 2 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by permitting members and employees of the board to hold other offices or positions or engage in certain businesses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 595, entitled:

An Act to further amend subsections (b), (c) and (e) of Section 4, of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by clarifying the identity of certain taxing districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 647, entitled:

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse.

Ordered, To be laid aside for second reading.

And said bill having been read at length the first time,

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 827, entitled:

An Act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by reducing the retirement age.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 983, entitled:

An Act requiring wells and cisterns to be covered or sealed and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. WALKER. Mr. President, after a conference with the Minority and Majority leadership, I have been asked to announce that next week we will have a four-day Session in order not to interfere with the Legislative Dinner. Therefore, the Members of the Senate who might not be able to be with us tomorrow, because of Senatorial responsibilities, will be forewarned of the fact that next week will be a four-day week.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, May 16, 1951, at 9:30 o'clock, a. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:45 o'clock, p. m., Eastern Standard Time, until Wednesday, May 16, 1951, at 9:30 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, May 15, 1951.

The House met at 12:00 noon EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

Reverend George E. Johnson, guest Chaplain, pastor of the Stephens Memorial Methodist Church, Harrisburg, and guest of the gentleman from Dauphin, Mr. Ziegler, offered the following prayer:

Our Heavenly Father, we turn to Thee with grateful hearts for all the manifold blessings of life. May we so live as to be worthy of them. We would ask Thy blessing upon this House of Representatives, the Senate, Governor Fine and his Cabinet, and all who share responsibility for the good order of our Commonwealth. Bless this body in all their deliberations, may an unseen hand guide them.

Grant to the Nations of the World, and our Nation to realize that "Righteousness exalteth a nation, and, sin is a reproach to any people." Hold us firm and steadfast in these testing times, to those things which strengthen every phase of our democratic life, and may we be ready and willing to preserve them at whatever cost. To these ends may Thy Grace be sufficient for our every need, through Jesus Christ, Our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, May 14, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Messrs. KLINE and STIMMEL.

HOUSE BILL No. 1226.

An Act authorizing certain existing beneficial or protective societies, heretofore incorporated, to reincorporate or to merge and reincorporate as limited live insurance companies for the purpose of making insurance upon the health of individuals, and against personal injury and disablement and death, including endowment insurance; regulating such corporations, and limiting the amounts for which such corporations may issue policies.

Referred to the Committee on Insurance.

By Mr. SHOEMAKER.

HOUSE BILL No. 1227.

An Act making an appropriation to the Department of Welfare for the purpose of changing the location of X-ray department and re-equipping and refurbishing the operating room and the X-ray department at the Ashland State Hospital.

Referred to the Committee on Appropriations.

By Messrs. HAROLD G. MILLER and BOIES.

HOUSE BILL No. 1228.

As Act establishing The Pennsylvania State School for the Deaf; providing for its operation and maintenance by the Department of Public Instruction and for the admission of pupils thereto and the expense of maintaining pupils therein; authorizing the acquisition of a site by the Commonwealth or The General State Authority or the use of land now owned by the Commonwealth; the conveying of Commonwealth owned land to The General State Authority and the erection or construction and the furnishing and equipping of buildings and structures by The General State Authority, or the Department of Property and Supplies, and the leasing thereof by the Commonwealth; conferring powers and imposing duties on district and county superintendents of schools; and making an appropriation.

Referred to the Committee on Education.

By Mr. BEECH.

HOUSE BILL No. 1229.

An Act to amend subsection (d) of Section 501 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth, providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the provisions of said act relating to registration plates and the issuance thereof by the department.

Referred to the Committee on Motor Vehicles.

By Messrs. FLACK and BOORSE.

HOUSE BILL No. 1230.

An act to further amend subsections (a) and (b) of Section 16 of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commission, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors, and imposing penalties," by further providing for the appointment of certain registrars; removing certain obsolete provisions; and fixing days and hours for registration.

Referred to the Committee on Elections and Apportionment.

By Messrs. BOORSE and FLACK.

HOUSE BILL No. 1231.

An Act to further amend subsections (a) and (b) of section 17 of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments, and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by further providing for the appointment of certain registrars; and fixing days and hours for registration.

Referred to the Committee on Elections and Apportionment.

By Messrs. WILLIAMS and POLEN.

HOUSE BILL No. 1232.

An Act prohibiting the operations of hydroplanes, aquaplanes and certain motor boats on Lake Confluence, in Fayette County; authorizing arrests without warrant in certain cases; and prescribing penalties.

Referred to the Committee on State Government.

By Mr. BLAIR.

HOUSE BILL No. 1233.

An Act regulating certain casualty and fire insurance contracts; and providing for the award of attorney's fees in certain cases.

Referred to the Committee on Insurance.

By Mr. NAJAKA.

HOUSE BILL No. 1234.

An Act to amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees; and providing penalties," by further regulating the giving of treatments away from beauty culture shops and by students in beauty culture schools, and permitting educational demonstrations on Sunday.

Referred to the Committee on Professional Licensure.

By Mr. SHOTWELL.

HOUSE BILL No. 1235.

An Act regulating the operation of automobile race tracks, providing for the licensing thereof; imposing duties on the Department of Revenue, and providing penalties.

Referred to the Committee on Law and Order.

By Mr. DOWLING.

HOUSE BILL No. 1236.

An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," by making an editorial correction.

Referred to the Committee on Judiciary.

By Mr. DOWLING.

HOUSE BILL No. 1237.

An Act to amend section 1 of the act, approved the sixth day of May, one thousand nine hundred twenty-nine (P. L. 1557) entitled "An act permitting the sale of mortgaged real estate under a judgment upon the bond accompanying such mortgage to be made by the sheriff upon awrit of fieri facias without inquisition and without any other writ," by extending the provisions thereof to promissory notes accompanying mortgages.

Referred to the Committee on Judiciary.

By Mr. HELM and Mrs. MARKLEY.

HOUSE BILL No. 1238.

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation.

Referred to the Committee on Education.

By Messrs. GRANVILLE E. JONES and PETTIGREW.
HOUSE BILL No. 1239.

An Act to further amend subsection (c) of Section 20 of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by authorizing the use of certain names other than the surname and Christian name or names when registering.

Referred to the Committee on Elections and Apportionment.

By Messrs. GRANVILLE E. JONES and PETTIGREW.
HOUSE BILL No. 1240.

An Act to amend Subsection (c) of Section 19 of the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by authorizing the use of certain names other than the surname and Christian name or names when registering.

Referred to the Committee on Elections and Apportionment.

By Messrs. GRANVILLE E. JONES and PETTIGREW.
HOUSE BILL No. 1241.

An Act to amend subsection (c) of Section 19 of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other

appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controller, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents and boards of school directors and imposing penalties," by authorizing the use of certain names other than the surname and Christian name or names when registering.

Referred to the Committee on Elections and Apportionment.

By Messrs. GRANVILLE E. JONES and PETTIGREW.
HOUSE BILL No. 1242.

An Act to amend subsection (c) of Section 18 of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by authorizing the use of certain names other than the surname and Christian name or names when registering.

Referred to the Committee on Elections and Apportionment.

By Messrs. GRANVILLE E. JONES and PETTIGREW.
HOUSE BILL No. 1243.

An Act to further amend Subsection (c) of Section 20 of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by authorizing the use of certain names other than the surname and Christian name or names when registering.

Referred to the Committee on Elections and Apportionment.

By Mr. GRANVILLE E. JONES.

HOUSE BILL No. 1244.

An Act to prohibit the use of the letter head of any alderman, justice of the peace, magistrate or constable for the purpose of collecting debts or claims, and prescribing penalties for violations.

Referred to the Committee on Judiciary.

By Messrs. SARRAF and MIHM.

HOUSE BILL No. 1245.

An Act providing for assistance by the Commonwealth to its political subdivisions in the maintenance of and service to patients in tuberculosis hospitals, wings or pavilions and the purchase of medical care for such patients; conferring powers and imposing duties upon the Secretary of Health and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. HARNEY, McCULLOUGH and BRETH.

HOUSE BILL No. 1246.

An Act to amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for farm fish pond licenses; regulating the use of such ponds and the terms of such licenses; and prescribing penalties.

Referred to the Committee on Fisheries.

PERRY TOWNSHIP HIGH SCHOOL PUPILS
WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House the ninth grade Civics class of the Penny Township High School, Berks County, accompanied by their teacher, Miss Louise Flight, and their bus driver, Mr. Paul Balthaser. They are the guests of the gentleman from Berks, Mr. Swope.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House a former Member from Indiana County, Honorable J. Clair Sloan.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Najaka for Mr. FLACK for the remainder of the week because of death in the family.

REPORTS FROM COMMITTEES

Mr. TOMPKINS from the Committee on Judiciary, reported as committed, House Bill No. 860, entitled:

An Act concerning devices, bequests or gifts in trust for the care and maintenance of cemeteries, burial grounds, or cemetery lots; trustees and substituted trustees thereof; sureties of said trustees; the investment of such trust funds; accounts of said trustees; approving actions and proceedings prior to this act, and repealing conflicting laws.

Mr. CORR from the Committee on Judiciary, reported as committed, House Bill No. 940, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts

and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

Mr. SEYLER from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 1014, entitled:

An Act to further amend Section 15 and to add Section 15.1 to the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended, "An act relating to dogs, and the protection of live stock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs, and authorizing their destruction in certain cases; enumeration of dogs by assessors; regulating the keeping of dogs by the Secretary of Agriculture; providing for the providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employees, directing the payment of all moneys collected into the State Treasury; and providing penalties," authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies and association of individuals for prevention of cruelty to animals upon petition to, and under supervision of the courts of common pleas, and providing for the disposition of unexpended funds.

Mr. LEVEN from the Committee on Judiciary, reported as committed, House Bill No. 1063, entitled:

An Act to amend Section 1 of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 139), entitled "An act to limit the period of time within which suits may be brought against sureties of constables," by providing that suits on constables' bonds shall be brought within six years from time at which cause of action arose.

Mr. EDWIN F. THOMPSON from the Committee on City and County—First Class, reported as committed, House Bill No. 1106, entitled:

An Act authorizing any taxing authority in cities of the first class to take possession of any real estate on which taxes are delinquent, designating the office and establishing the procedure relating to the taking over, managing and control of such real estate; conferring powers and imposing duties on such manager and providing for the distribution of revenue derived therefrom.

Mr. ROBERT A. PRICE from the Committee on Cities and County—Second Class, reported as committed, House Bill No. 1179, entitled:

An Act to amend Section 330.17 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made.

Mr. GREER from the Committee on Judiciary, reported as committed, Senate Bill No. 52, entitled:

An Act to amend Section 24 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" by permitting stockholders of banks banking institutions and trust companies to act as notary public for such banks institutions and companies and validating prior acts.

Mr. SAX from the Committee on Insurance, reported as amended, Senate Bill No. 126, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax refunds the licensing of foreign companies and repealing existing law

Mr. POLASKI from the Committee on Cities—Third Class, reported as committed, Senate Bill No. 357, entitled:

An Act to reenact, revise and amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto."

SENATE MESSAGES

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 60.

An Act authorizing the court in any proceeding to establish paternity, to order the parties therein to submit to blood grouping tests, and prescribing the conditions under which such evidence may be admitted.

With information that the Senate has passed the same without amendment.

AMENDED HOUSE BILLS RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

HOUSE BILL No. 188.

An Act relating to the admissibility in evidence and the proof of official records documents and proceedings of the United States Government and of copies thereof and extracts therefrom and certificates in reference thereto

HOUSE BILL No. 247.

An Act to amend the title and the act, approved the sixth day of April, one thousand nine hundred forty-five (P. L. 164), entitled "An act authorizing and empowering minors seventeen years of age, or older, to contract for and to make loans in accordance with the provisions of the act of Congress, known as the "Servicemen's Readjustment Act of 1944," or any agency of the Commonwealth hereafter created, and saving and relieving the

parents, guardians, and trustees of such minors from any liability therefor unless joining therein" by empowering minor spouses irrespective of age to join in the execution of such contracts whether or not the principal is a minor and validating the actions of minor spouses of adults in heretofore joining in the execution of any such contracts

Said bills having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bills was reconsidered in the House and the bills amended, in which amendments the Senate has concurred.

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 305.

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a connection with the Eastern Extension of the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and authorizing the Pennsylvania Turnpike Commission to construct operate and maintain either alone or in conjunction with the New Jersey Turnpike Authority or to contract with the New Jersey Turnpike Authority for the construction operation and maintenance of a bridge across the Delaware River or to acquire the use of a bridge heretofore or hereafter constructed for the further extension of the Pennsylvania Turnpike System and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for that purpose to pay the cost of such turnpike and bridge providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

SENATE BILL No. 341.

An Act to further amend Section 2 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 685) entitled "An act designating certain life insurance companies as limited life insurance companies and further describing the powers thereof" by further describing the powers of limited life insurance companies

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 60.

An Act authorizing the court in any proceeding to establish paternity to order the parties therein to submit to blood grouping tests and prescribing the conditions under which such evidence may be admitted

HOUSE BILL No. 188.

An Act relating to the admissibility in evidence and the proof of official records documents and proceedings of the United States Government and of copies thereof and extracts therefrom and certificates in reference thereto

HOUSE BILL No. 247.

An Act to amend the title and the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 164) entitled "An act authorizing and empowering minors seventeen years of age or older to contract for and to make loans in accordance with the provisions of the act of Congress known as the "Servicemen's Readjustment Act of 1944" or any agency of the Commonwealth created and saving and relieving the parents guardians and trustees of such minors from any liability therefor unless joining therein" by empowering minor spouses irrespective of age to join in the execution of such contracts whether or not the principal is a minor and validating the actions of minor spouses of adults in heretofore joining in the execution of any such contracts

SENATE BILL No. 305.

An Act to facilitate traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a connection with the Eastern Extension of the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and authorizing the Pennsylvania Turnpike Commission to construct operate and maintain either alone or in conjunction with the New Jersey Turnpike Authority or to contract with the New Jersey Turnpike Authority for the construction operation and maintenance of a bridge across the Delaware River or to acquire the use of a bridge heretofore or hereafter constructed for the further extension of the Pennsylvania Turnpike System and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for that purpose to pay the cost of such turnpike and bridge providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

SENATE BILL No. 341.

An Act to further amend Section 2 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 685) entitled "An act designating certain life insurance companies as limited life insurance companies and further describing the powers thereof" by further describing the powers of limited life insurance companies.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGES

The Clerk of the Senate being introduced presented and extract from the Journal of the Senate, which was read as follows:

In the Senate May 14, 1951.

Resolved (if the House of Representatives concur) that when the Senate adjourns this week, it reconvene on Monday, May 21, 1951, at two o'clock p. m., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, May 21, 1951, at three thirty o'clock p. m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 122, 123, 124, 125, 370, 381, 457, 533 and 633.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes a former member and Majority Leader of the House, the gentleman from Philadelphia, Honorable Isadore Stern, who was a Member of the Legislature from 1915 through 1918.

**LOYALSOCK AND SULLIVAN HIGHLANDS
HIGH SCHOOL PUPILS WELCOMED**

The SPEAKER. The Chair is pleased to welcome to the House thirty-one members of the senior classes of the Loyalsock and Sullivan Highlands High Schools, Sullivan County, accompanied by two of their teachers, Professors Barrow and Kelly. They are here today as the guests of the gentleman from Sullivan, Mr. Baumunk.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from York, Honorable Raymond J. Shettel.

**PERMISSION GRANTED COMMITTEE TO MEET
DURING SESSION**

Mr. HALL asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I desire to bring various matters to the attention of the House.

Surveying the respective weight of membership present in the House, this would be an excellent time to offer a discharge resolution, but that is not the purpose for which I rise.

First of all, various Members of the House, I presume practically all the Members of the House have been served with a legal document from the District Court of the Eastern District of Pennsylvania, and those Members who have been served, some of them on this side, have asked me whether the fact that their names were listed as parties to the action and they had been served with this formidable paper, would make it necessary for them to be physically present in the Court on Monday May 21st.

I do not want to get in any difficulty with the bar association by giving a layman's opinion. But, I did tell them that I did not think they had to go, that they had to be physically present. I would like some confirmation from some one of the legal lights on the other side of the House.

Are the Members of the House named in this action required to be physically present in Court on May 21st at 10:00 o'clock in the morning?

The SPEAKER. The Chair will not admit that the Majority Leader is a legal light.

Mr. SMITH. Mr. Speaker, I know that I am taking a lot upon my shoulders here.

The SPEAKER. The Chair, however, will recognize the Majority Leader.

Mr. SMITH. Mr. Speaker, thank you.

Not being a legal light, but just a plain ordinary coal man, I understand that the Attorney General will give us an opinion on that subject sometime today.

I am inclined myself, as a layman, to take the Minority Leader's viewpoint, that the Members do not have to appear. But, I will definitely assure them of that today or tomorrow.

Mr. ANDREWS. Mr. Speaker, I thank the Majority Leader. I think we will eventually be able to make a pretty fair lawyer out of him.

Various things have happened with reference to the administration's tax program. I want to express my personal view that a legislative snake is not dead simply because you put it in a pen.

There is a present temptation to soft-pedal, go slow for a time, on matters of legislation as far as the House is concerned. I believe that this is not a time when this chamber should, as it were, function in a legislative vacuum. Instead of that, it would seem to me that now is the time for full speed ahead. We should have the school program on the calendar just as soon as the orderly functioning of the Education Committee can bring it there.

It is not an occasion for long range bickering. I have been told that the representatives of the teachers have been asked to negotiate and compromise on a basis of \$55

million as against the somewhat higher figure that is represented in the bill that the teachers sponsored. I think the bill should come out of Committee pretty much as is.

We should have a labor program before us, outlining our position on compensation legislation, on minimum wage laws and other matters of immediate concern to labor. We should have the FEPC bill out forthwith.

There are other matters that we should railroad across the hall to the other chamber—our welfare appropriations. Now, the Governor's budget short-changes welfare. An examination of that budget shows that it needs some five to seven million dollars more than the budget carries, a figure that can be justified.

We should know whether or not there is any intention to push revision of the Constitution.

We should know what we will be expected to face in the matter of proposed legislative reapportionment, if anything.

We should know whether there are to be any basic amendments to the present relief law.

We should have the status of city-county legislation defined.

In short, we should have a rounded program that we can send over to the other chamber of the General Assembly as a program representing our considered views, and if they want to revise it, that is their privilege. This is not the time to stint the essential needs of the Commonwealth for fear that eventually there will not be enough money.

I have confidence enough in the integrity and judgment of this House to believe that if we enact bills serving the essential needs of this Commonwealth, the membership will see to it that those needs are financed. I say that without being committed to any particular bi-fiscal program.

So I rise simply to urge the need for action. When we come back next Monday, if this administration has a program, it ought to be on first reading. And if you will bring in a program, and you want first reading as the bills are reported, I believe that I could say upon behalf of the Democratic caucus that we will cooperate.

We will do everything possible to make action upon our rounded program possible.

If you do not have a program, let us know, and we will caulk the leaks. We will introduce the legislation that you have neglected to frame or do not want to frame. And if you have a program, bring it out. We will act on it, and we will send it over across the hall where the other chamber of this House will be at liberty to spend as much time as it may desire deliberating. Meanwhile, we will go home and cultivate our gardens.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, just before the gentleman started to speak on his last subject, he asked me a question about the summones that had been served. As he was speaking, one of the Deputy Attorneys General called me and told me that the Attorney General is instituting dismissal proceedings. I hope that answers the layman's question.

as to whether proceedings will be started by the Attorney General to dismiss the suit and that no Member will have to be present at that time.

I will have to agree, Mr. Speaker, with the gentleman the other side of the House that we should get started; but I think we have been started.

I certainly think this House has proven its courage by passing legislation to the Senate. We have also had courage to pass on to the Senate the ways and means of paying for that legislation. I think that the House has done its duty.

The gentleman mentioned education, and he mentioned \$55 millions. I do not know of any set figure, but I do know that the Education Committee is meeting and will definitely bring out a program. I am sure the House will fulfill its duty on that subject. We have never shirked our duty in any respect.

The labor program which the gentleman speaks about will definitely be started next week.

The welfare bills are in Committee—will be referred to the Committee today.

We have a program. We have proven our program. There are bills in Committee on revision of the state Constitution. There are bills in Committee on reappointment of the city and legislative districts at this time. There is a city-county consolidation bill in Committee and I, as one, sincerely hope that that bill comes out of Committee to prove our contention that we do want good government in the city of Philadelphia.

I do think the gentleman overlooks one fact: we do have Committee Chairmen. The prerogative of letting a bill out of Committee is entirely up to the Committee Chairman. We can go so far as to talk with them; but we cannot supersede a Committee Chairman, nor do I ever intend to do so. That is our democratic type of government, and that is the government we have worked under and, that is the government that has made this nation a successful and a great nation.

I can only say this: That in business you do not spend money if you do not have it; if you do, you do not stay in business very long. I do not know what the state is going to do, but I can assure the gentleman, knowing that our Constitution does not allow us to work on a deficiency, we cannot spend money if we do not have it. We have given the people of this Commonwealth the way to find the money. This side of the legislative body has done its duty. We have fulfilled our duty to the citizens and I think we will always be able to fulfill that duty in the future.

Mr. ANDREWS. I would have been content to let the Majority Leader close the discussion if he had not made that moth-eaten, time-worn statement about the infallibility of Committee Chairmen. I would like to ask the Majority Leader a question.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. SMITH. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, who wrote the Rules of this House and when were they written?

Mr. SMITH. I would say, Mr. Speaker, that the House wrote the Rules under which we are proceeding.

Mr. ANDREWS. Mr. Speaker, there is a Rule that

recognizes the jurisdiction of the House over bills at all times, is there not?

Mr. SMITH. That is right, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, how long has that Rule been in the Rules of this House?

Mr. SMITH. Mr. Speaker, I cannot answer that question directly.

Mr. ANDREWS. Mr. Speaker, has it not been ever since there has been a House?

Mr. SMITH. Mr. Speaker, at least as far as I remember, yes.

Mr. ANDREWS. Mr. Speaker, if it is an undemocratic Rule, if it does not have any place in parliamentary discussions or procedure, if it defeats the purpose of legislation, why does the gentleman not have the Rule stricken out of the book? What does he want with a Rule that is undemocratic?

Mr. SMITH. Mr. Speaker, I do not believe that any of the Rules under which we are working, or the procedure of the House, are undemocratic.

Mr. ANDREWS. Mr. Speaker, did not the gentleman just say it was an undemocratic procedure to discharge a committee or to fail to recognize the fact that you could not get a bill out of Committee unless the Chairman was pleased to pull it out of his pocket or some pigeon hole?

Mr. SMITH. Mr. Speaker, I think the gentleman misunderstood me. I did not intend to convey to him that it was an undemocratic process to discharge a Committee. I say it is an undemocratic process for any individual to supersede a Chairman of a Committee.

Mr. ANDREWS. Mr. Speaker, the gentleman is hopeless in that particular respect.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 101, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 102, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 107, entitled:

An Act to further amend subsection A of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" prohibiting the levy and collection of taxes on real estate transfers without consideration involving husband and wife

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 170, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1120) entitled "An act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotive trains and other self propelled engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualifications of certain employes and to provide a penalty for the violation thereof and the enforcement thereof by the Public Utility Commission" by further regulating the size of locomotive crews

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 346, entitled:

An Act to promote the safety of employes and travelers upon railroads by requiring common carriers by railroad to furnish flag protection to all trains occupying the main track imposing powers and duties on the Public Utility Commission and other agencies of the Commonwealth relative thereto and providing penalties

The first section was read.

On the question,

Will the House agree to the section?

Mr. DALRYMPLE offered the following amendment:

Amend Sec. 1, page 2, lines 10 to 19, by striking out the words "Located at an Available" in line 19, and all of lines 11 to 19 inclusive, and inserting in lieu thereof "stationed at or near the rear end of such trains for the purpose of providing flag protection when such train is stopped or being delayed under circumstances that it may be overtaken by a following train."

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 433, entitled:

An Act to further amend sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the limits of certain employe contributions and retirement allowances under the employes' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 479, entitled:

An Act providing for the destruction and removal of houses condemned as unsafe and unfit for habitation by the owner or at his cost by the political subdivision in which they are located

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 711, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for hours of registration and removing certain obsolete provisions

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

HAVERFORD TOWNSHIP LEAGUE OF WOMEN VOTERS WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House members of Haverford Township League of Women Voters. They are the guests of the gentlemen from Delaware, Messrs. Clendenen, Robertson, William C. Leonard and Bloom. They are Mrs. Douglas Gould, President, Mrs. Samuel J. Steinberg, Mrs. John Lyons, Mrs. Keith Winston, and Miss Grace Farley.

BILLS ON SECOND READING

The SPEAKER. If there is no objection, the Chair will return to page 3 of today's calendar, bills on second reading, House Bill 346, Printer's No. 313. The Chair hears none.

For the information of the Members, the gentleman from Chester, Mr. Leisey, requested recognition, but the Chair did not notice the gentleman.

If there is no objection, the Chair will withdraw its decision as to House Bill 346 having been agreed to be transcribed for third reading; the bill's having been agreed to on second reading as well as agreement to the various sections and the amendment. The Chair hears none.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 346, entitled:

An Act to promote the safety of employes and travelers upon railroads by requiring common carriers by railroad to furnish flag protection to all trains occupying the main track imposing powers and duties on the Public Utility Commission and other agencies of the Commonwealth relative thereto and providing penalties

The first section was read.

On the question,

Will the House agree to the section?

Mr. DALRYMPLE offered the following amendment:

Amend Sec. 1, page 2, lines 10 to 19, by striking out the words "Located at an available" in line 10, and all of lines 11 to 19 inclusive, and inserting in lieu thereof "stationed at or near the rear end of such trains for the purpose of providing flag protection when such train is stopped or being delayed under circumstances that it may be overtaken by a following train."

On the question,

Will the House agree to the amendment?

Mr. LEISEY. Mr. Speaker, House Bill 846 was reported out of Committee as amended. One of the sponsors wrote the amendments and agreed to them. The bill was reported out as amended and I was hoping that I could go along with it, but now these present amendments simply remove the original amendments and I must ask the House to vote them down.

Mr. DALRYMPLE. Mr. Speaker, what the gentleman who just preceded me stated is correct. The amendments that were put in the Committee of the House on this particular bill were absolutely destroying the bill and its effect on the traveling public and the railroad systems of this state and nation. The bill is worthless with those amendments in it. However, these amendments that I have offered are only brought to the attention of the employees and to the Members in traveling on these trains and working with these trains over the

road, to bring safety to them. I would like to bring to the attention of the House a few things that have transpired in this railroad system. I quote from the Philadelphia Bulletin in regard to some of these performances that went on in the last few months; in fact, in the last couple of years.

"A little more than a month ago a wreck on the Long Island Railroad cost seventy-eight lives. Last week the Interstate Commerce Commission ordered installation of recommended safety devices within thirty days. These include automatic speed controls as part of a program that will cost about \$600 thousand or possibly more. That may reassure the many thousands who use the Long Island Railroad, but the whole picture of railroad safety may be viewed with real satisfaction. Within thirty days after this wreck. The ICC showed commendable speed. But why was similar action not taken after the wreck last February on the same road in which thirty-two people were killed? The wreck was blamed on human failure but it revealed absence of the automatic safety devices now ordered.

"Before this year's tragedy, the road had one of the best safety records of any American railroad. Yet it is in a unique position too because it handles more passengers than any other line, and it has to do it pretty largely during the rush hours. If ever there was a case that called for greater diligence of the Interstate Commerce Commission, this was it."

My amendments to this bill, only bring to the attention of every traveling person on the public railroad on which they travel, and many, many hundreds of them, also including freight trains, when a train is sometimes compelled to stop by an air hose breaking in the middle of the train, to allow this flagman who is there in the cabin to get out and protect the rear end of the train from an oncoming train which is following him on the same track. Regardless of what signal conditions he may be traveling under, or what his orders are, he is still traveling on the same track.

I further would like to bring to the attention of this House some of the safety measures introduced in an effort to provide safe and efficient operation on trains operating on the railroads of this state. There have been a number of disastrous accidents on railroads of this country. That is the reason for the introduction of this measure. In Pennsylvania we have had several accidents involving rear end collisions in recent years. In one instance a porter was killed on the P. and L. E. Railroad as a result of a rear end accident. There have been a number of persons injured as a result of this type of accident.

The State of New York has witnessed in the recent months several disastrous accidents. The Public Service Commission of New York has seen fit to issue an order on the Long Island Railroad to provide a flagman at or near the rear end of every train operating on that railroad, in the effort to avoid a repetition of this disastrous wreck.

The Members of this Legislature should take every precaution to protect the traveling public and the employees of various railroads operating in Pennsylvania. We could go on at length in the discussion of this legislation, and we could bring possibly many other things to your attention.

I want to say, this amendment is not farfetched. It is not costing the company one dime, but many railroads,

ninety-nine percent of them, with the exception possibly of one or two, are carrying out this thing; but a few of them do not care to go along with it. So I recommend to the Members of this House, for the safety of the men on the railroad and everybody who travels on the railroad, vote for these amendments.

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Leisey.

Mr. LEISEY. Mr. Speaker, we have the operating rules and we have the safety rules and they are strictly enforced. I do not feel that we should write operating rules into law when they are agreed on by both employer and employees. I ask the Members of this House to vote the amendments down.

Mr. TAYLOR. Mr. Speaker, I have been a conductor on the railroad for thirty-seven years, and this bill that you have before you now is a protection for the American Railway Association throughout the United States of America and Canada, and asks for the protection of trains according to the operating book of rules of the railroad.

I would like to quote the operating book of rules of the railroad:

"When a train is stopped, or may be overtaken by another train, the flagman must be allowed sufficient distance with stop signals for full protection to insure full protection to the train. When recalled, he may retire. First, by placing two torpedoes on the track or fuses when necessary."

This rule is the first rule that any railroad employee learns when he is hired. He is given a preliminary examination and he must live up to that agreement. If he is caught at any time not giving sufficient distance he is given a subpoena and he gets time for it. I wish this House would vote for this amendment.

Mr. ANDREWS. Mr. Speaker, in order that I may understand the point at issue; as I understand, this bill as amended would require all trains or locomotives operated on main tracks of a railroad in this state to include a flagman in the operating crew. Is that true?

The SPEAKER. Will the gentleman from Erie, Mr. Dalrymple, permit himself to be interrogated?

Mr. DALRYMPLE. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, is that true?

Mr. DALRYMPLE. Mr. Speaker, in answer to the gentleman, the flagman is there now on all crews, which is required by the rules and regulations. This is a protection to the rear end, not to sit in the cabin and let the other train run into him.

Mr. ANDREWS. Mr. Speaker, in the event that the train stops, the flagman will be required under this act to take a certain position in the rear of the train that has stopped?

Mr. DALRYMPLE. That is correct, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, what is the nub of the objection raised by the Chairman of the Committee? I could not gather what his point was.

Mr. DALRYMPLE. Mr. Speaker, in answer to the gentleman's question, I am not a member of the Committee and I am not the Chairman of course.

The chairman of the Committee is not a trainman, he is not a brakeman, he is not a railroad conductor, he is not a freight handler or a train transportation man; he is only a telegraph operator running trains over the

roads. He does not throw switches or know anything about it.

I want to say this: I do not know who introduced the amendments and that is immaterial, but the amendments that were introduced in this bill in the Committee, destroy the bill. It has no value and it is worthless in its original form as it appeared on the first reading calendar.

My amendments strike those amendments out and bring it back to its proper status in regard to safety and protection to the employes and other trains of the railroads on the same track.

Mr. ANDREWS. Mr. Speaker, one thing further. As I understand them, the provisions to which objection has been raised in the bill as amended are found in lines 15, 16, 17, and 18. "That this bill would not apply to any train operating in areas where the speed of such train is restricted by rules or orders or other means." Is that right?

Mr. DALRYMPLE. That is right, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, there may be some local rule then that you would not place a flagman back there; but you want a flagman back of all trains that have been stopped when there is any danger that somebody will run into them from the rear?

Mr. DALRYMPLE. That is correct, Mr. Speaker.

Mr. DALRYMPLE. Mr. Speaker, I desire to interrogate the gentleman from Chester, Mr. Leisey.

The SPEAKER. Will the gentleman from Chester, Mr. Leisey, permit himself to be interrogated?

Mr. LEISEY. I shall, Mr. Speaker.

Mr. DALRYMPLE. Mr. Leisey, will the gentleman inform the House for what railroad he works?

Mr. LEISEY. Mr. Speaker, I have 46 years of service. At the present time I am on leave of absence.

Mr. DALRYMPLE. Mr. Speaker, I asked a question. Will the gentleman inform the House for what railroad he works. I do not care how many years, that is immaterial.

Mr. LEISEY. Mr. Speaker, I started on the Atlantic City Railroad, I worked for the B & O, worked as yard agent for the Pennsylvania, and at the present I am with the Reading Company on a leave of absence.

Mr. DALRYMPLE. Mr. Speaker, will the gentleman inform the House in what capacity he works on the railroad?

Mr. LEISEY. Mr. Speaker, I started out as a telegrapher clerk, I was agent, I was yard master, I was ticket agent, I ran locking towers and about everything but ride the trains.

Mr. DALRYMPLE. Mr. Speaker, will the gentleman inform the Members of the House in regards to whether he handles any trains as a brakeman or as a conductor over the road and responsible in the same capacity?

Mr. LEISEY. Mr. Speaker, only as a block operator.

Mr. DALRYMPLE. Mr. Speaker, only in the watch tower, is that correct?

Mr. LEISEY. Mr. Speaker, that is right.

Mr. DALRYMPLE. Mr. Speaker, in other words, the gentleman is not a brakeman; and is not a conductor?

Mr. LEISEY. Mr. Speaker, that is right.

Mr. DALRYMPLE. I thank the gentleman

Mr. DALRYMPLE. Mr. Speaker, I just want to bring to the attention of the Members of the House, being on

the head end of a train myself, and having seen so many things happen during my short period of time—I do not have forty years of service—that this is nothing but a safety measure, creating no expense to any company.

The New York Central Railroad called me several weeks ago and they were very much in favor of this bill. They are complying with it as it is in its original form.

However, I do want to bring to the attention of the Members of this House, if you have ever been tangled up with a bunch of cars and railroad engines in a wreck and have seen injury and lives lost, I do not think there would be a dissenting vote against this bill here today. I ask the House to vote for these amendments.

I request a roll call.

Mr. ANDREWS. Mr. Speaker, did the sponsor of the amendments desire a roll call?

The SPEAKER. The gentleman from Erie, Mr. Dalrymple, requested a roll call.

QUESTION OF PERSONAL PRIVILEGE

Mr. DALRYMPLE. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state it.

Mr. DALRYMPLE. Mr. Speaker, I see my colleague in the rear of the House, I would like to have him recognized if the Chair can see its way clear. I would like to have him recognized, if possible.

The SPEAKER. The Chair recognizes the gentleman from Erie, Mr. Blair.

Mr. BLAIR. Mr. Speaker, I just wish to make the statement that the railroad for which I work complies with all the plans and requests that are in this present bill, and I think the railroad for which Mr. Dalrymple works is the only one that is a violator of this rule. So, just to keep the record straight, the railroad for which I work is already complying with the present rules and the standards that have been established.

On the question recurring,

Will the House agree to the amendment?

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 712, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county elec-

tion boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 753, entitled:

An Act limiting in certain cases the right of appeal to the court of common pleas from decisions of magistrates aldermen and justices of the peace

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 829, entitled:

An Act to amend clause (b) of Section 1 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board" by requiring panel to be set up within five days after the receipt of a request therefor

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 854, entitled:

An Act to further amend clause (17) of subdivision (4) of subsection (1) of section four of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by including services of industrial insurance agents within the definition of employment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 897, entitled:

An Act to further amend Section 7 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" by further prescribing the effect of a sale where written notice thereof is not given as required by the act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 950, entitled:

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist"

The first section was read.

On the question,

Will the House agree to the section?

Mr. STIMMEL offered the following amendment.

Page 3, line 9, after "drugs" delete "or," and after "surgery" insert "or physical therapy."

Amend Sec. 1 (Sec. 1), page 3 by inserting after line 11 following: "Nothing in this act shall prohibit optical business establishments from filling optical prescriptions or any business establishment from selling ready-made glasses."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 951, entitled:

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses

given by said board and proving penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1037, entitled:

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed the effect of the merger upon property and franchises and defining the rights powers and privileges of the surviving company.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1042, entitled:

An Act to amend subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements.

And said bill having been read at length the second time and agreed to ,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1044, entitled:

An Act to amend Section 1178 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by excepting the positions of chief or assistant chief of the fire department or equivalent from civil service provisions providing for reinstatement of such persons to former positions as paid operators of fire apparatus

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1081, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trus-

tees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 96, Printer's No. 18

Senate Bill No. 119, Printer's No. 141

Senate Bill No. 141, Printer's No. 68

Senate Bill No. 152, Printer's No. 61

Senate Bill No. 170, Printer's No. 46 and

Senate Bill No. 171, Printer's No. 47

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 190, entitled:

An Act relating to the change of corporate names of churches or religious corporations as a result of the union, merger or consolidation of the national or international church body of which such corporation is an affiliate, subsidiary or component part; providing for the filing of a certificate of change of name by such corporations with the Department of State and the effect thereof.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. TOMPKINS. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of further study.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

Senate Bill No. 209, Printer's No. 209

Senate Bill No. 244, Printer's No. 210

Senate Bill No. 264, Printer's No. 109

Senate Bill No. 273, Printer's No. 63 and

Senate Bill No. 416, Printer's No. 117

were passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 35, as follows:

An Act providing temporarily for the grant without examination of certificates of licensure to practice medi-

cine and surgery to certain persons who become members of the armed forces of the United States and suspending inconsistent laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The State Board of Medical Education and Licensure may without requiring the passing of an examination grant a certificate of licensure to practice medicine or surgery to any person a resident of this Commonwealth who at the time of becoming a member of the armed forces of the United States during the present national emergency proclaimed by the President of the United States was in all other respects qualified according to law but was prevented from taking the examination conducted by the board by reason of his enlistment induction or being commissioned into the armed forces of the United States

Section 2 The State Board of Medical Education and Licensure shall make reasonable rules and regulations with respect to the administration of this act

Section 3 All acts or parts of acts inconsistent herewith are hereby suspended during the period this act remains in effect

Section 4 The provisions of this act shall become effective immediately upon final enactment and shall remain in effect until the termination of the present national emergency proclaimed by the President of the United States and for one year thereafter

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kilne,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
		Reidenbach,	Wood,

Firmstone,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Hoggard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 350, entitled:

An Act to amend Section 699.4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing the production and performance of civic opera between certain hours on Sundays upon approval of the electors

On the question,

Will the House agree to the bill on third reading?

Mr. SCHMIDT. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 5 of title, by inserting after the word "Sundays" the following: "in cities of the second class."

Amend Sec. 1 (Sec. 699.4), page 3, line 3, by inserting after the word "opera" the following: "in cities of the second class."

Amend Sec. 1 (Sec. 699.4), page 3, line 5, by striking out the words "political subdivisions" and inserting in lieu thereof: "such cities."

Amend Sec. 1 (Sec. 699.4), page 3, lines 8 and 9, by striking out the words "political subdivisions" and inserting in lieu thereof: "city."

Amend Sec. 1 (Sec. 699.4), page 3, line 12, by striking out the words "political subdivisions" and inserting in lieu thereof: "such city."

Amend Section 2, page 3, line 15, by striking out the word "the" and inserting in lieu thereof: "Not oftener than once every four years, the."

Amend Section 2, page 3, lines 15 and 16, by striking out the words "political subdivisions" and inserting in lieu thereof: "city of the second class."

Amend Section 2, page 3, line 17, by striking out the words "two" and inserting in lieu thereof: "five."

Amend Section 2, page 3, lines 18 and 19, by striking out the words "political subdivision" and inserting in lieu thereof: "city."

Amend Section 2, page 4, line 1, by striking out the words "of the proper county."

Amend Section 2, page 4, lines 4 and 5, by striking out the words "political subdivision" and inserting in lieu thereof: "city."

Amend Section 2, page 4, line 8, by striking out the words "political subdivision" and inserting in lieu thereof: "city."

Amend Section 2, page 4, by inserting between lines 11 and 12, the following:

Do you favor the production and performance of civic opera in cities of the second class by nonprofit corporations and cities of the second class regardless of whether an admission charge is made or is incidental thereto between the hours of 2 o'clock postmeridian and 12 o'clock midnight on Sunday?

Yes

No

Amend Section 2, page 4, line 13, by inserting after the word "then" the following: "until a majority of the persons voting on the question vote "no" at a subsequent election."

Amend Section 2, page 4, line 15, by striking out the words "political subdivisions" and inserting in lieu thereof: "any such cities."

Amend Section 2, page 4, line 17, by striking out the words "political subdivision" and inserting in lieu thereof: "city."

Amend Section 2, page 5, line 4, by striking out the word "two" and inserting in lieu thereof: "four."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 443, entitled:

An Act to further amend the ninth paragraph of Section 2 of the act approved the seventh day of June one thousand nine hundred one (P. L. 493) entitled as amended "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" by increasing the annual re-registration fee to be paid by master plumbers firms or corporations and journeyman plumbers

On the question

Will the House agree to the bill on third reading?

It was agreed to.

On the question

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I would like the sponsor of this bill to explain the purpose of the bill, what the bill does.

Mr. JUMP. Mr. Speaker, my city solicitor and the city officials have asked me to sponsor this bill along with my colleague.

When I was a youngster myself I was sort of a plumber's helper. I can recall my foreman sending me to the

City Hall to obtain permits at various times, which was still a quarter in those days.

What this bill attempts to do is get away from the bygone days and try and get up to date by now increasing the licensing fee from a quarter to two fifty. A letter must be mailed to inform the plumber for renewal; the license card must be prepared for his use; a record must be kept for the life of the license. The clerical work takes a few hours time which exceeds by far the twenty-five cents. That is, for the journeyman plumber's permit.

Now for the master plumbers, a three man civil service board conducts the examinations which sometimes take two or three days for which the city pays each and every member of that board twenty-five dollars a day, we are increasing his fees from a dollar to five. I hope that answers the gentleman's question.

Mr. MORAN. The gentleman says that he has answered the question and he thinks it is clear. It is to me as clear as mud. I know about as much now as I did before, and I would like to ask the gentleman here if the plumber's organization, union organizations in the state are favorable or unfavorable toward this bill?

Mr. JUMP. Mr. Speaker, I have never received until this time any objection to the bill.

Mr. MORAN. Mr. Speaker, I would like to ask the gentleman if he would be willing to pass this bill over today until tomorrow?

Mr. JUMP. Why does the gentleman want to have it passed over for today?

Mr. MORAN. To reconsider the bill; study the bill.

Mr. JUMP. Well I do not see where there is anything to study; I explained the fundamentals of the situation. Does the gentleman think that times have changed from back in the days of 1912?

Mr. MORAN. I certainly do, Mr. Speaker.

Mr. MORAN. In answering the gentleman's question about the things that changed in recent years and so on and so forth, I would say that a lot of things have changed, but a lot of people have not and a lot of people have. This bill is going to affect a lot of people throughout the state and I think it ought to be given consideration on its merit. I do not think it is asking too much to ask that this bill be passed over for one day. We can then come here tomorrow and vote intelligently on it.

Mr. JUMP. Mr. Speaker, I will gladly abide by the gentleman's wishes. Let it go over for today.

The SPEAKER. If there is no objection, the Chair will withdraw its decision that this bill was agreed to on third reading. The Chair hears none.

BILL PASSED OVER

There being no objection

House Bill No. 443, Printer's No. 300 was passed over at the request of Mr. JUMP.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 444, as follows:

An Act to protect the blind and incapacitated pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It is unlawful for any person unless totally or partially blind or otherwise incapacitated while on any public street or highway to carry in a raised or extended position a cane or walking stick which is metallic or white in color or white tipped with red

Section 2 Whenever a pedestrian is crossing or attempting to cross a public street or highway at or near an intersection or crosswalk guided by a guide dog or carrying in a raised or extended position a cane or walking stick which is metallic or white in color or white tipped with red the driver of every vehicle approaching the said intersection or crosswalk shall take such precautions as may be necessary to avoid injuring or endangering such pedestrian and if injury or danger to such pedestrian can be avoided only by bringing his vehicle to a full stop he shall bring his said vehicle to a full stop.

Section 3 Nothing contained in this act shall be construed to deprive any totally or partially blind or otherwise incapacitated person not carrying such a cane or walking stick or not being guided by a dog of the rights and privileges conferred by law upon pedestrians crossing streets or highways nor shall the failure of such totally or partially blind or otherwise incapacitated person to carry a cane or walking stick or to be guided by a guide dog upon the streets highways or sidewalks of this Commonwealth be held to constitute nor be evidence of contributory negligence

Section 4 Any person who violates any provision of this act shall upon summary conviction thereof be sentenced to pay a fine not exceeding twenty-five dollars (\$25) and costs of prosecution and in default of payment thereof shall undergo imprisonment not exceeding ten (10) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnar,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,

Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Hoggard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 866, as follows:

An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by increasing the allowance for expenses of township officers at annual meeting of the State association

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" as reenacted amended and revised by the act approved the twenty-seventh day of May one thousand nine hundred forty-nine (P. L. 1955) is hereby further amended to read as follows

Section 622 Expenses of Delegates Paid by Townships

The expenses of the delegates and other officers attending the annual meeting shall not exceed [nine] twelve dollars per day for each officer attending for not more than three days together with the actual mileage at the prevailing rate of railroad fare which shall be paid by the respective townships

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,

Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Warehouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Hoggard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 946, as follows:

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the appointment and removal of supervisors their qualifications terms of office duties salary and method of filling vacancies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding at the end thereof the following

(e) Supervisors

Section 1084 Number of supervisors In addition to the assistant county superintendents and supervisors of special education herein provided for there may be appointed the number of additional supervisors as is authorized by the county convention of school directors in the same manner as is provided in section one thousand fifty-three of the act to which this act is an amendment for the appoint-

ment of assistant county superintendents no additional supervisors shall be appointed unless the secretaries of all districts under the supervision of the county superintendent shall have been notified in writing forty (40) days prior to the county convention of school directors that action will be considered to provide such supervisors

Section 1085 Supervisors qualifications appointment Any person who is certified to teach in the public schools of the Commonwealth and who is certified by the Department of Public Instruction as a supervisor in accordance with standards prescribed by the State Council of Education shall be eligible for appointment as a supervisor

Such supervisors shall be appointed by a majority vote of the county board of school directors or in the case of supervisors employed by more than one county by a majority vote of the members of the several county boards of the counties served on the nomination of the county superintendents to serve for a period to be determined by the County Convention of School Directors not to exceed the end of the county superintendent's term of office

Section 1086 Salaries Supervisors shall be paid an annual salary to be determined by the County Convention of School Directors Said salaries shall be paid by the Commonwealth out of the school appropriations apportioned to the school districts under the supervision of the county superintendent and to the school districts not under his jurisdiction

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toil,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Elseiy,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Fillo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,

Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—2

Flack,

Hoggard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 947, entitled:

An Act to amend Sections 1704, 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled, "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto" by further providing for voting by boards of school directors establishing and maintaining joint schools or departments, method of adopting budget and employing teachers.

On the question,

Will the House agree to the bill on third reading?

Mr. HELM. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 2, last line of title, by inserting after the word "teachers" the following: "and for voting by joint school committees, and the effect of failure to comply."

Amend Sec. 1, (Sec. 1704), page 2, line 7, by inserting after the word "The" the following: "affairs of joint schools or departments shall be supervised and directed (1) jointly by the."

Amend Sec. 1, (Sec. 1704), page 2, line 9, by inserting after the word "departments" the following: "or (2) by a joint school committee as provided in section one thousand seven hundred seven of this act. When there is no joint school committee, the several boards of school directors."

Amend Sec. 1, (Sec. 1704), page 2, line 13, by placing brackets before and after the "also".

Amend Sec. 1, (Sec. 1704), page 2, line 14, by inserting brackets before and after the word "majority".

Amend Sec. 1, (Sec. 1704), page 2, line 14, by inserting after the word "vote" the following: "of two-thirds".

Amend Sec. 1, (Sec. 1704), page 3, line 1, by inserting after the word "board" the following: "In addition thereto, the matter shall have been voted for by a majority of all the school directors of all of the constituent boards."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded at the third reading and consideration of House Bill No. 1059, as follows:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrance and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) and (b) of Section 411 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of April one thousand nine hundred forty-three (P. L. 74) are hereby further amended to read as follows

Section 411 Transfer of Registration Temporary Registration Cards

(a) Upon transfer of ownership [or] except a transfer from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife and upon the destruction of any motor vehicle trailer or semi-trailer the registration shall expire

(b) When transfer of registration plates is made from one motor vehicle to another owned by the same person

or from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife application shall be made immediately to the department upon a form furnished by the department accompanied by the transfer fee provided in this act when the motor vehicle trailer or semi-trailer is of equal or less horsepower or classification than that originally registered or accompanied by the transfer fee provided in this act and the difference between the fee originally paid and that due if the motor vehicle trailer or semi-trailer to which the registration plates are transferred be properly registered in a higher class Such application shall also be accompanied by the owner's registration card or the registration card of the husband or wife or husband and wife making such transfer

Section 2 Section 506 of said is hereby amended to read as follows

Section 506 Transfer of Registration Plates

(a) Upon the transfer of ownership except a transfer from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife or upon the destruction of any motor vehicle trailer or semi-trailer the owner shall remove the registration plate or plates therefrom immediately

(b) In the event of the transfer of registration plate or plates to a vehicle of the same vehicle classification as that originally registered the owner shall be assigned the registration plate or plates previously issued to him unless such registration plate or plates have been lost or destroyed

(c) If transfer of registration plate or plates is from one vehicle classification to an other vehicle classification new registration plate or plates shall be issued to the owner Upon receipt of new registration plate or plates the registration plate or plates previously issued shall be returned to the department immediately for cancellation unless such registration plate or plates have been lost or destroyed

(d) Upon the transfer of ownership from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife the new owner or owners shall be assigned the registration plate or plates which are then on the vehicle being transferred and such plate or plates need not be removed pending the receipt of the new registration card

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length, the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,

Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Westcott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reiderbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Hoggard.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1112, as follows:

An Act to amend the title of and the act approved the twenty-eighth day of April 1887 (P. L. 63) entitled "An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon" by correcting the name of said institution and of the governing board thereof and changing the age limit of persons who may be committed to and detained therein

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the twenty-eighth day of April 1887 (P. L. 63) entitled "An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon" is hereby amended to read as follows

An Act

In relation to the imprisonment government and release of [convicts in the Pennsylvania Industrial Reformatory at Huntingdon] inmates in the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania

Section 2 Section 2 of said act as amended by the act approved the twenty-sixth day of May 1891 (P. L. 130) is hereby further amended to read as follows

Section 2 The [said board of managers shall when appointed as aforesaid] Board of Trustees of the Pennsyl-

vania Industrial School at Camp Hill Cumberland County Pennsylvania shall have the charge and management of the [said Reformatory] school They shall appoint a general superintendent chaplain and physician and shall have power to remove them for causes impairing their faithful and intelligent administration of their office after opportunity shall be given the officer so charged to be heard upon written charges All other officers and employes shall be appointed and selected by the general superintendent and shall be reported to and confirmed by the said board of [managers] trustees at their next stated meeting It shall require at least the votes of [three managers] six trustees to confirm any of said appointments and upon report of the failure of any appointee to receive the [three] six votes required to confirm his appointment he shall be immediately discharged by the superintendent The general superintendent shall have the power to remove any employe appointed by him at his pleasure and all such subordinate officers shall be appointed only after rigid examinations as to their education trade knowledge moral character and fitness for the care and custody of those persons who may be assigned to the instruction and guardianship of said [Reformatory] school The annual compensation of the general superintendent the several officers and other employes shall be fixed annually at their first stated meeting after the first day of January of each year by the board of [managers] trustees in their discretion

Section 3 Section 2 to 14 inclusive of said act are hereby amended to read as follows

Section 3 The board of [managers] trustees shall examine all the accounts and expenditures with the vouchers for the same relating to the business of the [reformatory] school at least once each quarter year and shall certify the same with their approval or disapproval to the Governor And they shall at least once in each year report to the Legislature through the Governor the condition of the said [reformatory] school their proceedings in regard to inmates with a detailed statement of all moneys expended together with such recommendations as they shall deem proper

Section 4 Any court in this Commonwealth exercising criminal jurisdiction may sentence to the said [reformatory] school any male criminal between the ages of fifteen and [twenty-five] twenty-one years and not known to have been previously sentenced to a State prison State penitentiary State reformatory or to an industrial school of reformatory grade in this or any other State or country upon the conviction in such court of such male person of a crime punishable under existing laws in a State prison State penitentiary State reformatory or to an industrial school of reformatory grade And the said board of [managers] trustees shall receive and take into said [reformatory] school all male prisoners of the class aforesaid who shall be legally sentenced on conviction as aforesaid and all existing laws requiring the courts of this Commonwealth to sentence to the State prison State penitentiary State reformatory or to an industrial school of reformatory grade male prisoners convicted of any criminal offense between the ages of fifteen and [twenty-five] twenty-one years and not known to have been previously sentenced to a State prison State penitentiary State reformatory or to an industrial school of reformatory grade in this Commonwealth or any other State or country shall be applicable to the said [reformatory] school so far as to enable courts to sentence the class of prisoners so last defined to said [reformatory] school and not to a State prison or State penitentiary

Section 5 Any person who shall be convicted of an offense punishable by imprisonment in the Pennsylvania Industrial [Reformatory at Huntingdon] School at Camp Hill Cumberland County Pennsylvania and who upon such conviction shall be sentenced to imprisonment therein shall be imprisoned according to this act and not otherwise

Section 6 Every sentence to the reformatory of a person hereafter convicted of a felony or other crime shall be a general sentence to imprisonment in the said Pennsyl-

vania Industrial [Reformatory at Huntingdon] School and the courts of this Commonwealth imposing such sentence shall not fix or limit the duration thereof. The term of such imprisonment of any person so convicted and sentenced shall be terminated by the board of [managers] trustees as authorized by this act but such imprisonment shall not exceed the maximum term provided by law for the crime for which the prisoner was convicted and sentenced.

Section 7 Whenever there is unoccupied room in the [reformatory] school the board of [managers] trustees may make requisition upon the inspectors of State prisons State penitentiaries State reformatories or industrial schools of reformatory grade who shall select such number as is required by such requisition from among the youthful well-behaved and most promising convicts in the State prisons State penitentiaries State reformatories or industrial schools of reformatory grade of the class described in section four of this act and transfer them to the [reformatory] school for education and treatment under the rules and regulations thereof and the board of [managers] trustees are hereby authorized to receive and detain during the term of their sentence to the State prison State penitentiary State reformatory or industrial school of reformatory grade such prisoners so transferred and the laws applicable to convicts in the State prison State penitentiary State reformatory or industrial school of reformatory grade so far as they relate to the commutation of imprisonment for good conduct and the provisions of this act shall be applicable to said convicts when transferred under this section.

Section 8 Every clerk of any court by which a criminal shall be sentenced to the Pennsylvania Industrial [Reformatory at Huntingdon] School at Camp Hill shall furnish to the officer having such criminal in charge a record containing the trial and conviction of the defendant and the clerk of the court shall receive such compensation as is now allowed by law for making and certifying to the record as in other criminal cases.

Section 9 That when any person has been convicted and sentenced it shall be the duty of the sheriff of the county in which the person has been so convicted and sentenced to deliver the said person to the proper officer or officers of said [reformatory institution at Huntingdon] Pennsylvania Industrial School at Camp Hill.

Section 10 The board of [managers] trustees shall have the power to transfer temporarily to the State prison State penitentiary State reformatory or industrial school of reformatory grade of the proper district any prisoner who subsequent to his committal shall be shown to their satisfaction to have been at the time of his conviction more than [twenty-five] twenty-one years of age or to have been previously convicted of crime and may also so transfer any apparently incorrigible prisoner whose presence in the [reformatory] school appears to be seriously detrimental to the well being of the institution. And such [managers] trustees may by written requisitions require the return to the [reformatory] School of any person who may have been so transferred. The said board of [managers] trustees shall also have power to make all rules and regulations necessary and proper and not contrary to the Constitution and laws of this Commonwealth for the employment discipline instruction education removal and absolute temporary or conditional release of all convicts in said [reformatory] industrial school and shall have authority to prevent the escape of convicts at all hazards.

Section 11 As the aim and purposes of the industrial [reformatory] school is to prevent young first offenders against the laws of the State from becoming criminals and to subject them while in custody in this [reformatory] school to such remedial preventative treatment training and instruction as may make them honest reputable citizens the board of [managers] trustees is authorized and hereby empowered to establish by rules and regulations governing the superintendent and other officers such a system of discipline for the inmates as will secure to each instruction in the rudiments of an

English education and in such manual handicraft skilled vocations as may be useful to each of the inmates after his discharge from the [reformatory] school whereby said person will be able to obtain self-supporting employment. The contract system of labor shall not exist in any form whatever in said [reformatory] school but the prisoners shall be employed by the Commonwealth. It shall be the duty of said board of [managers] trustees to maintain such control over all prisoners committed to their custody as shall prevent them from committing crime best secure their self-support and accomplish their reformation. When any prisoner shall be received into the [reformatory] school upon direct sentence thereto they shall cause to be entered into register the date of such admission the name age nativity and nationality of the prisoner with such facts as can be ascertained of parentage of early social influences as seem to indicate the constitutional and acquired defects and tendencies of the prisoner and based upon these and estimate of the then present condition of the prisoner and the best probable plan of treatment. Upon such register shall be entered quarterly yearly or oftener minutes of observed improvement or deterioration of character and notes as to methods and treatment employed also all orders or alteration affecting the standing or situation of such prisoner the circumstances of the final release and any subsequent facts of the personal history which may be brought to their knowledge.

Section 12 The board of [managers] trustees shall under a system of marks or otherwise fix upon a uniform plan under which they shall determine what number of marks or what credit shall be earned by each prisoner sentenced under the provisions of this act as the condition of increased privilege or of release from their control which system shall be subject to revision from time to time. Each prisoner so sentenced shall be credited for good personal demeanor diligence in labor and study and for results accomplished and be charged for derelictions negligences and offenses. An abstract of the record in the case of each prisoner remaining under control of the said board of [managers] trustees shall be made up semi-annually considered by the [managers] trustees at a regular meeting and filed with the Secretary of the Commonwealth which abstract shall show the date of admission the age and the then present situation whether in the [reformatory] school State prison State penitentiary State reformatory or an industrial school of reformatory grade [asylum] or elsewhere whether any and how much progress of improvement has been made and the reason for release or continued custody as the case may be. The [managers] trustees shall establish rules and regulations by which the standing of each prisoner's account of marks or credit shall be made known to him as often as once a month and oftener if he shall at any time request it and may make provisions by which any prisoner may see and converse with some one of said [managers] trustees during every month. When it appears to the said [managers] trustees that there is a strong or reasonable probability that any prisoner will live and remain at liberty without violating the law and that his release is not incompatible with the welfare of society then they shall issue to such prisoner on absolute release from imprisonment in the form provided in section fourteen of this act and shall certify the fact of such release and the grounds thereof to the Governor and the Governor may thereupon in his discretion restore such person to citizenship. But no petition or other form of application for the release of any prisoner shall be entertained by the [managers] trustees. Nothing herein contained shall construed to impair the power of the Governor to grant a pardon or commutation in any case.

Section 13 If through oversight or otherwise any person be sentenced to imprisonment in the said [reformatory] school for a definite period of time said sentence shall not for that reason be void but the person so sentenced shall be entitled to the benefit and subject to the liabilities of this act in the same manner and to the

same extent as if the sentence had been in the terms required by section six of this act and in such case said [managers] trustees shall deliver to such offender a copy of this act and written information of his relation to said [managers] trustees

Section 14 When in the opinion of the superintendent after due investigation and obtaining the opinion of the physician and moral instructor any person confined in the [reformatory] said school has given such evidence as is deemed reliable and trustworthy that such person has been so improved by his treatment in said [reformatory] school as to justify his liberation a certificate of the fact and the opinions of the superintendent doctor and moral instructor under their hands and seals shall be submitted to the board of [managers] trustees when after due notice to all the [managers] trustees at the next meeting thereafter said board shall consider the case of the person so presented and when the said board shall determine that such person is entitled to his discharge said board shall cause a record of the case of such person to be made showing the date of his commitment to the [reformatory] school the time he has been detained the cause thereof a copy of his sentence the copy of the certificate as aforesaid of the officers and the action thereon of the board said record to be signed by the [managers] trustees and sent to the judge of the court that sentenced said persons to the [reformatory] school who shall after consulting the district attorney and no further reason for detention existing send under the seal of the court to the said board an order to discharge the said person from said [reformatory] school

Section 4 Section 17 of said act as amended by the act approved the twenty-fifth day of April 1929 (P. L. 697) is hereby further amended to read as follows

Section 17 The duly authorized agent of the Department of Revenue shall cause to be kept an account of the cost of the support and maintenance of each convict with the county from which he is sent to the [reformatory] industrial school which said account shall monthly be approved by the said duly authorized agent of the Department of Revenue and if the same be true and correct shall be sworn to by said agent and shall promptly after the last day of each calendar month be sent to the commissioners of the proper county together with an order payable to the Department of Revenue drawn on the county treasurer of the proper county who shall accept and promptly pay the amount thereof to the Department of Revenue to be by it transmitted to the State Treasurer Provided That the aforesaid account and order rendered as of the thirty-first day of July one thousand nine hundred twenty-nine shall include all amounts due the Commonwealth from the counties which shall have accrued since the last prior billing of the counties by the board of trustees of the said [reformatory] industrial school

Section 5 Section 18 of said act is hereby amended to read as follows

Section 18 As soon as the board of [managers] trustees shall be fully organized with a general superintendent other officers and employes and the ground and buildings of the [reformatory] industrial school shall be fitted and furnished for the proper reception detention and management of convicts according to the provisions of this act they shall report the same in writing to the Governor of the Commonwealth who shall forthwith make public proclamation of these facts Thereupon sections four five six and seven of this act shall go into effect and not sooner

Section 6 The provisions of this act shall become effective the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarra.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarneri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenschild.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Breisch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hunter.	Monroe.	Swartz.
Bucchini.	Jenkins.	Moore, C. E.	Swope.
Byrne.	Johnson.	Moore, H. A.	Tahl.
Cella.	Jones, G. E.	Moran.	Taylor.
Clapper.	Jones, J. M.	Muldowney.	Thompson, E. F.
Clendenning.	Jones, P. F.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyle.	Kline.	Olsen.	Varner.
Dalrymple.	Kohl.	Penglase.	Verona.
Davis.	Kolankiewicz.	Peta.	Wachhaus.
Dennison.	Kornick.	Petrosky.	Wargo.
Dougherty.	Kratz.	Pettigrew.	Waterhouse.
Dowling.	Kubacki.	Pfaff.	Watkins.
DuBois.	Lafore.	Pichney.	Weidner.
Duffy.	Lederer.	Pitzer.	Welsh.
Dunn.	Lelsey.	Polaski.	Wescott.
Erb.	Leonard, L.	Polen.	Westrick.
Ewing.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Fenrich.	Leven.	Price, R. A.	Wheeler.
Ferster.	Light.	Readinger.	White.
Filip.	Limper.	Reagan.	Williams.
Filo.	Loftus.	Reese.	Wilt.
Firmstone.	Lopresti.	Reidenbach.	Wood.
Frost.	Lovett.	Reilly, J. M.	Yeakel.
Gaffney.	Lutty.	Rigby.	Yester.
Geer.	Lyons.	Riley, R. L.	Yetzer.
Gibson.	Madden.	Robertson.	Young.
Gleason.	Madigan.	Rose.	Ziegler.
Good.	Markley.	Rosen.	Sorg.
		Rovansek.	Speaker

NAYS—0

NOT VOTING—0

Flack, Hoggard.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1151, as follows:

An Act to amend sections one thousand seventy-one and one thousand seventy-two of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the appointment of district and assistant district superintendents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one thousand seventy-one and one thousand seventy-two of the act approved the tenth day

of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 1071 Election The board of school directors in every school district of the first and second class shall and in every district of the third class having a population of not less than sixteen thousand (subject to approval where hereinafter required) may by a majority vote of all the members thereof elect a properly qualified person as district superintendent together with such properly qualified assistant district superintendents as it deems wise The directors of any school district required or electing to have a district superintendent of schools shall not participate in the election of a county superintendent The public schools of any district which has a district superintendent shall not be subject to the superintendent or supervision of a county or an assistant county superintendent but shall all be under the supervision of the district superintendent Any school district of the third class with a population of less than sixteen thousand having a district superintendent on the date this amendment becomes effective may continue under the supervision of a district superintendent

Section 1072 Creating Office in Districts Third Class The board of school directors of any school district not employing a district superintendent [on the first day of July one thousand nine hundred thirty-nine (1939)] shall before creating the office of district superintendent obtain the approval of the county board of school directors In the event that the county board of school directors shall refuse such approval or shall neglect to act upon the application of the board of school directors for a period of thirty (30) days from the date of the submission of such application to it the board of school directors may employ during the year immediately preceding the date of the election of the county superintendent one or the other but not both of the following remedies

(1) It may appeal to the Superintendent of Public Instruction who may sustain or reverse the action of the county board and in the event of reversal shall grant approval to the creation of the office of district superintendent in such district or

(2) It may submit the question of the creation of the office of district superintendent in such district to a vote of the qualified electors of the district If a majority of such electors voting on the question shall favor the creation of such office the same shall thereby be created to become effective the first day of July next following the election of the county superintendent The board of school directors shall certify their desire to create said office to the county commissioners who shall cause the question to be submitted in the manner provided by the election laws of this Commonwealth at the next general municipal or primary election occurring more than thirty (30) days after such certification

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,

Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Lev n,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yeter,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Hoggard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. ROYER asked and obtained permission for the Committee on Highways to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. ROBERTSON asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. BEECH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

RESOLUTION

RECALLING HOUSE BILL 206

Mr. SMITH offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 15, 1951.

Whereas, House Bill No. 206 entitled "An act to further amend Section 2401 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled 'An act concerning townships of the first

class; amending, revising, consolidating and changing the law relating thereto,' by requiring water utility companies to furnish to the township, lists of water meter readings, flat-rate water bills and other data for the purpose of determining sewer and drainage rates, and providing reimbursement for their expenses," passed the House of Representatives on April 16, 1951 after having been amended on second reading; and

Whereas, The bill was messaged to the Senate on April 17, 1951, was on that day referred by the Senate to its Committee on Corporations, was reported from that committee as committed on May 9 and passed first reading in the Senate on the same day; and

Whereas, The print of the bill, acted on by the House in final passage was No. 219, but inadvertently Printer's No. 178 was messaged to the Senate in place of Printer's No. 219 and was acted on by the Senate, wherefore there is a lack of concurrence in the final action of the House and that taken so far by the Senate; therefore be it

Resolved, (if the Senate concur) That House Bill No. 206, entitled "An act to further amend Section 2401 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled 'An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto,' by requiring water utility companies to furnish to the township, lists of water meter readings, flat-rate water bills and other data for the purpose of determining sewer and drainage rates, and providing reimbursement for their expenses," be recalled from the Senate for the purpose of substituting the correct print of the bill as it passed the House finally on April 16, 1951.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. RONALD L. THOMPSON asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORTS FROM COMMITTEES

Mr. HARNEY from the Committee on Agriculture and Dairy Industries, reported as amended, House Bill No. 186, entitled:

An Act to add Section 2.1 to the act, approved the twenty-third day of May, one thousand nine hundred forty-nine (P. L. 1652), entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops, excluding our present commercial fruit trees in this Commonwealth; providing for the appointment, qualifications, term and compensation of an Expert Tree Crops Advisor; prescribing his powers and duties; imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto; and making an appropriation," by authorizing The Pennsylvania State College to undertake the development of a research program for certain purposes, and making an appropriation therefor.

Mr. READINGER from the Committee on Judiciary, reported as amended, House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled, "An act to consolidate, amend and revise the penal laws of the Commonwealth, "by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company.

Mr. WILT from the Committee on Judiciary, reported as amended, House Bill No. 944, entitled:

An Act to further amend section one of the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing the fees in certain cases.

Mr. TAHL from the Committee on Judiciary, reported as amended, House Bill No. 1038, entitled:

An Act regulating the sale and use of air and spring guns; providing for the licensing of those defined as dealers in air guns; conferring powers and imposing duties on the Commissioner of the State Police, certain courts, chiefs of police of cities and sheriffs; and prescribing penalties.

Mr. YOUNG from the Committee on Ways and Means, reported as committed, House Bill No. 1113, entitled:

An Act to further amend Section 17 of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled, as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof, requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes; providing penalties and making appropriations from the Motor License Fund for the payment of such reimbursements and expenses in connection therewith.

Mr. BAUMUNK from the Committee on Highways, reported as committed, House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities, Boroughs, Towns and Townships of the Commonwealth for certain purposes for a limited time, conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Mr. ROSE from the Committee on Insurance, reported as committed, House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies, heretofore incorporated, to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon health of individuals, and against personal injury and disablement and death, including endowment insurance; regulating such corporations, and limiting the amounts for which such corporations may issue policies.

Mr. GREER from the Committee on Ways and Means, reported as amended, Senate Bill No. 151, entitled:

An Act to further amend subsection (a) of section 1403 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and

the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personalty, buildings or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth

Mr. ROBERTSON from the Committee on Municipal Corporations, reported as amended, Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act, approved the twenty-eighth day of June, one thousand eight hundred ninety-five (P. L. 408), entitled, as amended "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, townships and boroughs, within this Commonwealth," by providing for the return of funds if not used within a certain time by the political subdivisions for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements; restricting payments to firemen and their dependents.

Mr. TOLL from the Committee on Highways, reported as committed, Senate Bill No. 453, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain townships roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes in Westmoreland County

Mr. FROST from the Committee on Ways and Means, re-reported as committed, House Bill No. 847, entitled:

An Act to amend section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and

use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" by extending the provisions of the additional tax for a limited time

Mr. GIBSON from the Committee on Ways and Means, re-reported as amended, House Bill No. 848, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time.

Mr. ROBERT K. HAMILTON from the Committee on Insurance, reported as amended, Senate Bill No. 464, entitled:

An Act to add Section 17.1 to the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" by regulating the amendment of articles of incorporation and providing for fees

RESOLUTION

CONGRATULATIONS

Messrs. WILT and FENRICH offered a resolution which was read and considered as follows:

In the House of Representatives, May 15, 1951.

Whereas, on the evening of May 7th, the Members of the General Assembly tossed aside their togas, forsook their dignity, and loosed their sparkling wit in a spirit of delightful camaraderie with their clerical and secretarial assistants; and

Whereas, Everyone present at the American Legion Post enjoyed the satisfying food, the cheering drinks,

and the enlivening entertainment, despite a lack of hunger, thirst and fresh gags; and

Whereas, The gayety of this carefree party brought smiles to the serious, relaxation to the restrained, and courage to the shy; and

Whereas, The benevolent Speaker and the hospitable Majority Leader were the generous hosts to all who came to this springtime function; thereby be it

Resolved, That the Members of the General Assembly and their departmental employees are deeply appreciative of the generous impulse that prompted the Speaker and the Majority Leader to entertain them so cordially on May 7, 1951; and be it further

Resolved, That every member of the General Assembly and everyone of its legislative employees tender its grateful thanks to the Honorable Herbert P. Sorg and the Honorable Charles C. Smith for the opportunity accorded them for a memorable evening of recreation, relaxation, and refreshment.

THE CHIEF CLERK (William E. Habbyshaw) IN
THE CHAIR

On the question,

Will the House adopt the resolution?

It was unanimously adopted.

The SPEAKER (Herbert P. Sorg) in the Chair.

The SPEAKER. The Chair recognizes the Majority Leader, the gentleman from Philadelphia who says they are welcome, and the Chair agrees.

RESOLUTION

Mr. GUARNIERI offered a resolution which was filed with the Clerk.

COMMITTEE MEETINGS

Banking and Building and Loan Associations, Mr. Cooper, Chairman, Room 330, Wednesday, May 16, at 10:30 a. m.

Cities and Counties—Second Class, Mr. Ewing, Chairman, Room 521, Wednesday, May 16, at 10:00 a. m.

Education, Mr. Sollenberger, Chairman, Room 324, Wednesday, May 16, at 10:00 a. m.

Game and Forestry, Mr. Goodling, Chairman, Room 331, Wednesday, May 16, at 9:00 a. m.

Labor Relations, Mr. Helm, Chairman, Room 323, Wednesday, May 16, at 9:15 a. m.

Liquor Control, Mr. John M. Reilly, Chairman, Room 325, Wednesday, May 16, at 10:30 a. m.

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Wednesday, May 16, at 10:00 a. m.

ADJOURNMENT

Mr. TOLL. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 16, 1951 at 11:00 a. m. EST.

The motion was agreed to, and (at 2:11 p. m. EST.) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., WEDNESDAY, MAY 16, 1951.

No. 49.

SENATE

WEDNESDAY, May 16, 1951.

The Senate met at 9:30 o'clock, a. m., Eastern Standard Time.

The PRESIDING OFFICER (George N. Wade) in the Chair.

The PRESIDING OFFICER. I have been requested by the President pro tempore to preside over this Session of the Senate.

PRAYER

The Chaplain, Rev. ROBERT L. CURRY, Pastor of the First Methodist Church, St. Clair, Pennsylvania, offered the following prayer:

God, the night has gone; a new day has come. Help us to know that this day is yours even more than ours. Therefore, may we use his day for your glory, never for our own glory. Teach us to be above the petty and small things of life. Help us to stop majoring in minor things. Lift us above the noise of selfish strife found in some others.

God, force us to appreciate the labor and thought of our colleagues. Make our minds clear to the fact that they have a right to their ideas and expressions as we have to ours. Above all, may there never be malice, or envy or hatred in our hearts against the fellow next door. Make us aware, God, that the other person has a right to this day just as we have. Our Nation is in a critical hour, yet, if God be for us who then can destroy us? Our Commonwealth is our bulwark against those who would rule by force. God, may we ever keep our Commonwealth strong. Keep our State leaders strong, for by their strength we, the people, shall never need then be afraid. And if we be without fear, we cannot but help succeed. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

GROUP OF REPUBLICAN WOMEN FROM PHILADELPHIA PRESENTED TO SENATE

Mr. KEPHART. Mr. President, we are very happy to have with us today a group of Republican women from Philadelphia, the Republican women of the Hannah Penn House, under the leadership of Mr. John Lord, the wife of former Senator John Lord.

The PRESIDING OFFICER. Thank you, Senator Kephart. The Chair welcomes the distinguished group from Philadelphia, under the leadership of Mrs. Lord, the wife of a former Member of this group. The Chair hopes that they will enjoy their stay here today and come back frequently. Will you please rise?

Thank you, Mrs. Lord. I hope you will bring your group back frequently.

THE HONORABLE CYRUS M. PALMER PRESENTED TO SENATE

Mr. WAGNER. Mr. President, we have with us this morning a very distinguished gentleman from Schuylkill County who, of course, cannot match the beauty of those from Philadelphia who are with us today, but who has a mighty mind and a great record of public service. I would like to present to the Senate the President Judge of the Common Pleas Court of Schuylkill County, The Honorable Cyrus M. Palmer, of Pottsville.

The PRESIDING OFFICER. Thank you very much, Senator Wagner. We are very happy to have Judge Palmer with us today.

PENNSYLVANIA LADIES PRESENTED TO SENATE

Mr. FLEMING. Mr. President, we have with us today a group of very charming ladies from all over Pennsylvania, who are led by a distinguished citizen of Allegheny County, Judge Lois McBride. They are here in the interest of the sale of yellow margarine. They have conferred this morning at great length with Senator Scarlett and I believe they made quite an impression on him. I would like to present at this time Judge Lois McBride and her group of ladies from Pennsylvania.

The PRESIDING OFFICER. Thank you very much, Senator Fleming, and to Judge McBride and her fine ladies we extend a very hearty welcome.

BILLS INTRODUCED AND REFERRED

Mr. LANE read in his place and presented to the Chair Senate Bill No. 662, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hun-

dred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include all offices and positions in Institutions under the Department of Welfare.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 663, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include all offices and positions in institutions under the Department of Health.

Which was committed to the Committee on State Government.

Mr. BARRETT read in his place and presented to the Chair Senate Bill No. 664, entitled:

An Act to amend the title and Section 1 of the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1355) entitled "An act exempting cigarette vending machines, leased, loaned, hired or conditionally sold, from levy or sale on execution or distress for rent," by extending the provisions thereof to additional types of vending machines.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 665, entitled:

An Act to further amend Section 1105 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and

garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making and appropriation and providing for refunds," by authorizing a majority of registered electors to petition the Secretary of Highways requesting a traffic signal upon a highway or street within such election district and providing for an appeal from the action of the Secretary by petitioners or the political subdivisions involved.

Which was committed to the Committee on Elections.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 35, entitled:

An Act providing temporarily for the grant without examination of certificates of licensure to practice medicine and surgery to certain persons who become members of the armed forces of the United States; and suspending inconsistent laws.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 444, entitled:

An Act to protect the blind and incapacitated pedestrians on public street and highways; requiring vehicles to come to a full stop in certain cases; restricting the use of certain colored canes by other pedestrians; and imposing penalties.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 866, entitled:

An Act to further amend section 622 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law" by increasing the allowance for expenses of township officers at annual meeting of the State association.

Which was committed to the Committee on Local Government.

House Bill No. 946, entitled:

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for the appointment and removal of supervisors, their qualifications, term of office, duties, salary and method of filling vacancies.

Which was committed to the Committee on Education.

House Bill No. 1059, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by providing for the transfer of motor vehicles, trailers and semi-trailers from a husband to his wife and from a wife to her husband or from either to both jointly.

Which was committed to the Committee on Highways.

House Bill No. 1112, entitled:

An Act to amend the title of and the act, approved the twenty-eighth day of April, 1887 (P. L. 63), entitled "An act in relation to the imprisonment, government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon," by correcting the name of said institution and of the governing board thereof, and changing the age limit of persons who may be committed to and detained therein.

Which was committed to the Committee on State Government.

House Bill No. 1151, entitled:

An Act to amend sections one thousand seventy-one and one thousand seventy-two of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "Public School Code of 1949," by further providing for the appointment of district and assistant district superintendents

Which was committed to the Committee on Education.

CALENDAR

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 360, on concurrence in House amendments, reading, entitled:

An Act relating to habeas corpus conferring jurisdiction upon the judges of the courts of Common Pleas prescribing venue defining procedure in all cases authorizing service to be made upon persons anywhere in the Commonwealth providing for the imposition of costs allowing appeals specifying the appellate court to which appeals may be taken and repealing inconsistent legislation including that conferring jurisdiction on courts of Quarter Sessions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 374, on concurrence in House amendments, reading, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and interinsurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating health and accident insurance

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 14, on third reading, entitled:

An Act to amend the introductory paragraph of Section 10 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" by requiring authorities to submit the question of the proposed acquisition by any real estate to a vote of the interested electorate

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 24, as follows:

An Act to amend Section 304 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by increasing the membership of the Pennsylvania Historical and Museum Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 304 of the act approved the ninth day of May one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions

defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as added by the act approved the sixth day of June one thousand nine hundred forty-five (P. L. 1398) is hereby amended to read as follows

Section 304 Pennsylvania Historical and Museum Commission The Pennsylvania Historical and Museum Commission shall consist of the Superintendent of Public Instruction ex officio [and] nine citizens of the Commonwealth and four members of the General Assembly two from the Senate and two from the House of Representatives The members of the commission who are members of the General Assembly shall have no right to vote but shall in all other respects enjoy all their rights and privileges of membership One of the members of the commission shall be designated by the Governor to serve as chairman of the commission The commission shall appoint to serve at its pleasure and with the approval of the Governor fix the compensation of an executive director who shall attend to the administrative work of the commission No member of the commission nor any one who has served as a member thereof within one year shall be eligible for appointment as executive director

Six members of the commission who are not members of the General Assembly shall constitute a quorum

The present members of the Pennsylvania Historical Commission shall be members of the Pennsylvania Historical and Museum Commission who together with the other four original members of the commission shall be appointed by the Governor on or before the effective date of this act and shall hold their office until the third Tuesday of January one thousand nine hundred and forty-seven or until their successors shall have been appointed and qualified as provided by law The four members to be appointed as aforesaid who are not members of the present Pennsylvania Historical Commission shall be chosen from sections of the Commonwealth not represented by the five members who are now members of the Pennsylvania Historical Commission

The members of the General Assembly shall be appointed by the President Pro Tempore of the Senate and the Speaker of the House of Representatives respectively for a term to expire with his concurrent term as a legislator and shall serve until his successor is appointed and qualified unless he shall not be elected for the next succeeding term as a member of the General Assembly in which case a vacancy shall occur

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,

DiSilvestro,
Fleming,
Freed,

McCreesh,
McGinnis,
McMenamin,

Silvert,
Snowden,

Yosko,
Wade,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 33, as follows:

An Act to amend the act approved the tenth day of March One thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for filling the office of county superintendent when the only candidate for election becomes unavailable thereafter within thirty days of the election date

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand twenty-two of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1022 Time and by Whom Elected Term of Office The school directors of all of the school districts that do not have a district superintendent of each county in which a county superintendent is to be elected shall meet in convention at the county seat of their county in the courthouse or some other suitable place to be furnished by the county commissioners at the expense of the county on the second Tuesday of April one thousand nine hundred fifty (1950) and on the same day of every fourth year thereafter and by a majority vote of those present elect as herein provided one duly qualified person as county superintendent to serve for four years from the first Monday of July next following and fix his annual salary When there is only one candidate for the office of county superintendent and such candidate within thirty days of the date fixed for holding the convention for the election of the county superintendent dies withdraws or proves ineligible to be elected the convention shall be postponed or adjourned to the second Tuesday of June of the same year If no candidate is elected at such postponed or adjourned convention the office shall be filled in the manner provided by this act for the filling of vacancies in the office

Section 2 Section one thousand twenty-six of said act as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 983) is hereby further amended to read as follows

Section 1026 Candidates' Proof of Eligibility No votes for a candidate for county superintendent at any such convention or postponed or adjourned convention shall be counted unless said candidate has at least thirty (30) days before such election filed with the secretary of the county board of school directors notice of his intention to be a candidate for election to the office of county superintendent and has also filed a county district or assistant county or district superintendent's commission which has been issued within the previous six years by the Superintendent of Public Instruction or such other evidence of eligibility as is required by this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 896 CALLED UP

Mr. WALKER. Mr. President, because of the need for prompt administrative action, I would like to have the permission of the Senate to call up at this time, on Page 9 of the Third Reading Calendar, House Bill No. 896 and ask that it be acted upon at this time.

BILL ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 896, as follows:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred and thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school director and imposing penalties" by further changing the provisions of said act as to the registration of electors before certain elections the correction of registers and the preparation of street lists

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section seventeen and section thirty-four of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a

further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers and municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" as last amended by the act approved the fifth day of March one thousand nine hundred forty-seven (P. L. 21) are hereby further amended to read as follows

Section 17 * * * * *

(a) The commission or any commissioner employe or clerk assigned for that purpose shall at the main office of the commission during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day and on such days and during such hours as the commission may from time to time designate at other offices in the in the city which the commission shall from time to time during the period of ninety days preceding any election have power to establish and discontinue except Sundays holidays the days hereinafter provided for the registration of electors in the districts or wards the day of each election and each primary the fifty days next preceding each general municipal and primary election [and the thirty-five days next preceding each municipal election] and the thirty days next following each election and the five days next following each primary receive personal applications from persons who claim that they are entitled to be registered as electors of the city and who appear for registration Provided however That in case of a special election within a certain district (congressional senatorial or representative) held on a day other than the day of a primary general or municipal election the registration of electors shall be discontinued [only] in the wards comprising such district for the period of thirty-five days prior to and the five days next following such special election In each year the commission may also when it considers it necessary for the convenience of the electors provide one or more places of registration in each or any ward of the city at which two or more registrars as the commission may deem necessary shall be present to receive personal applications from qualified electors of the city who claim that they are entitled to be registered which registrars shall be present thereat between the hours of seven antemeridian and one postmeridian and between the hours of four and ten postmeridian on such days as may be selected by the commission which shall be not more than sixty days and not less than fifty days prior to any general municipal or primary election [and not more than forty days and not less than thirty-five days prior to any municipal election] Provided further however That with respect to any person who shall become a citizen of the United States on a day subsequent to the sixtieth day prior to any election or primary but at least one month prior to the day of such election or primary the commission or any commissioner employe or clerk assigned for that purpose shall receive personal applications from such person if he or she is otherwise qualified at the office of the registration commission until the thirtieth day prior to such election or primary during ordinary business hours except Sundays holidays and the days hereinbefore provided for the registration of electors in the districts or wards

Section 34 Comparison and Correction of Registers Street Lists (a) Commencing fifty days prior to each primary and each general and municipal election [and thirty-five days prior to each municipal election] the commission shall compare and correct the general and district registers

(b) After the last day preceding each primary municipal and general election when electors may be registered the commission shall prepare for each election district a street list of the names and addresses of all registered electors resident in the district arranged by streets and house numbers and [except before each municipal election] shall cause to be made at least a hundred exact copies of such list and not later than fifteen days preceding each primary and each general and municipal election shall distribute copies of such lists among the inspectors and special inspectors of registration and the official concerned with the conduct of primaries and elections and among the parties bodies of electors candidates and organized bodies of citizens interested therein giving at least ten copies of each street list to the city committee of each political party or body of electors upon the written application of the chairman thereof and at least ten copies of each street list to the executive or governing board or committee of each organized body of citizens having as its purposes the investigation and prosecution of election frauds upon the written application of the presiding officer of such body of citizens and at least one copy of each street list with which his candidacy is concerned to each candidate upon his written request and keeping two complete sets of such street lists on file at the office of the commission convenient for public inspection during all the hours when the other records of the commission are open to public inspection as herein provided Not later than the seventh day preceding each election and primary the commission shall post or cause to be posted at each polling place in such city at a point accessible to the public one of the said street lists to be maintained at such place until the closing of the polls on the succeeding election day

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelr,	Wagner,
Byrnes,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 1092 CALLED UP

Mr. WALKER. Mr. President, I would like permission of the Senate to refer to Page 10 of the Senate Calendar, and for the same reason assigned to the bill just acted upon by the Senate, I would like to call up out of order House Bill No. 1092.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1092, as follows:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the filing of nomination petitions of candidates for district councilmen in cities of the first class and of nomination papers in electoral districts newly created

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (d) of Section 912 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" is hereby amended to read as follows

Section 912 Number of Signers Required Nomination Petitions of Candidates at Primaries Shall Be Signed

* * * * *

(d) If for the office of Representative in the General Assembly or for the office of member of the State committee or an office to be voted for by the electors of the entire county or an office to be voted for by the electors of an entire city or for the office of district councilman in a city of the first class by at least one hundred registered and enrolled members of the proper party except for the office of magistrate in cities of the first class in which case it must be signed by at least three thousand registered and enrolled members of the proper party

Section 2 Subsection (b) of Section 913 of said act as last amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1055) is hereby further amended to read as follows

Section 913 Place and Time of Filing Nomination Petitions Filing Fees

* * * * *

(b) Each person filing any nomination petition shall pay for each petition at the time of filing a filing fee to be determined as follows and no nomination petition shall be accepted or filed unless and until such filing fee is paid by a certified check or money order or also by cash when filed with the county board Whenever a petition is to be filed with the county board the person filing the same shall pay the filing fee in cash or by a certified check or money order to the county board All moneys paid on account of filing fees shall be transmitted by the county board to the county treasurer and shall become part of the General Fund Certified checks or money orders in payment of filing fees shall be made payable to the Commonwealth of Pennsylvania or to the County as the case may be and shall be transmitted to the State Treasurer or to the county treasurer and shall become part of the General Fund

1 If for the office of President of the United States or

for any public office to be filled by the electors of the State at large the sum of fifty dollars (\$50.00)

2 If for the office of Representative in Congress or judge of a court of record excepting judges to be voted for by the electors of the State at large and associate judge the sum of thirty-five dollars (\$35.00)

3 If for the offices of Senator or Representative in the General Assembly or for any office to be filled by the electors of an entire county other than jury commissioner associate judge or prison inspector or county auditor in counties of the eighth class the sum of twenty-five dollars (\$25.00) if for the office of jury commissioner or associate judge the sum of ten dollars (\$10.00) if for the office of county auditor in counties of the eighth class the sum of five dollars (\$5.00) if for the office of prison inspector the sum of two dollars (\$2.00) if for the office of district councilman in a city of the first class the sum of twenty-five (\$25.00) if for any office to be filled by the electors of an entire city the following sums if in a city of the first or second class twenty-five dollars (\$25.00) if in a city of the second class a fifteen dollars (\$15.00) and if in a city of the third class ten dollars (\$10.00)

4 If for any borough town township of the first class school district or poor district office not otherwise provided for the sum of two dollars (\$2.00)

6 If for the office of delegate or alternate delegate to National party convention or member of National committee or member of State committee the sum of ten dollars (\$10.00)

8 If for the office of alderman justice of the peace or constable the sum of two dollars (\$2.00)

9 If for the office of township auditor or road supervisor the sum of one dollar (\$1.00)

Provided however That no filing fee shall be paid for a nomination petition for any public office for which no compensation is provided by law nor for any nomination petition for any public officer in any township of the second class

Section 3 Subsection (b) of Section 951 of said act is hereby amended to read as follows

Section 951 Nominations by Political Bodies

(b) Where the nomination is for any office to be filled by the electors of the State at large the number of qualified electors of the State signing such nomination paper shall be at least equal to one-half of one per centum of the largest entire vote cast for any elected candidate in the State at large at the last preceding election at which State-wide candidates were voted for In the case of all other nominations the number of qualified electors of the electoral district signing such nomination papers shall be at least equal to two per centum of the largest entire vote cast for any officer except a judge of a court of record elected at the last preceding election in said electoral district for which said nomination papers are to be filed In cases where a new electoral district shall have been created the number of qualified electors signing such nomination papers for candidates to be elected at the first election held after the creation of such district shall be at least equal to two per centum of the largest vote cast in the several election districts which are included in the district newly created for any officer elected in the last preceding election

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,

Berger,	Kephart,
Blass,	Kessler,
Byrne,	Lane,
Chapman,	Leader,
Crowe,	Letzler,
Dent,	Mahanay,
DiSilvestro,	Mallery,
Diehm,	McCreesh,
Fleming,	McGinnis,
Freed,	McMenamin,

Pechan,
Peelor,
Probert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silver,
Snowden,

Toole,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,
Wade,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 206 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I apologize to the Chair for jumping all over the Calendar, but we are trying to cooperate with the House as usual, and I want at this time, with the permission of the Senate, to refer to page 18 of the Senate Calendar.

Mr. President, I would like to call up House Bill No. 206 off of the postponed calendar for appropriate action.

RECONSIDERATION OF HOUSE BILL No. 206 PRINTER'S No. 178

Mr. WALKER. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 206, Printer's No. 178, entitled:

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to the township lists of water meter readings, flat-rate bills and other data for the purpose of determining sewer and drainage rates

passed first reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. TAYLOR. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. TAYLOR. Mr. President, I voted with the majority.

On the question,

Will the Senate agree to the motion?

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. WALKER and Mr. TAYLOR and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silver,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

So the question was determined in the affirmative.

HOUSE BILL No. 206, PRINTER'S No. 178
LAID ON THE TABLE

Mr. WALKER. Mr. President, I move that House Bill No. 206, Printer's No. 178, be taken from the First Reading Calendar and be laid on the table.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

RESOLUTION

HOUSE BILL No. 206, PRINTER'S No. 178
BE RETURNED TO THE HOUSE

Mr. WALKER offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 16, 1951.

Resolved, That pursuant to a resolution already adopted by the House and concurred in by the Senate that House Bill No. 206, Printer's No. 178, be returned to the House in order that the correct printing of said bill may be returned to the Senate.

THIRD READING CALENDAR

BILLS ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 204, as follows:

An Act to amend Section 1512 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' by requiring water utility companies to furnish to townships lists of water meter readings flat-rate bills and other data for the purpose of determining sewer charges and providing reimbursement for their expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1512 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' as reenacted and amended by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1481) is amended to read as follows

Section 1512 Sewer Rentals All persons whose property connects with a system of sewers or drains shall pay to the township treasurer in addition to the cost of making such connection a monthly quarterly semi-annual or annual charge prescribed by a resolution of the board of supervisors Such monthly quarterly semi-annual or annual charge or charges shall constitute a lien until paid against the property so connecting with such system and the amount thereof may be recovered by due process of law All water utilities supplying water to users within the boundaries of any township shall at the request of the board of supervisors furnish to the township on or before the fifteenth day of the month following the month during which bills are issued a list of all water meter readings and flat-rate water bills and the basis for each flat-rate water charge so that the data may be used in calculating such charges The township is authorized and empowered to pay to such utilities reasonable amounts for necessary clerical and other expenses incurred in the preparation of such lists

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Utility Law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Maluka,	McPherson, Jr.,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Blam,	Kemler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
Dislivestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 220, as follows:

An Act to reenact and amend the title of and the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1661) entitled "An act to impose a temporary tax on real estate for public school purposes in school districts of the first class for current expenses" by continuing the provisions thereof for the year one thousand nine hundred fifty-two and succeeding years authorizing an increase in the limit of the rate of tax and deleting certain obsolete provisions The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of and the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1661) entitled "An act to impose a temporary tax on real estate for public school purposes in school districts of the first class for current expenses" are hereby reenacted and amended to read as follows

An Act

To impose a [temporary] tax on real estate for public school purposes in school districts of the first class for current expenses

Section 1 The Board of Public Education in school districts of the first class shall levy annually on or after the second Monday of November and before the first Monday of December next following a tax of one mill (.001) not less than one or more than one and one-half mills on each dollar of the total assessment of all real property assessed and certified for taxation in said district

Section 2 The taxes and penalties collected under the provisions of this act shall be used by such school district for general public school purposes

Section 3 The tax authorized to be levied under the provisions of this act shall be in addition to any other taxes any school district of the first class is empowered to levy and collect under any existing

Section 4 The taxes which are levied under the provision this act shall be collected at the same time in the same manner like authority and subject to the same discounts and penalties as real estate taxes for school purposes are collected

[Section 5 The provisions of this act shall apply only to school districts of the first class having a population

of 1,500,000 or more persons If any act reclassifying school districts is passed by the General Assembly during the session of one thousand nine hundred forty-nine the provisions of this act shall apply only to school districts of the first class under such classification and not to school districts of the first class

Section 6 This act shall become effective immediately upon final enactment and shall expire on the thirty-first day of December one thousand nine hundred fifty-one

Section 2 The provisions of this reenacting and amending act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Koslar,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dona,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snodden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 257, as follows:

An Act to further amend section 652 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the measure of pupil teacher ratio in computing the real estate tax for school purposes in school districts of the first class and first class A The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 652 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the acts approved the second day of May one thousand nine hundred forty-nine (P. L. 855) and the ninth day of May one thousand nine hundred forty-nine (P. L. 1017) is hereby further amended to read as follows

Section 652 Tax Levy Purposes Limitations In all school districts of the first class and first class A the school taxes for the following fiscal year shall be levied annually by the board of public education thereof on or after the second Monday of November and before the first Monday of December following The board of public education thereof shall annually levy a tax on each dollar of the total assessments of all property assessed and certified for taxation in said district which tax shall be ascertained determined and fixed by adding together the following

(1) An amount which with all moneys received from

the Commonwealth applicable thereto shall be sufficient to pay the minimum salaries and increments of the teaching and supervisory staff thereof as fixed and provided by law and to pay the contributions of said district to the teachers' retirement system For the purpose of computing the amount required to pay the minimum salaries and increments fixed by law but without otherwise limiting the rights of the district to employ teachers or other employes (i) The number of teachers on the salary schedule of the elementary schools shall not exceed one for every thirty pupils in average daily [attendance] membership in such schools (ii) The number of teachers on the salary schedule of the junior high schools shall not exceed one for every twenty-two pupils in average daily [attendance] membership in such schools (iii) The number of teachers on the salary schedule of the senior high schools shall not exceed one for every twenty-two pupils in average daily [attendance] membership in such schools (iv) The number of teachers with salaries and increments fixed by law on any salary schedule now established or hereafter established and not specially mentioned in this act shall not exceed one for every twenty-two pupils in average daily [attendance] membership (v) The number of principals in the elementary schools and the principals in charge of all other character of schools now established or hereafter established and not specially mentioned in this act shall not exceed one for every six hundred pupils in average daily [attendance] membership in such schools (vi) The number of principals in the junior and senior high schools shall not exceed one for every twelve hundred pupils in average daily [attendance] membership in such schools (vii) The number of supervisors in all schools shall not exceed one for every fifteen hundred pupils in average daily [attendance] membership (viii) The number of attendance officers and home and school visitors shall not exceed one for every two thousand pupils in average daily [attendance] membership in all elementary and secondary schools (ix) In all adult and extension school classes the number of teachers shall not exceed one for every twenty pupils in average daily [attendance] membership in such schools

The salary and increments fixed by law of members of the teaching and supervisory staff whose number is not in some manner limited hereby shall not be included within the purposes authorized by clause (1) of this section but shall be construed and regarded as constituting expenses within the meaning of clause (3) of this section

Average daily [attendance] membership as used herein shall be based upon [attendance] membership during the preceding school term

(2) An amount sufficient to pay the interest on and retire at maturity the principal of the indebtedness of said district incurred as authorized by law

(2.1) An amount sufficient to pay any rentals agreed to be paid to the State Public School Building Authority or any other authority created by the General Assembly having State-wide jurisdiction

(3) An amount sufficient to pay all other expenses and requirements of said school district which amount shall be equivalent to not less than three nor more than five mills on the dollar of the total assessment of all property assessed and certified for taxation therein

The total annual school tax levy for all purposes in any school district of the first class shall not be more than eleven and three-quarter (11¾) mills on the dollar of the total assessment of all property assessed and certified for taxation in the territory constituting the district

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 380, entitled:

An Act to amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 380, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 423, on third reading, entitled:

An Act to further amend section four hundred fifty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by further changing the provisions relating to the maximum compensation of the State Civil Service Commission

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 432, as follows:

An Act to further amend Sections 2562 and 2564 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions for payments by districts for pupils attending in other districts The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2562 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1365) is hereby further amended to read as follows

Section 2562 Payments by Districts for Pupils Attending in Other Districts For each elementary or high school pupil attending a public school of another district the receiving district shall bill the sending district and the sending district shall pay the amount of the tuition charge per elementary pupil or the tuition charge per high school pupil as the case may be In the case of pupils attending the receiving district's public schools for less than a full school term the tuition charge per elementary or high school pupil shall be prorated by reference to the period of time over which such pupils actually attended the receiving district's schools

For each vocational or other extension education pupil attending an extension class of another district the receiving district shall bill the sending district if the attendance is previously approved by the sending district and the sending district shall pay the vocational or other extension tuition charge per pupil hour of instruction for each hour of attendance of each such pupil

Nothing herein shall prohibit the payment of a tuition

for vocational or other extension pupils by a non-resident adult pupil sponsoring agency or employer

Section 2 Section 2564 of said act as last amended by the acts approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 678) and the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1365) is hereby further amended to read as follows

Section 2564 Deductions from State Appropriations If any school district wherein a pupil resides who is entitled by law to attend an elementary school or a high school or an extension class for which extension class tuition has been approved by the sending district in another district neglects or refuses to pay any such tuition charge or sewer charge or sewer rental the Superintendent of Public Instruction is authorized to deduct from any moneys due any such district out of any State appropriation the amount due from such district to the district where the pupil attends and pay over said sum to the district entitled thereto

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 439, as follows:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by extending the provisions thereof to certain persons who extinguish forest fires and further defining compensation in the case of self employers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an em-

ploye in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" as last amended by the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 507) is hereby further amended to read as follows

Section 1 In addition to those persons included within the definition of the word "employe" as defined in section one hundred and four of the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as last reenacted and amended at the regular legislative session of one thousand nine hundred and thirty-nine there shall be included all members of volunteer fire companies or volunteer fire departments of the various cities boroughs incorporated towns and townships who shall be and are hereby declared to be "employees" of such cities boroughs incorporated towns townships for all the purposes of said act and shall be entitled to receive compensation in case of injuries received while actually engaged as firemen or while going to or returning from any fire which the fire companies or fire department of which they are members shall have attended or while performing any other duties of such companies or fire departments authorized by such cities boroughs incorporated towns and townships and there shall be included all individuals who extinguish forest fires and are entitled to compensation therefor as determined by authorized officers of the Department of Forests and Waters and such individuals are hereby declared to be "forest fire fighters" and "employees" of the department for all the purposes of said act and shall be entitled to receive compensation in case of injuries received while actually engaged in extinguishing forest fires or while going to or returning from forest fires or while performing any other duties in connection with extinguishing forest fires authorized or ratified by the department's officers

The city borough incorporated town or township or the Department of Forests and Waters as employer shall in all cases be deemed to have knowledge of all other employment of all members of its volunteer fire companies or volunteer fire departments or of its forest fire fighters as the case may be including self employment and shall be liable for compensation on account of all wages and earnings resulting therefrom In all cases where an injury compensable under the provisions of this act is received by a member of a volunteer fire company or volunteer fire department or by a forest fire fighter of the department who is in whole or in part a self employer and loss of earnings results therefrom such earnings shall for the purpose of this act be regarded as wages The average weekly wage as so regarded shall be that most favorable to the employe computed by dividing by thirteen the total earnings of the employe in the first second third or fourth period of thirteen consecutive calendar weeks in the fifty-two weeks immediately preceding the accident.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,

Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 491, as follows:

An Act to amend the title and further amend the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 733) entitled "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes county treasurer board of public education in such districts and courts providing for compensation to certain officers and employes and imposing penalties" by eliminating certain classes of taxable items providing that corporations limited partnerships and joint-stock associations holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor and providing that the act shall apply only to school districts of the first class A.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 733) entitled "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes county treasurer board of public education in such districts and courts providing for compensation to certain officers and employes and imposing penalties" is hereby amended to read as follows

An Act

To provide revenue in school districts of the first class

A by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes [county] school treasurer board of public education in such district and courts providing for compensation to certain officers and employes and imposing penalties

Section 2 Section 1 and 2 subsections (c) and (b) of Section 3 Section 5 and 13 subsections (a) and (c) of Section 16 and Section 16.1 of said act as amended or added by the act approved the twelfth day of May one thousand nine hundred forty-nine (P. L. 1246) are hereby further amended to read as follows

Section 1 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Resident" A person copartnership or unincorporated association or company resident located or liable to taxation within a school district of the first class A levying a tax under the provisions of this act or a joint-stock company or association limited partnership bank or corporation formed created or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other state or government and

liable to taxation within a school district of the first class A levying a tax under this act

"Board" The board of revision of taxes or other county assessing authorities of any county [coextensive with a school district of the first class or] in which a school district of the first class A is located

Section 2 Tax on Mortgages Judgments etc Imposition and Rate of Tax Exceptions All personal property of the classes hereinafter enumerated owned held or possessed by any resident whether such personal property be owned held or possessed by such resident in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity or by any resident as trustee agent or attorney-in-fact jointly with one or more trustees agents or attorney-in-fact domiciled in another state or within this Commonwealth but outside the school district levying the tax where such personal property is held and managed in such school district of the first class A except as executor or administrator of the estate of a non-resident decedent and except as trustee for a resident or non-resident religious charitable or educational organization no part of the net earnings of which inures to the benefits of any private stockholders or individuals for the use benefit or advantage of any other person copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation and the equitable interest in any such personal property of the classes hereinafter enumerated owned held or possessed by any resident where the legal title to such personal property is vested in a trustee agent or attorney-in-fact domiciled in another state or within this Commonwealth but outside the school district levying the tax or where the legal title to such personal property is vested in more than one trustee agent or attorney-in-fact one or more of whom are domiciled in another state or within this Commonwealth but outside the school district levying the tax and one or more of whom are domiciled within such school district such personal property is held and managed in another state or within this Commonwealth but outside the school district levying the tax and where such resident is entitled to receive all or part of the income therefrom is hereby made taxable annually for the year one thousand nine hundred forty-eight and annually thereafter for public school purposes in school districts of the first class A and shall be levied upon annually by the board of public education in every such school district at the rate of not less than one (1) nor more than four (4) mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owning by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and except the public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and except the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the term thereof [and all scrip bonds certificates and evidences of indebtedness issued and all scrip bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any and every private corporation incorporated or created under the laws of this Commonwealth or the laws of any other state or of the United States and doing business in any school district of the first class levying the tax except first class nonprofit corporations] except such loans as are made taxable for state purposes by Section 17 of the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) as reenacted and amended

all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government except shares of stock in any bank bank and trust company national banking association savings institution corporation or limited partnership liable to a tax on its shares or a gross premiums tax or liable to or relieved from the capital stock or franchise tax for State purposes under the laws of this Commonwealth and all moneys loaned or invested in other states territories the District of Columbia or foreign countries all other moneyed capital owing to individual citizens of the school district levying the tax. Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution employees' thrift or savings association whether operated by employees or the employer or trust company nor to personal property held in the commercial department and owned in its own right by a banking institution savings institution or trust company in liquidation by a receiver trustee or other fiduciary nor to personal property formerly held by a banking institution in its own right but assigned by it to one or more trustees for liquidation and payment to the creditors and stockholders of such banking institutions nor shall this act apply to the proceeds of any life insurance policy held in whole or part by the insurer nor the principal value of annuities nor to any personal property held in any trust forming part of a stock bonus pension or profit sharing plan of an employer for the exclusive benefit of his employees or their beneficiaries which trust under the latest ruling of the Commissioner of Internal Revenue is exempted from Federal income tax. And provided further That the provisions of this act shall not apply to building and loan associations or to shares of stock issued by building and loan associations or to savings institutions having no capital stock and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the tax herein provided for or any part thereof or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the tax on any of such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock. And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life casualty or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions. And provided further That corporations limited partnerships and joint-stock associations liable to tax on their shares or the aforesaid capital stock or franchise tax for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner except a mere custodian for the real owner and except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals. And provided further That the provisions of

this section shall not apply to personal property of the classes hereinabove enumerated received or acquired with proceeds of money or property received from any person or persons copartnership or unincorporated association or company nonresident in or not located within such school district or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within such school district or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth nor shall the provisions of this section apply to personal property held for the use benefit or advantage of any resident who shall have in each of the ten preceding calendar years given or contributed all of his net income to any corporation organized or operated exclusively for religious charitable scientific literary or educational purposes.

The value of the equitable interest in any personal property made subject to tax by this section shall be measured by ascertaining the value of the personal property in which such resident has the sole equitable interest or in case of divided equitable interests in the same personal property then by ascertaining such part of the value of the whole of such personal property as represents the equitable interest of such resident therein.

Section 3 Returns of Tax

* * * * *

(c) Whenever any personal property taxable under the provisions of this act was owned by a decedent at the time of his death and is held by his executor or administrator return of such personal property shall be made and the tax paid if such decedent was domiciled at the time of his death in a school district of the first class A notwithstanding the residence or location of such executor or administrator or of any beneficiary or the place where such securities are kept.

(d) Whenever any personal property taxable under the provisions of this act is held owned or possessed as trustee agent attorney-in-fact or in any other manner as hereinabove set forth by two or more persons copartnerships unincorporated associations companies limited partnerships joint-stock associations or corporations all of which are residents of the Commonwealth but not all of which are domiciled in the same school district levying this tax return of such personal property shall be made in a school district of the first class A where any of the same are domiciled and there shall be paid in each such school district that portion of the tax imposed upon such personal property so held owned or possessed as the number of such trustees agents or attorneys-in-fact domiciled therein bears to the total number thereof notwithstanding the residence of any beneficiary or the place where such personal property is kept.

Section 5 Payment of the Tax. The tax imposed by this act shall be due and payable at the same time and subject to the same conditions as to discounts penalties and interest as in the case of personal property taxes due and payable to the county [or city coextensive with the county] in which the school district of the first class A levying the tax is located.

Section 13 Certificated Statement to Board of Public Education and Collecting Officers. For the purpose of enabling the board of public education to levy the taxes imposed by this act for one thousand nine hundred forty-eight and for every year thereafter it shall be the duty of the board to furnish annually at the same time as it furnishes the valuation of real property to the boards of public education in school districts of the first class A and to the receiver of school taxes or in school districts

in which there is no receiver of school taxes to the school treasurer an estimate of the total valuation of all personal property taxable for school purposes

Section 16 Saving Clauses (a) Nothing contained in this act shall be construed to empower any school district of the first class A to impose levy and collect the taxes hereby levied upon any personal property of any of the classes hereinbefore enumerated not within the power of the General Assmby under the Constitution of the United States

(c) It is the intent of the General Assembly that the power vested in it to levy taxes shall not be delegated by any of the provisions of this act to any school district of the first class A in violation of the provisions of the Constitution of Pennsylvania If a court of competent jurisdiction shall hold that such power has nevertheless been so unconstitutionally delegated the rate of the tax herein imposed shall be four (4) mills on each dollar of the value of the personal property made taxable which rate the General Assembly under such circumstance intends to be imposed

Section 16.1 The provisions of this act shall apply only to school districts of the first class A [having a population of less than one million five hundred thousand (1,500,000) persons]

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 531, as follows:

An Act to amend the last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowerng cities of the second class of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or

resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by providing an effective date for tax levies on persons subjects businesses transactions or privileges within two or more political subdivisions when another such political subdivision has previously levied such tax

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitation for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Superme Court and Superior Court" as added by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 898) is hereby amended to read as follows

Section 1 * * * * *

E Limitations on Rates of Specific Taxes * * * * *

If at any time two political subdivisions shall impose any one of the above taxes on the same person subject business transaction or privilege located within both such political subdivisions during the same year or part of the same year under the authority of this act then the tax levied by a political subdivision under the authority of this act shall during the time such duplication of the tax exists except ashereinafter otherwise provided be one-half of the rate as above limited and such one-half rate shall become effective by virtue of the requirements of this act from the day such duplication becomes effective without any action on the part of the political subdivision imposing the tax under the authority of this act When a tax has been levied under the provisions of this act by one political subdivision a subsequent levy by another political subdiviison on the same person subject business transaction or privilege located within both political subdivisions shall not become effective until the day following the then current fiscal year of the political subdivision first levying such tax unless the political subdivision making such subsequent levy shall have given notice to the political subdivision making the first levy of its intention to make such levy thirty (30) days prior to the adoption of the budget of the political subdivision making the first levy It is the intent and purpose of this provision to limit rates of taxes referred to in this subsection so that the entire burden of one tax on a person subject business transaction or privilege shall not exceed the limitations prescribed in this subsection Provided however That any two political subdivisions which impose any one of the above taxes on the same person subject business transaction or privilege during the same year or part of the same year may agree among themselves that instead of limiting their respective rates to one-half of the maximum rate herein provided they will impose respectively different rates the total of which shall not exceed the maximum rate as above permitted

Section 2 The provisions of this act shall become effective on the second day of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 656, as follows:

An Act to add Section 1709 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for traveling expenses of members of joint school boards and joint school committees in attending meetings of the same

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article VII of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after Section 1708 a new section to read as follows

Section 1709 Traveling Expenses at Meetings of Joint Boards or Joint School Committees. Each school director of a school district having established a joint school or department with another school district or in case the affairs of such joint school or department are being managed by a joint school committee then each member of such committee shall receive for his necessary traveling expenses mileage at the rate of six cents (6c) per mile for the distance necessary to be traveled in going to and from the meetings of such joint board or joint school committee not in excess however of twelve (12) meetings a year Said amount shall be paid by warrant drawn on the joint board treasurer by the president and secretary of the joint board or joint school committee

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time,
On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,

Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 909, as follows:

An Act to further amend section 889 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting the unauthorized wearing of the insignia badge shield or button of the Air Force Association

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 889 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" as amended by the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 969) is hereby further amended to read as follows

Section 889 Illegally Wearing Military Insignia Whoever wilfully wears the insignia badge shield or button of the Loyal Legion of the United States or the Grand Army of the Republic or the Union Veteran Legion or the Order Sons of Veterans or the Spanish-American War Veterans or the Society of Spanish-American or Philippine Wars or the American Legion or the Veterans of Foreign Wars of the United States or the Disabled American Veterans of the World War or the American Veterans of World War II (AMVETS) or the Marine Corps League or the Air Force Association or the official decorations of any said organizationso r uses the same to obtain aid or assistance unless he is entitled to use or wear the same under the constitution and by-laws rules and regulations of such organizations is guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not to exceed one hundred dollars (\$100) or be imprisoned for a period not to exceed sixty (60) days or both

And said bill having been read at length the third time,
On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wade,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 11, on second reading, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 52, on second reading, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 73, entitled:

An Act to amend Article V of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WAGNER offered the following amendments:

Amend Sec. 1 (Sec. 516.1), page 2, line 17, by striking out the words "twelve dollars (\$12)" and inserting in lieu thereof "eight dollars (\$8)."

Amend Sec. 1 (Sec. 516.1), page 2, lines 17 and 18, by striking out the words "railroad expenses actually incurred" and inserting in lieu thereof "mileage at the rate of six cents (6c) for each mile."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 363, on second reading, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by further prescribing the nature and kind of investments which may be made and retained by fiduciaries

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 383, on second reading, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting employees to make up back payments to the retirement system from the time they entered school service and securing to such employees the full benefits of the retirement system from the time they entered school service

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 466, entitled:

An Act requiring cities of the first class to make annual appropriations to Firemen's Pension Funds.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 488, on second reading, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards

and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Psychological Examiners and defining its powers and duties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 489, on second reading, entitled:

An Act relating to the practice of psychology defining and providing for the licensing and registration of psychologists and psychological technicians and for the revocation and suspension of such licenses and registration subject to appeal and for their reinstatement defining the powers and duties of the State Board of Psychological Examiners and the Department of Public Instruction and prescribing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 492, entitled:

An Act to further amend Section 1311 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing own-

ers of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by providing for sentences of imprisonment in default of fines imposed under that section for first and second offenses by motor carriers common carriers by airplane or brokers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 519, entitled:

An Act to amend Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" by providing certain exceptions to said act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 524, entitled:

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 569, entitled:

An Act to further amend the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing a method of paying service increments from the retirement fund in cities to members of the police force after retirement.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 591, entitled:

An Act to amend subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by permitting members and employees of the board to hold other offices or positions or engage in certain businesses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I as unanimous consent that Senate Bill No. 595, on second reading, entitled:

An Act to further amend subsections (b) (c) and (e) of Section 4 of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" by clarifying the identity of certain taxing districts go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 636, on second reading, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 647, entitled:

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen

(P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 684, entitled:

An Act providing for the observance of the 175th anniversary of the adoption of the Declaration of Independence creating a commission to cooperate with like commissions of the government of the United States and of the City of Philadelphia in arranging ceremonies and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 827, on second reading, entitled:

An Act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by reducing the retirement age

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 983, on second reading, entitled:

An Act requiring wells and cisterns to be covered or sealed and providing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none

BILLS INTRODUCED AND REFERRED

Mr. BERGER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER read in place and presented to the Chair Senate Bill No. 666, entitled:

An Act to further amend clause (a) of Section 503 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien

of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by clarifying the provisions relating to the jurisdiction and duty of the Board of Finance and Revenue to hear and determine certain petitions for refund; by clarifying the provisions relating to the time for filing of certain petitions for refunds and eliminating obsolete provisions.

Which was committed to the Committee on Judiciary General.

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STEVENSON read in place and presented to the Chair Senate Bill No. 667, entitled:

An Act to amend subsection (c) of Section 2 of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by increasing the compensation of the members of board.

Which was committed to the Committee on Local Government.

REPORT FROM COMMITTEE

Mr. BANE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BANE, from the Committee on Judiciary General, reported as committed, House Bill No. 378, entitled:

An Act to further amend the act, approved the fifteenth day of June, one thousand nine hundred thirty-seven (P. L. 1743), entitled as amended "An act relating to magistrates and magistrates' courts in the city of Philadelphia; imposing certain duties upon, and prohibiting certain practices by, magistrates, and fixing their compensation; imposing certain duties on the city controller in regard thereto; authorizing the employment by him of additional clerks and fixing their compensation; regulating the practice in and defining magistrates' courts, the entering of bail, and the issuance of discharges in criminal cases in the county of Philadelphia; conferring certain

powers over magistrates and magistrates' courts; and imposing certain duties in connection therewith upon the judges of the courts of common pleas of the county of Philadelphia, the Attorney General, and the District Attorney; providing for the appointment and employment of stenographers to report proceedings in certain cases heard by magistrates; fixing the salaries of persons employed by authority of this act; providing penalties for violations of the provisions thereof; and repealing certain prior acts," by making the increase in salaries of magistrates applicable to all magistrates, including the additional salary of the chief magistrate for his duties as such and increasing the same; and by further providing for the costs of transcripts or reports.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess until twelve o'clock, Eastern Standard Time.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

The PRESIDENT pro tempore. The time of recess having elapsed the Senate will be in order.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 247, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled, "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by regulating the authority of school districts to purchase supplies and to perform and contract for construction, reconstruction, repairs and work of any nature.

Senate Bill No. 329, entitled:

An Act to amend Section 3 of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-one (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties," by directing the Department of Revenue to authorize local agents, which may be county officers, to issue motor boat licenses.

House Bill No. 896, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred and thirty-seven (P. L. 115) entitled, "The First Class City Permanent Registration Act," by further changing the provisions of said act as to the registration of electors before certain elections the correction of registers and the preparation of street lists.

House Bill No. 1092, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," by providing for the filing of nomination petitions of candidates for district councilmen in cities of the first class and of nomination papers in electoral districts newly created.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 378, entitled:

An Act to further amend the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1743) entitled as amended "An act relating to magistrates and magistrates courts in the city of Philadelphia imposing certain duties upon and prohibiting certain practices by magistrates and fixing their compensation imposing certain duties on the city controller in regard thereto authorizing the employment by him of additional clerks and fixing their compensation regulating the practice in and defining magistrates courts the entering of bail and the issuance of discharges in criminal cases in the county of Philadelphia conferring certain powers over magistrates and magistrates courts and imposing certain duties in connection therewith upon the judges of the courts of common pleas of the county of Philadelphia the Attorney General and the District Attorney providing for the appointment and employment of stenographers to report proceedings in certain cases heard by magistrates fixing the salaries of persons employed by authority of this act providing penalties for violations of the provisions thereof and repealing certain prior acts" by making the increase in salaries of magistrates applicable to all magistrates including the additional salary of the chief magistrate for his duties as such and increasing the same and by further providing for the costs of transcripts or reports.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, May 21, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:17 o'clock, p. m., Eastern Standard Time, until Monday, May 21, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, May 16, 1951

The House met at 11:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Reverend Charles A. Lantz, guest Chaplain, pastor of the Milroy Lutheran Church, and guest of the gentleman from Mifflin, Mr. Price, offered the following prayer:

Almighty and Eternal God, King of Kings and Lord of Heaven and Earth, as we Thy children begin the duties of the day our first thoughts are thoughts of Thee. And as we think of Thee we recall Thy goodness and Thy loving kindness to us, and to all people. With grateful hearts we remember that everything that glorifies life; everything that makes life beautiful and satisfying comes to us from Thy generous hand. For which with one accord we give Thee thanks. Thou art the source of all life, and of all wisdom. So, in our need, we come to Thee for wisdom. Let Thy Holy Spirit guide the words of our mouths and the meditation of our hearts that in all things we may please and serve Thee. Let the beauty of the Lord our God be upon us, and to Thee will we give praise and glory in the Redeemer's name. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Tuesday, May 15, 1951. If not, and without objection, the Journal is approved.

SENATE MESSAGES

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 896.

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred and thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school director and imposing penalties" by further changing the provisions of said act as to the registration of electors before certain elections the correction of registers and the preparation of street lists

HOUSE BILL No. 1092.

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws

relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the filing of nomination petitions of candidates for district councilmen in cities of the first class and of nomination papers in electoral districts newly created

With information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 896.

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred and thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school director and imposing penalties" by further changing the provisions of said act as to the registration of electors before certain elections the correction of registers and the preparation of street lists

HOUSE BILL No. 1092.

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the filing of nomination petitions of candidates for district councilmen in cities of the first class and of nomination papers in electoral districts newly created

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BOORSE asked and obtained permission for the Committee on Municipal Corporations to meet during the session of the House.

BILLS INTRODUCED AND REFERRED

By Mr. ROYER. HOUSE BILL No. 1247.

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act provid-

ing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreement with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" by changing or deleting certain routes and adding certain new routes.

Referred to the Committee on Highways.

By Mr. ROYER. HOUSE BILL No. 1248.

An Act to further amend the act approved the fifth day of May, one thousand nine hundred twenty-seven, entitled "An act establishing certain public roads as State Highways, and providing for their construction and maintenance at the expense of the Commonwealth," by changing certain routes.

Referred to the Committee on Highways.

By Mr. ROYER. HOUSE BILL No. 1249.

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" by removing additional roads from State highway system.

Referred to the Committee on Highways.

By Mr. ROYER. HOUSE BILL No. 1250.

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes.

Referred to the Committee on Highways.

By Mr. ROYER. HOUSE BILL No. 1251.

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes.

Referred to the Committee on Highways.

By Mr. ROYER.

HOUSE BILL No. 1252.

An Act to establish certain roads or sections of road as State Highways.

Referred to the Committee on Highways.

By Mr. ROYER.

HOUSE BILL No. 1253.

An Act to amend the act approved the eighth day of April, one thousand nine hundred twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth" by changing certain routes.

Referred to the Committee on Highways.

By Mr. HEWITT.

HOUSE BILL No. 1254.

An Act repealing all laws providing for the giving of bounties for Indian scalps.

Referred to the Committee on State Government.

By Messrs. SCOTT and KOLANKIEWICZ.

HOUSE BILL No. 1255.

An Act to add Section 10.1 to the act, approved the twenty-fourth day of July, one thousand nine hundred forty-one (P. L. 490), entitled "An act relating to acknowledgements of written instruments, and to make uniform the law with relation thereto," by providing for uniform acknowledgements by persons in the armed services.

Referred to the Committee on Judiciary.

By Messrs. STIMMEL and WHEELER.

HOUSE BILL No. 1256.

An Act concerning the liquidation, rehabilitation, reorganization or conservation of insurers doing business in more than one state; defining the rights, powers and duties of the Insurance Commissioner and claimants and making uniform the law with reference thereto.

Referred to the Committee on Insurance.

By Messrs. COOPER and POLEN.

HOUSE BILL No. 1257.

An Act concerning the risk of loss after a contract to sell realty, fixing the rights and duties of the vendor and purchaser with respect thereto in certain cases, and making uniform the law with reference thereto.

Referred to the Committee on Judiciary.

By Messrs. GREER and READINGER.

HOUSE BILL No. 1258.

An Act concerning contributions among joint tortfeasors, defining the rights and duties of contribution in such cases, making uniform the law with reference thereto and repealing certain acts.

Referred to the Committee on Judiciary.

By Messrs. ROSE and DOWLING.

HOUSE BILL No. 1259.

An Act relating to narcotic drugs as therein defined; regulating the production, manufacture, compounding, sale, possession, control, dealing in, supplying, giving away, delivery, dispensing, administering, prescribing and use thereof; requiring keeping of records thereof; providing for the revocation or suspension of licenses to practice professions or carry on business; regulating prose-

cutions; conferring powers and imposing duties on State and county officers and employes and on peace officers; prescribing penalties; and making uniform the law relating thereto.

Referred to the Committee on Public Health and Sanitation.

By Messrs. COSTA and SNIDER.

HOUSE BILL No. 1260.

An Act regulating the sale, transfer and possession of pistols; providing for licenses; prescribing penalties for violating the act and for committing certain crimes when armed, and limiting probation and parole of persons convicted of these crimes, changing the law of evidence and of arrest, and to make uniform the law relating thereto.

Referred to the Committee on Judiciary.

By Mr. TOMPKINS.

HOUSE BILL No. 1261.

An Act to amend Sections 6 and 7 of the act, approved the sixteenth day of May, one thousand nine hundred forty-five (P. L. 577), entitled "An act for the prevention, control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests; providing for the treatment of certain persons; requiring reports to be made to the State Department of Health; imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations, and to disseminate certain information; regulating the advertisement and restricting the sale of certain drugs and remedies; and imposing penalties," by authorizing the judge of the orphans' court to waive pre-marital examination in certain cases and making prenatal examinations mandatory.

Referred to the Committee on Public Health and Sanitation.

By Mr. KENT and Mrs. MUNLEY.

HOUSE BILL No. 1262.

An Act providing for the enforcement of foreign judgments by the registration thereof in the courts of this Commonwealth; prescribing procedure for the obtaining of jurisdiction over the judgment debtor; the raising of defenses thereto; appeals therefrom and execution thereon, and saving existing methods of enforcing the same.

Referred to the Committee on Judiciary.

By Messrs. ZEIGLER and SARRAF.

HOUSE BILL No. 1263.

An Act concerning the guardianship of incompetent veterans, and other incompetent and minor beneficiaries of the Veterans Administration; prescribing procedure for the appointment, supervision and discharge of guardians of veterans and defining their powers and duties, concerning commitment to the Veterans Administration or other agency of the United States of persons eligible for care or treatment; making uniform the law with reference thereto, and repealing certain acts.

Referred to the Committee on Judiciary.

By Mr. COSTA.

HOUSE BILL No. 1264.

An Act to further amend Section 1201 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth;

providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners; counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing that in cities of the first class informations, charging violations of any summary provisions of The Vehicle Code shall be brought before the traffic court in such cities.

Referred to the Committee on City and County—First Class.

By Messrs. WELSH and TOLL.

HOUSE BILL No. 1265.

An Act to add Section 652.1 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," to prohibit discrimination in employment on account of age.

Referred to the Committee on Labor Relations.

By Messrs. WELSH and TOLL.

HOUSE BILL No. 1266.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Pennsylvania Consumer Commission and defining its powers and duties.

Referred to the Committee on State Government.

By Messrs. WELSH and TOLL.

HOUSE BILL No. 1267.

An Act making an appropriation to the Department of Justice for payment of certain moral claims against the Commonwealth.

Referred to the Committee on Appropriations.

By Mr. NAJAKA.

HOUSE BILL No. 1268.

An Act to further amend part of Subsection 3 of Section 522 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further providing for the cancellation by insurance companies of standard fire policies.

Referred to the Committee on Insurance.

By Mr. MAZZA.

HOUSE BILL No. 1269.

An Act to amend Section 15 of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun powder; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Cannonsburg, and changing admission requirements relative thereto.

Referred to the Committee on Welfare.

By Mr. MAZZA.

HOUSE BILL No. 1270.

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls, and imposing duties on the courts of this Commonwealth relative thereto.

Referred to the Committee on Welfare.

By Mr. SPENCER.

HOUSE BILL No. 1271.

An Act to amend Section thirteen of the Act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation" by permitting an appeal to the courts from decisions of the State Tax Equalization Board.

Referred to the Committee on Judiciary.

By Mrs. COYLE and Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 1272.

An Act to further amend Section 104 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing and elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," so as to include as employees all persons in the employ of the Commonwealth of Pennsylvania whether such persons were appointed or elected.

Referred to the Committee on Workmen's Compensation.

By Mrs. MUNLEY and Mrs. COYLE.

HOUSE BILL No. 1273.

An Act to further amend clause (b) of Section 410 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, association, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by requiring notice of past due premium be given to insured by registered mail prior to expiration of grace period.

Referred to the Committee on Insurance.

By Messrs. GUTENDORF and JUMP.

HOUSE BILL No. 1274.

An Act to amend Section 4 of the act, approved the eleventh day of August one thousand nine hundred forty-one (P. L. 900), entitled "An act defining and prohibiting unfair sales, providing remedies for violations thereof, and establishing penalties therefor," by providing for prosecution of violations of the act by means of summary proceedings.

Referred to the Committee on Judiciary.

By Messrs. STIMMEL and PITZER.

HOUSE BILL No. 1275.

An Act to further amend Subsection 3 of Section 14 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending minimum guarantees to certain members who retire after the first day of September, one thousand nine hundred and fifty-one.

Referred to the Committee on Education.

By Mr. KENT.

HOUSE BILL No. 1276.

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania permitting the General Assembly, by general laws, to exempt from taxation property or income of, or gifts and bequests to, corporations organized and operated exclusively for religious, charitable, scientific, literary or educational purposes, or for the prevention of cruelty to children or animals.

Referred to the Committee on Judiciary.

By Mr. FENRICH.

HOUSE BILL No. 1277.

An Act prescribing a minimum period within which suits may be brought under insurance contracts.

Referred to the Committee on Judiciary.

By Messrs. LOVETT and GREER.

HOUSE BILL No. 1278.

An Act to further amend Section 16 of the act, approved the twenty-fourth day of January, one thousand eight hundred forty-nine (P. L. 678), entitled "An act authorizing the commissioners of the incorporated districts of the Northern Liberties and Kensington, to open a street to be called Delaware avenue; relative to the duties of assessors; venders of mineral waters; the Fire association of Philadelphia; vacancies in the school boards in the county of Philadelphia; to lost mortgages; auditors of Philadelphia county; rebuilding of the court house in Philadelphia; to enable the commissioners of Philadelphia county to borrow money; to settle certain accounts between Spring Garden and the Commonwealth; and respecting the appointment of auditors," by limiting appointive powers of judges in certain cases.

Referred to the Committee on Judiciary.

By Mr. READINGER.

HOUSE BILL No. 1279.

An Act to further amend Section 3211 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating thereto," by further providing for the collection of rental charges for the use of sewers.

Referred to Committee on Cities—Third Class.

By Mr. WOOD.

HOUSE BILL No. 1280.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May, one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1281.

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

Referred to the Committee on Appropriations.

By Messrs. SMITH and ROSE.

HOUSE BILL No. 1282.

An Act authorizing the courts of common pleas of the several counties upon application therefor, to place documents, defined as historical documents, in the custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on county officers.

Referred to the Committee on Counties.

By Messrs. SMITH and ROSE.

HOUSE BILL No. 1283.

An Act authorizing the Orphans' Courts of the several counties upon application therefor, to place documents, defined as historical documents, in the custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on registers of wills.

Referred to the Committee on Counties.

By Messrs. MADDEN and LYONS.

HOUSE BILL No. 1284.

An Act to amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P.L.1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by authorizing the election of options by certain contributors at any time prior to retirement or death; and providing a presumption of an election in certain cases.

Referred to the Committee on Education.

By Mr. MAZZA.

HOUSE BILL No. 1285.

An Act to further amend section four hundred forty-one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by increasing the number of Workmen's Compensation Board members and the quorum thereof.

Referred to the Committee on Workmen's Compensation.

By Mr. JOHNSON.

HOUSE BILL No. 1286.

An Act authorizing the Commonwealth to negotiate temporary emergency loans to defray current and other expenses of the State government during any fiscal biennium evidenced by tax anticipation notes, secured by and payable from current revenues of any current biennium levied, assessed, collectible and accruing during such fiscal biennium; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; providing for the payment of interest on and the repayment of such loans and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. GIBSON.

HOUSE BILL No. 1287.

An Act to further amend subsection B of section one thousand nine of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking asso-

ciations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further limiting the amount which may be invested in shares of other banking institutions.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. MADIGAN.

HOUSE BILL No. 1288.

An Act to further amend clause fifth of subsection (a) of Section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. TOMPKINS.

HOUSE BILL No. 1289.

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

Referred to the Committee on Appropriations.

By Mr. SAX.

HOUSE BILL No. 1290.

An Act to amend section one of the act, approved the nineteenth day of May, one thousand eight hundred and ninety-seven (P. L. 77), entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania, and providing for violations of the provisions of this act," by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

Referred to the Committee on Public Health and Sanitation.

By Messrs. SCHMIDT and SCOTT.

HOUSE BILL No. 1291.

An Act to amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," by defining a mentally incompetent respondent.

Referred to the Committee on Judiciary.

By Mr. DENNISON.

HOUSE BILL No. 1292.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bucycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for reports of sales of vehicles to nonresidents, the transportation of dangerous substances, and the inspection of dealers' premises; further regulating the administrative powers of the department, the licensing, suspension, and revocation of operators and operating privileges, and the operation and equipment of vehicles; changing certain fees, and powers and jurisdiction of peace officers, magistrates, aldermen, and justices of the peace; and prescribing additional enforcement and penal provisions.

Referred to the Committee on Motor Vehicles.

By Mr. DENNISON.

HOUSE BILL No. 1293.

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by clarifying and extending the provisions of the act to include certain vehicles of the tractor type; and making editorial changes

Referred to the Committee on Motor Vehicles.

By Mr. DENNISON.

HOUSE BILL No. 1294.

An Act to amend the title of, and the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers, and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties;

providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by deleting from said act all provisions relating to operators, operators' license, and trailers; and further providing for the equipment of tractors.

Referred to the Committee on Motor Vehicles.

By Mr. GREER.

HOUSE BILL No. 1295.

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Department of Revenue, and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds.

Referred to the Committee on State Government.

By Messrs. BEECH, WILT, GEER, EWING, RIGBY, ROBERTSON, RONALD L. THOMPSON, WILLIAM C. LEONARD, BLOOM, BOLTON, CLENDENING, GUTENDORF, HAUDENSHIELD, JUMP and COOPER.

HOUSE BILL No. 1296.

An Act relating to oleomargarine, margarine, yellow oleomargarine, and other similar products; providing for a referendum to determine the will of the electorate on permitting the sale of yellow oleomargarine and if approved by the electorate, providing for the sale thereof; regulating the serving or use thereof at public eating places, public institutions or other places where food is served and paid for, and regulating the advertising thereof; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. BEECH, KOHL, HARRY W. PRICE, JR., NAJAKA, WILT, and RONALD L. THOMPSON.

HOUSE BILL No. 1297

An Act requiring owners of hotels, restaurants and places of amusement and entertainment, to give notice to patrons thereof, that concessions for certain services have been granted to other persons and that gratuities received by the employes of such concessions are the property of the owner thereof.

Referred to the Committee on Law and Order.

By Mr. HELM.

HOUSE BILL No. 1298.

An Act to further amend section four of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors; by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, re-issuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor

and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by increasing the working hours of minors between the ages of sixteen and eighteen years.

Referred to the Committee on Labor Relations.

By Messrs. EWING, BEECH, RONALD L. THOMPSON, WILT, GEER, RIGBY, HAUDENSHIELD, and COOPER.
HOUSE BILL No. 1299.

An Act relating to oleomargarine, margarine, yellow oleomargarine, and other similar products; providing for a referendum in each county to determine the will of the electorate on permitting the sale of yellow oleomargarine and if approved by the electorate, providing for the sale thereof; regulating the serving or use thereof at public eating places, public institutions or other places where food is served and paid for, and regulating the advertising thereof; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties.

Referred to the Committee on Agriculture and Dairy Industries.

By Mrs. MARKLEY. HOUSE BILL No. 1300.

An Act to amend sections one, two, three and five, as amended, of the Act approved the fifth day of June, one thousand nine hundred thirteen (P. L. 443), entitled "An act for the prevention of blindness, by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians, midwives and others, and requiring the reporting of results of treatment of each case of said disease, and fixing a penalty for violation thereof," by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported.

Referred to the Committee on Public Health and Sanitation.

By Mr. HOCKER. HOUSE BILL No. 1301.

An Act to further amend section fifteen of the act, approved the nineteenth day of June, one thousand nine hundred and thirty-one (P. L. 589), entitled, as amended, "An act to promote the public health and safety, by providing for the examination and licensure of those who desire to engage in the occupation of barbering; regulating barber shops and barber schools, and apprentices and students therein; regulating compensation for service rendered; conferring certain powers and duties on the Department of Public Instruction; and providing penalties," by adding counties which have established a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law.

Referred to the Committee on Public Health and Sanitation.

By Messrs. DUNN and FERSTER.
HOUSE BILL No. 1302.

An Act to further amend Subsection 4 of Section 14 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contribu-

tions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing retirement allowances for certain members having retired before the first day of September, one thousand nine hundred fifty-one.

Referred to the Committee on Education.

By Mr. KENT. HOUSE BILL No. 1303.

An Act to provide revenue for State purposes by imposing a property tax, for a limited period of time, on the net incomes derived from sources within the Commonwealth of certain corporations, joint-stock associations, and limited partnerships; excluding certain income; providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. GUTHRIE. HOUSE BILL No. 1304.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in the purchase of State forest lands.

Referred to the Committee on Appropriations.

By Mr. GUTHRIE. HOUSE BILL No. 1305.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in the purchase of State park lands.

Referred to the Committee on Appropriations.

By Mr. SMITH. HOUSE BILL No. 1306.

A Supplement to the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575), entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania; authorizing and empowering the Delaware River Joint Commission to construct, finance, operate, maintain and own a vehicular tunnel under, or an additional bridge across, the Delaware River, and defining certain functions, powers and duties of said Commission; authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

Referred to the Committee on State Government.

By Mr. SMITH.

HOUSE BILL No. 1307.

An Act authorizing cities, boroughs, incorporated towns, and townships to create historic areas within their geographical limits; providing for the appointment of historic commissions empowered to preserve historic buildings and to regulate the erection, reconstruction, alteration, restoration, demolition or razing of buildings within the historic areas.

Referred to the Committee on Municipal Corporations..

By Mr. TOOMEY.

HOUSE BILL No. 1308.

An Act to further amend sections two and seven of the act, approved the fourth day of June, one thousand nine hundred forty-three (P. L. 886), entitled "An act creating a Municipal Employees' Retirement System for the payment of retirement allowances to officers and employees of political subdivisions and institutions supported and maintained by them, and providing for the administration of the same by a board composed of certain State officers and others appointed by the Governor; imposing certain duties on the State Employees' Retirement Board and the actuary thereof; providing the procedure whereby political subdivisions may join such systems, and imposing certain liabilities and obligations on such political subdivisions in connection therewith, and as to certain existing retirement and pension systems, and upon officers and employees of such political subdivisions and institutions supported and maintained by them; providing certain exemptions from taxation, execution, attachment, levy and sale; and making an appropriation," by further defining the term "municipality" to include joint-county departments of health, by defining the term "joint county health commission," and by providing that joint-county departments of health may join the retirement system.

Referred to the Committee on Municipal Corporations.

By Mr. TOOMEY.

HOUSE BILL No. 1309.

An Act to amend section one and two, as amended, sections four, five, six, seven and eight, and sections nine and ten, as amended, of the act, approved the twenty-eighth day of June, one thousand nine hundred and twenty-three (P. L. 888), entitled, "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting, quarantining, and control of diseases declared communicable by this act or by regulations of the Department of Health; providing for the prevention of infection therefrom; and prescribing penalties," by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivision required or empowered to perform certain duties relating to the reporting, quarantining, and control of diseases declared communicable by law or regulation.

Referred to the Committee on Public Health and Sanitation.

RESOLUTION INTRODUCED AND REFERRED

By Mr. GUARNIERI (Concurrent) RESOLUTION No. 46

In the House of Representatives, May 15, 1951.

Whereas, His Excellency, the Governor of the Commonwealth, has presented to the Legislature a proposed budget for the ensuing biennium wherein are made certain requests for appropriations for the various departments and agencies of the Commonwealth; and

Whereas, the proposed General Fund budgetary appropriations represent an increase of \$87.4 million dollars over and beyond the General Fund appropriations for the present biennium; and

Whereas, the Governor has requested certain increased

taxes for the stated purpose of raising additional revenue in order to satisfy the need for the requested augmented budgetary appropriations; and

Whereas, it appears that the increased appropriations and taxation requested by the Governor would not be required or necessary if economies in the cost of government be affected; and

Whereas, General Fund appropriations have increased each biennium from \$420,307,000 for the 1939-41 biennium to a requested \$853,514,000 for the biennium of 1951-53; and

Whereas, it appears that considerable economies in the costs of operating the various departments bureaus and agencies of the Commonwealth could be effectuated by and through elimination of overlapping functions and activities and duplication and by and through a needed reorganization and consolidation of related functions and activities; now therefore be it

Resolved (If the Senate concur), That the Joint State Government Commission is hereby directed to begin a study of the increased cost of operating the various departments bureaus and agencies of the three branches of government; and be it further

Resolved, That the said Joint State Government Commission shall make a complete analysis of the expenditures of the departments, bureaus and agencies to determine the need for the increase in fund spending activities; and be it further

Resolved, That the Joint State Government Commission shall submit a full report to be made to the General Assembly by February first, one thousand nine hundred fifty-three as to the analysis of the problems involved and their suggestions and recommendations in connection therewith and especially in connection with the need for re-organization of the various departments, bureaus and agencies and the economies to be effected thereby.

Referred to the Committee on Rules.

SENATE MESSAGES

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 122.

An Act to further amend paragraph (8) of subsection A and subsection B of section 1208 section 1209 and subsection C of section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for authorized investments and limitations on loans and discounts of savings banks.

Referred to the Committee on Banking and Building and Loan Associations.

SENATE BILL No. 123.

An Act to re-enact and amend the title and the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled "An act providing for the preservation of the records of banks bank and trust companies trust companies saving banks and private banks and imposing penalties for violations" by extending the provisions thereof to national banking associations making photostatic film reproductions or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records providing a means for the final adjustment and settlement of depositors' accounts and saving certain parts of acts from repeal.

Referred to the Committee on Banking and Building and Loan Associations.

SENATE BILL No. 124.

An Act to further amend subsection A of Section 1006 of the act approved the fifteenth day of May one thousand hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by providing for the powers and limitations upon powers of banks and bank and trust companies.

Referred to the Committee on Banking and Building and Loan Associations.

SENATE BILL No. 125.

An Act to further amend subsection E of section nine hundred eight of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and the of officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations on powers of

corporations authorized to engage in the banking business.

Referred to the Committee on Banking and Building and Loan Associations.

SENATE BILL No. 370.

An Act relating to adverse claims to bank deposits prescribing the manner in which such claims must be supported to be entitled to recognition and limiting the effect of attachments or restraining orders against banking institutions having branch offices.

Referred to the Committee on Judiciary.

SENATE BILL No. 381.

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loans in certain cases.

Referred to the Committee on Education.

SENATE BILL No. 457.

An Act to add clause (m) to Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanatoria.

Referred to the Committee on Workmen's Compensation.

SENATE BILL No. 533.

An Act concerning contributions among joint tortfeasors release of tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing certain acts.

Referred to the Committee on Judiciary.

SENATE BILL No. 603.

An Act prescribing the persons who may administer the oath of office to the Governor and the Lieutenant-Governor.

Referred to the Committee on State Government.

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 15, 1951.

Whereas, House Bill No. 206 entitled "An act to further amend Section 2401 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled 'An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto,' by requiring water utility companies to furnish to the township, lists of water meter readings, flat-rate water bills and other data for the purpose of determining sewer and drainage rates, and providing reimbursement for their expenses," passed the House of Representatives on April 16, 1951 after having been amended on second reading; and

Whereas, The bill was messaged to the Senate on April 17, 1951, was on that day referred by the Senate to its Committee on Corporations, was reported from that committee as committed on May 9 and passed first reading in the Senate on the same day; and

Whereas, The print of the bill, acted on by the House in final passage was No. 219, but inadvertently Printer's No. 178 was messaged to the Senate in place of Printer's No. 219 and was acted on by the Senate, wherefore there is a lack of concurrence in the final action of the House and that taken so far by the Senate; therefore be it

Resolved, (if the Senate concur) That House Bill No. 206, entitled "An act to further amend Section 2401 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled 'An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto,' by requiring water utility companies to furnish to the township, lists of water meter readings, flat-rate water bills and other data for the purpose of determining sewer and drainage rates, and providing reimbursement for their expenses," be recalled from the Senate for the purpose of substituting the correct print of the bill as it passed the House finally on April 16, 1951.

RETURNING HOUSE BILL 206

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 16, 1951.

Resolved, That pursuant to a resolution already adopted by the House and concurred in by the Senate that House Bill No. 206, Printer's No. 178, be returned to the House in order that the correct printing of said bill may be returned to the Senate.

CORRECTED HOUSE BILL NO. 206 TRANSMITTED TO SENATE

The SPEAKER. In compliance with the provisions of a resolution adopted by the House, Monday 14, 1951 and concurred in by the Senate to recall from the Senate, House Bill No. 206, Printer's No. 178 for the purpose of substituting therefore the correct print of House Bill 206 as passed by the House which is Printer's No. 219, the Chair hereby instructs the Chief Clerk to send to the Senate, the correct print of House Bill No. 206, Printer's No. 219.

WOMEN'S COMMITTEE FOR YELLOW MARGARINE WELCOMED

The SPEAKER. The Chair welcomes to the House this morning the Women's Pennsylvania State Committee for Yellow Margarine with their Chairman, Judge Lois McBride. The Committee represents the Catholic Daughters, Council of Jewish Women, American Association of University Women, the Federation of Democratic Women, Council of Republic Women, Council of Farm Women, League of Women Voters, Business and Professional

Women, American Legion Auxiliary, Veterans of Foreign Wars Auxiliary and a group of housewives.

PETITION

Mr. RIGBY. Mr. Speaker, on behalf of the Pennsylvania Committee for passing legislation liberalizing Oleomargarine laws in the Commonwealth of Pennsylvania, I present a petition of our citizens requesting that you enact such legislation.

Mr. Speaker, this is the petition and I would like to add that there are approximately 50,000 names on it. If it were stretched out it would be over two miles long.

The SPEAKER. The petition is referred to the Committee on Agriculture and Dairy Industries.

Mr. ANDREWS. Mr. Speaker, would the Speaker instruct the Chairman of the Committee on Agriculture and Dairy Industries to take personal custody of the petition and carry it with him into his committee room from the hall of the House.

Mr. SMITH. Mr. Speaker, I also think the Chairman should definitely be instructed to verify all of those names and check them to see if they are authentic.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I desire to be recognized for the purpose of having a discharge resolution brought to the attention of the House.

I yield to the gentleman from Allegheny, Mr. Filo.

RESOLUTION

TO DISCHARGE COMMITTEE

Mr. FILO. Mr. Speaker, I offer a resolution to discharge the Committee on Agriculture and Dairy Industries, from further consideration of House Bill No. 41, the Oleomargarine Bill.

The resolution was read by the Clerk as follows:

In the House of Representatives, May 16, 1951.

Resolved, that the Committee on Agriculture and Dairy Industries be discharged from further consideration of House Bill No. 41, Title: An Act relating to oleomargarine, margarine, yellow oleobargarine, butterine and other similar products, regulating the sale thereof, regulating the serving thereof at public eating places, regulating the advertising thereof, conferring powers and imposing duties on the Department of Agriculture, prescribing penalties and repealing certain acts."

Said bill having been referred to the Committee on Agriculture and Dairy Industries on February 5, 1951.

On the question,

Will the House adopt the resolution?

Mr. FILO. Mr. Speaker, in view of the fact that up until now we have been bombarded with letters, telegrams and telephone calls to remove the restrictions on yellow or colored margarine, I feel that we should go along with the old proverb that if you do not succeed once, try, try again. I am sure we cannot over-look the fact that on that scroll two and one-half miles in length are names of some 50,000 women in Pennsylvania who want colored margarine.

I recall that last week we discussed this bill at length. I am not going to take too much time. The bill was a

good bill, the men on the bill were good men, and I feel that maybe some that voted against that particular bill for some reason or other, might have had a change of heart and may have found the error of their way and will feel they can now vote for this measure, House Bill 41.

Mr. ANDREWS. Mr. Speaker, I yield to the lady from Philadelphia, Mrs. Coyle.

Mrs. COYLE. Mr. Speaker, my appeal for your favorable vote upon the motion before this body today is made in behalf of the housewives of the Commonwealth of Pennsylvania.

At the outset I wish to remind and warn you upon the political significance of this issue—namely that the women of our State want colored oleo—and Mr. Speaker, hell hath no fury like a woman scorned. This will be true, fellow-members regardless of what party label you carry—the legislative body must alleviate the trying task that the housewife is confronted with, due to restrictions in present laws. The women also know that with a committee packed with farmers, it is not very likely that a pro-oleo bill will emerge from its grasps.

Therefore, this is your opportunity to render a good service to the great majority of your constituents; vote for this discharge resolution; place House Bill 41 before this House for its consideration and passage. Vote against this motion and I assure you the women of Pennsylvania will rise in their wrath and, fellow-members, quoting the words of former Governor Duff "Heads will Roll."

Let us all stop this nonsense and approve the motion that is before us today in tribute to the ladies that are present today in the hall of this house.

Mr. GEER. Mr. Speaker, I have a letter which I received from Allegheny County. I do not know whether or not the lady who wrote it is here in the House today. It is addressed to me. It says:

"Dear Sir:

"I am writing you regarding your recent stand against securing colored oleomargarine for Pennsylvania housewives. When I was approached about my vote last Fall, I made it clear that this issue was the only one I had any real interest in at this time, and I was assured that the Republicans were solidly in favor of it. Now that I see them in action, I am beginning to wonder if we don't have too many Republicans in Harrisburg and not enough Democrats, although I have been a Republican for years and my parents before me.

"I am surprised that men who are supposed to be representing the best interests of all the people should be so dominated by the 'butter block.' I spell it with a small 'b' purposely, for if ever I heard of a group of block-heads, they head the list.

"Do they prevent me from using oleomargarine? No! They only make me more furious every week when I have to spend time and energy doing the silly job of coloring it myself, when it could be done by the manufacturer so much better, and so much more easily.

"If the State's Pure Food Act isn't strong enough to protect the unsuspecting public who might be fooled by colored oleo, it needs re-vamping too, and that argument only proves what a good substitute for butter oleo is.

"I hope Judge McBride and her delegation can persuade you men to see the light. If she cannot, I'd like to turn over my job of coloring to you for a few weeks, and see if that would help you change your mind.

"I see you plan to run for County Controller. I think you have controlled me long enough. I have an excellent memory and a lot of friends who feel as I do.

"Yours truly,

"Mrs. Martha V. Gerber,
"3552 McClure Avenue,
"Pittsburgh 12, Pa."

Mr. LIGHT. Mr. Speaker, I wish to present several arguments against the adoption of this resolution. I believe the resolution should be defeated because it is contrary to sound legislative practice.

Over a long period of years in legislative procedure in our democratic form of government, bills, resolutions and acts for legislative consideration have been referred to committees. That is the practice in our Federal Congress. It is the practice in deliberative bodies of every description and to do what is attempted by this resolution would create a chaotic situation.

I have been about this Capitol for more than twenty years interested in legislation, and to discharge committees from further consideration of bills has always been frowned upon by both Democratic administrations and Republican administrations. It has been a most unusual practice for any administration to attempt to discharge committees from further consideration of bills. If there were no other reason for opposition to this resolution, that would be sufficient.

However, in the second place, the Committee on Agriculture and Dairy Industries performed their duty by considering and acting upon House Bill 41. The bill was referred to a sub-committee for study. The action of the Committee on Agriculture and Dairy Industries was based upon the report of its sub-committee, and a copy of said report was also placed in the House Post Office for every Member of this House.

The time required by the sub-committee delayed the speedy action of the Committee on Agriculture because numerous issues involved in the subject of oleomargarine required study. Oleomargarine is a subject of controversy due to the much beclouded propaganda involved in publicity which has aroused contention among some people of the state. In the consideration of the subject we could not be swept off our feet by propaganda and it took time to separate the wheat from the chaff and render a report that covered the subject fully.

A flood of yellow hand bills and yellow letters had to be studied and the claims made had to be analyzed and checked. Also, any effect this bill, if enacted into law, might have upon the Pure Food Laws of Pennsylvania were analyzed and studied. Thus, both the sub-committee and the Committee on Agriculture and Dairy Industries performed their duty and for that reason the resolution should be defeated.

Third, this resolution should not pass for the reason that any hasty action which might follow will interfere with the enforcement of oleomargarine and other food legislation now in force. The findings of the Federal Food and Drug Administration are that oleomargarine laws are the only means of preventing wholesale violation of the Federal statute and a fraud epidemic in colored oleomargarine. Pennsylvania leads the nation in the enforcement of all Pure Food Laws and to tamper with these laws by breaking down any one of them, will

mean an entering wedge to break others. Before this resolution passes or any other like it, this House should concern itself with the support and defense of the Pennsylvania Pure Food Laws which are a safeguard for health to our people in all walks of life.

Fourth, this resolution to discharge the Committee on Agriculture from further consideration of oleomargarine bills, to me means little so far as oleomargarine and butter are concerned. It must be admitted that the passage of this resolution means sidetracking the orderly processes of legislation and government and substituting therefor an unsound and very questionable method of solving a problem. It means that, if great pressure groups like the Dutch and English interests which control the oleo trust can flood Members of the Legislature with propaganda and get results; it will also mean that many other groups with large interests can get any committee discharged; and further, it may mean that the pressure from any powerful group within our own state may have sufficient strength to upset the working force of the legislative body. We must not submit to the propaganda mill of any outside agency to break down the legislative processes of the Pennsylvania Assembly.

Mr. ANDREWS. Mr. Speaker, it was with as much regret as surprise that I heard the Chairman of the House Agriculture and Dairy Industries Committee say they had separated the wheat from the chaff, classifying the members of the Committee the wheat and the embattled women of Pennsylvania as the chaff.

I would have been content to have terminated this debate with the statement made by the lady from Philadelphia; but in view of the reiteration of the doctrine that committees are sacrosanct, that action in accordance with the Rules of this House would create confusion; and the other time-worn arguments, since they have been stated for the purpose of the record, I believe that our position regarding the discharge of committees should also be stated for the purpose of the record.

Therefore, I yield to the gentleman from Westmoreland, Mr. Petrosky.

Mr. PETROSKY. Mr. Speaker, inasmuch as in the prior week's meeting of the General Assembly we discussed this matter at length, I want publicly and for the information of the Members of the House state that we are proceeding in an orderly manner in an effort to bring about the enactment of colored oleo legislation in this Assembly.

Under Rule 40, which Rules govern the procedure of this House, the membership has an opportunity to bring to light legislation that is bottled in committee, for the consideration of the membership of the House to be voted upon either pro or con here on the floor of the House.

It is an orderly procedure, it is a procedure that has been passed upon by us, the Members of this House, in adopting the Rules which govern us.

So I say to the ladies who are present, we are operating in an orderly procedure and you can consider us voting on oleo and a ban on oleo sales in this state either pro or con, and let the chips fall where they may.

Mr. SMITH. Mr. Speaker, I hesitated about getting into this debate, but I could not sit still and let the statement of the last gentleman stand on the record.

I have said in the past and I reiterate that to vote on a discharge resolution is not to vote on the merits or de-

merits of a bill. There can be no doubt about that in any way. We are not voting on a bill when we vote to discharge a Committee. As I stated before there are a lot of other important bills in this House, in fact there are fifteen hundred important bills in this House—at least they were important enough to the Member who put them in for him to go to the bother of having us print them, so they certainly must be important to those individuals. Whether I think they are important or not does not justify my taking a stand contrary to what he thinks. Certainly we should not permit discharge resolutions to open the flood gates for every important bill—they are all important bills, or they would not be here.

The committee system is the only system that will operate under our regular procedure. If we voted on every bill that came into this House we would be here until doomsday voting on bills the Members want to consider. I do not think it is fair to say that controversial bills are hid in committee.

I do not know if this is pertinent to the subject, if it is not I hope it will be excused. One of the most important bills and one of the most controversial bills this morning was released by an honest vote of a Committee. I still say if a Committee thinks a bill should be released they should vote to release it; if they think it should not be released they do not have to vote that way.

We are not hiding behind any Committee. We have proven to the House, we have proven to the people of Pennsylvania that the Committees are operating, and when they vote they vote with the sincerity that has been definitely proven today.

Mr. ANDREWS. Might I have the privilege of briefly interrogating the Majority leader?

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. SMITH. I shall, Mr. Speaker.

Mr. ANDREWS. The Majority Leader has stated that if we discharge too many committees we might be here until doomsday. Will the Majority Leader assure us that on the basis of the present procedure we will not be here until doomsday anyway?

Mr. SMITH. I can assure the Minority Leader that we will not be here until doomsday, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I agree that a vote to discharge a Committee is not a vote on the merits of a bill, but I would ask the Majority Leader if a vote to discharge a Committee is not a vote to seek the opportunity to vote on a bill?

Mr. SMITH. That, Mr. Speaker, I cannot deny, but I still say that even in the smallest organization, even though it be a boy's club, we operate under the committee system. It is a regular and orderly procedure and the right way to operate.

Mr. ANDREWS. I thank the gentleman.

On the question recurring,

Will the House adopt the resolution?

The yeas and nays were required by Mr. Andrews and Mr. Petrosky.

A verification of the roll was requested by Messrs. Moran, Rovanssek and Wheeler.

(Following the calling of the roll and during the verification)

Mr. SARRAF. Mr. Speaker, I desire to learn whether the gentleman from Allegheny, Mr. Geer voted at all.

Mr. GEER. I did not vote.

Mr. SPEAKER. The gentleman states he did not vote.

Mr. SARRAF. Mr. Speaker, does the gentleman care to vote?

The SPEAKER. For what purpose does the gentleman from Cambria, Mr. Andrews rise?

Mr. ANDREWS. Mr. Speaker, to ask the Speaker whether the failure of a Member to vote, who is in the hall of the House, raises a constitutional question as to whether a Member in the Hall of the House can be required to vote?

The SPEAKER. For the information of the gentleman from Cambria, Mr. Andrews, under Rule 71 of the House, a Member who is present is required to vote "yea" or "nay" on every question. However, at the present time, there is nothing in order but the verification of the roll.

PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I arise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. ANDREWS. What is the process of raising the question, Mr. Speaker!

Mr. Speaker, reserving the right to raise the question later I withdraw the inquiry and ask that this situation remain in status quo and that we proceed with the orderly routine of the day.

The SPEAKER. Does the gentleman object to the verification of the roll. There is nothing in order but the verification of the roll at the present time.

Mr. ANDREWS. Mr. Speaker, I think with the unanimous consent we could hold the situation in status quo.

The SPEAKER. The Chair will do so, if there is no objection. The Chair hears none, and will take up today's calendar.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 186, entitled:

An Act to add Section 2.1 to the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting any mortgage or pledgee from requiring that property securing a loan be insured by a particular insurance company.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 860, entitled:

An Act concerning devises bequests or gifts in trusts for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 940, entitled:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax on municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claim and judgments.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 944, entitled:

An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing the fees in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1014, entitled:

An Act to further amend section 15 and to add Section 15.1 to the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" authorizing county treasurers to retain certain moneys collected under this act and the payment thereof

to certain societies and association of individuals for prevention of cruelty to animals upon petition to and under supervision of the courts of common pleas and providing for the disposition of unexpended funds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1038, entitled:

An Act regulating the sale and use of air and spring guns providing for the licensing of those defined as dealers in air guns conferring powers and imposing duties on the Commissioner of the State Police certain courts chiefs of police of cities and sheriffs and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1063, entitled:

An Act to amend Section 1 of the act approved the tenth day of June one thousand eight hundred ninety-seven (P. L. 139) entitled "An act to limit the period of time within which suits may be brought against sureties of constables" by providing that suits on constables' bonds shall be brought within six years from time at which cause of action arose.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1106, entitled:

An Act authorizing any taxing authority in cities of the first class to take possession of any estate on which taxes are delinquent designating the office and establishing the procedure relating to the taking over managing and control of such real estate conferring powers and imposing duties on such manager and providing for the distribution of revenue derived therefrom.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1113, entitled:

An Act to further amend Section 17 of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by providing for partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes providing penalties and making appropriations from the Motor License Fund for the payment of such reimbursements and expenses in connection therewith.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1179, entitled:

An Act to amend Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth six seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 52, entitled:

An Act to amend Section 24 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by permitting stockholders of banks, banking institutions and trust companies to act as notary public for such banks, institutions and companies; and validating prior acts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 126, entitled:

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-

insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating insurance companies, associations and inter-insurance exchanges and their powers, investments, policy provisions, joint policies, premium tax returns and the licensing of foreign companies and repealing existing law.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 151, entitled:

An Act to further amend subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys—erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personality building or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the return of funds in not used within a certain time by the political subdivisions for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements restricting payments to firemen and their dependents.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 357, entitled:

An Act to reenact revise and amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 453, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads at State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing or deleting certain routes in Westmoreland County.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 464, entitled:

An Act to add Section 17.1 to the act approved the seventeenth day of July, one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections; providing for the organization and incorporation of such societies and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies; designating tables of mortality as a basis for rates of contribution; requiring all societies to make annual and other reports; and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to and be supervised by the Insurance Commissioner; and repealing existing laws," by regulating the amendment of articles of incorporation and providing for fees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

JUDGE HENRY HIPPLE WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House Judge Henry Hipple, here today as the guest of the gentleman from Clinton, Mr. Moore, the gentleman from Cameron, Mr. Tompkins and the Chair.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McKINNEY asked and obtained permission for the Committee on Judiciary to meet during the session of the House.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 847, entitled:

An Act to amend section four of the act, approved the second day of July, one thousand nine hundred forty-seven (P. L. 1199), entitled "An act imposing a State tax, payable by those herein defined as users, on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such users to secure licenses, to file bonds as a guarantee of payment of taxes, penalties, interest, fines, uncollectible check fees and Attorney General's fees, to file reports and to compile and retain certain records; imposing duties on dealers, wholesalers and carriers for hire; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds of taxes; penalties and interest illegally or erroneously collected from licensed users; and making appropriations," by extending the provisions of the additional tax for a limited time.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 848, entitled:

An Act to further amend sections four and ten of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by extending the provisions of the additional tax for a limited time;

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 871, entitled:

An Act to amend subsection (a) of Section 921 and Sections 924 and 1925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public schol system including certain provisions applicable as well to private and parochial schools amending revising consolidating

and changing the laws relating thereto" by further providing for terms of office of county schol directors changing certain payments made to them by the Commonwealth and certain items of procedure at conventions to elect county superintendents.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 96, entitled:

An Act validating certain deeds and conveyances made by trustees without setting forth the authority to convey.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 119, Printer's No. 141, and

Senate Bill No. 141, Printer's No. 68,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 152, entitled

An Act to amend Sections 15 and 17 of the act approved the twenty-second day of April one thousand nine hundred forty-nine (P. L. 715) entitled "An act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor and prescribing certain duties of the Governor the Auditor General and the State Treasurer to be exercised in connection therewith conferring jurisdiction in condemnation proceedings on certain courts of common pleas authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges providing for the operation of such bridges as toll bridges after acquisition providing a plan for making such bridges free bridges under certain terms and conditions and for their control and maintenance after acquisition and making an appropriation" by authorizing the Secretary of Highways to procure and pay for certain insurance for bridges acquired under the provisions of said act and providing for the assignment of route numbers to such bridges.

The first section was read.

On the question,

Will the House agree to the section?

Mr. ROYER offered the following amendment:

Amend Section 1 (Section 17) Page 5, line 7 by striking out the words "two times the cost of acquiring such" and inserting in lieu thereof the following "actual value of such".

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 170, Printer's No. 46,

Senate Bill No. 171, Printer's No. 47,

Senate Bill No. 209, Printer's No. 209, and

Senate Bill No. 244, Printer's No. 210,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 264, entitled

An Act to amend Section 1412 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by setting forth the duties of the Deputy Adjutant General in Charge of Veteran Affairs.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 273, Printer's No. 63,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 416, entitled

An Act to amend Section 704 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by changing and clarifying the provisions with respect to payment of dividends from paid-in surplus.

And said bill having been read at length the second time and agreed to

Ordered To be transcribed for third reading.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 350, Printer's No. 341,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 947, entitled

An Act to amend Sections 1704 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for voting by boards of school directors establishing and maintaining joint schools or departments methods of adopting budget and employing teachers and for voting by joint school Committees and the effect of failure to comply
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1704 and 1705 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 1704 Joint Authority of Boards Title to Property The affairs of joint schools or departments shall be supervised and directed (1) jointly by the several boards of school directors establishing and maintaining such joint schools or departments or (8) by a joint school committee as provided in section one thousand seven hundred seven of this act when there is no joint school committee the several boards of school directors are hereby authorized to meet jointly and exercise the same power and authority over the same as the several boards exercise over the schools in their respective districts Whatever matter is required by law to be decided by a vote of the majority of all the directors of a school district shall in a joint school or department [also] be required to be decided by a [majority] vote of two-thirds of all the [directors in each district] constituent boards comprising said joint operation The vote of any constituent board shall be determined by a majority vote of all the school directors comprising such constituent board in addition thereto the matter shall have been voted for by a majority of all the school directors of all of the constituent boards The title to any real estate acquired for the purpose of establishing any such joint school or department shall be held in the name of one or more of the districts establishing the same as they may agree

Section 1705 [Teachers] Treasurer Budget The several boards of school directors of the school districts establishing such joint school or department shall meet in joint session at least once a year for the purpose of [employing the necessary teacher or teachers for such joint school or department and fixing their salaries] adopting the annual school budget At such joint session they shall elect from the treasurers of their respective districts one who shall act as the treasurer of such joint school or department to whom shall be paid by the several districts establishing such joint school or department the amount agreed upon to be contributed by each district for the support of such joint school or department They shall fix the salary of the treasurer of such joint school or department annually at an amount not exceeding two per centum of the funds passing through his hands

Section 2 Section 1707 of said act as last amended by the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 437) is hereby further amended to read as follows

Section 1707 Joint School Committee The boards of school directors establishing any joint school or department may supervise and direct its affairs jointly in the same manner as the affairs of individual [and] school districts are managed or they may agree that the affairs of such joint school or department may be managed by a joint school committee within the limits of the budget adopted by the joint board Where such management is delegated to a joint school committee every school board establishing joint schools or departments shall at the annual meeting select one or more of its members who with the members chosen in like manner in the other districts shall constitute the joint school committee This committee shall have all the powers and duties and be subject to all the liabilities with reference to the supervision maintenance and regulation of such joint schools or departments as are now conferred or imposed by law upon school boards generally The affirmative vote of a majority of all the members of this committee duly recorded showing how each member voted shall be required in order to take action upon those subjects enumerated in section five hundred eight of this act Failure to comply with the provisions of this act shall render void and unenforceable the cast of the joint school committee with reference thereto The joint board and the joint school committee if authorized shall organize annually by electing a president and secretary and the expenses of maintaining the joint school or department shall be paid by warrant drawn on the joint board treasurer by the president and secretary of the joint board or the joint school committee

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,
Andrews,	Greenwood,	Mazza,
Banker,	Greer,	McConnell,
Barkdoll,	Guarnieri,	McCormack,
Baumunk,	Gutendorf,	McCullough,
Bear,	Guthrie,	McDermitt,
Beaver,	Hagerty,	McGee,
Beech,	Hall,	McInroy,
Berkstresser,	Hamilton, R. K.,	McKinney,
Blair,	Hamilton, W. H.,	McMillen,
Bloom,	Harney,	McNally,
Boles,	Haudenschild,	Metz,
Bolton,	Headlee,	Mihm,
Bomberger,	Helm,	Mikula,
Boorse,	Hersch,	Miller, H. G.,
Bower,	Hewitt,	Miller, J. C.,
Breisch,	Hocker,	Mills,
Breth,	Hoggard,	Mintess,
Brown,	Hunter,	Monroe,
Bucchin,	Jenkins,	Moore, C. E.,
Byrne,	Johnson,	Moore, H. A.,
Cella,	Jones, G. E.,	Moran,
Clapper,	Jones, J. M.,	Muldowney,
Clendening,	Jones, P. F.,	Munley,
Cochran,	Jones, T. H. W.,	Murray,
Conway,	Jump,	Musto,
Cooper,	Kamyk,	Najaka,
Corr,	Keller,	Naugle,
Costa,	Kent,	Needham,
Coyle,	Kline,	Olsen,
Dalrymple,	Kohl,	Penglase,
Davis,	Kolankiewicz,	Peta,
Dennison,	Kornick,	Petrosky,
Dougherty,	Kratz,	Pettigrew,
Dowling,	Kubacki,	Pfaff,
DuBois,	Lafore,	Pichney,
Duffy,	Lederer,	Pitzer,
Dunn,	Leisey,	Polaski,
Erb,	Leonard, L.,	Poleh,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,

Fenrich,
Ferster,
Fillip,
Filo,
Firmstone,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,
Goodling,

Leven,
Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Price, R. A.,
Readinger,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovansek,

Wheeler,
White,
Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—1

Reagan,

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia

On the question,

Will the House agree to the bill on third reading?

MOTION TO RECOMMIT

Mr. SMITH. I would like to make a brief statement in regard to bills 100, 101 and 102.

All of these bills pertain to the same subject with a different amount entered. They were passed two years ago by the Legislature and they are amendments to the Constitution.

I move that House Bill 100 be recommitted to Cities of the First Class.

On the question,

Will the House agree to the motion?

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Smith, permit himself to be interrogated.

Mr. SMITH. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, from the Philadelphia standpoint are these controversial bills or has there been at least a general understanding as to which bill the minority representation from Philadelphia favors. I do not see the Minority Floor Leader in the Hall of the House and therefore I am not advised as to whether these bills are or are not controversial?

Mr. SMITH. Mr. Speaker, I can assure the gentleman that these bills, passed two years ago without a "nay" vote. There is no controversy on them but if the gentleman desires, I will gladly pass the three bills over until Monday, if that will suit him, and if the gentleman would prefer that.

MOTION TO RECOMMIT WITHDRAWN

Mr. SMITH. Mr. Speaker, I withdraw my motion to recommit.

BILLS PASSED OVER

There being no objection

House Bill No. 100, Printer's No. 308

House Bill No. 101, Printer's No. 309

House Bill No. 102, Printer's No. 310

were passed over at the request of Mr. SMITH.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 107, as follows:

An Act to further amend subsection A of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" prohibiting the levy and collection of taxes on real estate transfers without consideration involving husband and wife

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection A of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school district of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 898) is hereby further amended to read as follows

Section 1 A Delegation of Taxing Powers and Restrictions Thereon The duly constituted authorities of the following political subdivisions cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class may in their discretion by ordinance or resolution for general revenue purposes levy assess and collect or provide for the levying assessment and collection of such taxes on persons transactions occupation privileges subjects and personal property within the limits of such political subdivisions as they shall determine except that such local authorities shall not have authority by virtue of this act (1) to levy assess and collect or provide for the levying assessment and collection of any tax on a privilege transaction subject occupation or personal property which is now or does hereafter become subject to a State tax or license fee or (2) to levy assess or collect a tax on the gross receipts from utility service of any person or company whose rates and services are fixed and regulated by the Pennsylvania Public Utility Commission or on any public utility services rendered by any such

person or company or on any privilege or transaction involving the rendering of any such public utility or (3) except on sales of admission to places of amusement or on sales or other transfers of title or possession of property to levy assess or collect a tax on the privilege of employing such tangible property as is now or does hereafter become subject to a State tax or (4) to levy assess and collect a tax on goods and articles manufactured in such political subdivision or on the by-products of manufacture or on minerals timber natural resources and farm products in such political subdivision or on the preparation or processing thereof for use or market or on any privilege act or transaction related to the business of manufacturing the production preparation or processing of minerals timber and natural resources or farm products by manufacturers by producers and by farmers with respect to the goods articles and products of their own manufacture production or growth or on any privilege act or transaction relating to the business of processing by-products of manufacture or on the transportation loading unloading or dumping or storage of such goods articles products or by-products (5) to levy assess or collect a tax on salaries wages commissions compensation and earned income of non-residents of the political subdivision Provided That this limitation (5) shall apply only to school districts of the second third and fourth class (6) to levy assess or collect a tax on personal property subject to taxation by counties or on personal property owned by persons associations and corporations specifically exempted by law from taxation under the county personal property tax law Provided That this limitation (6) shall not apply to cities of the second class (7) to levy assess or collect a tax on real estate transfers in which no consideration passes and in which a husband and wife only are involved

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenschild.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Brelach.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Bucchin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendenning.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, P. F.	Murray.	Toll.
Conway.	Jones, T. H. W.	Musto.	Tompkins.
Cooper.	Jump.	Najaka.	Toomey.
Corr.	Kamyk.	Naugle.	VanSant.
Costa.	Keller.	Needham.	Varallo.
Coyle.	Kent.	Olsen.	Varnor.
Dairyple.	Kline.	Penglase.	Verona.
Davis.	Kohl.	Peta.	Wachhaus.
Dennison.	Kolankiewicz.	Petrosky.	Wargo.
Dougherty.	Kornick.	Pettigrew.	Waterhouse.
Dowling.	Kratz.	Pfaff.	Watkins.
DuBols.	Kubacki.	Pichney.	Weidner.

Duffy,	Lafore,	Pitaez,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polep,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House from Schuylkill County, Judge Cyrus M. Palmer.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 170, as follows:

An Act to amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1120) entitled "An act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotive trains and others self propeller engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualifications of certain employes and to provide a penalty for the violation thereof and the enforcement thereof by the Public Utility Commission" by further regulating the size of locomotive crews

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1120) entitled "An act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotive trains and other self propelled engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualifications of certain employes and to provide a penalty for the violation thereof and the enforcement thereof by the Public Utility Commission" is hereby amended by adding immediately following section 3 a new section to read as follows

Section 3.1 It shall be unlawful for any carrier to use operate or permit any locomotive to be used or operated in any railroad yard or on any railroad track to handle or switch cars or to transfer cars from one railroad to another or from one railroad yard to another railroad yard unless each and every locomotive while handling or switching cars shall be manned by a crew of competent employes which crew shall consist of not less than one engineer one fireman one yard conductor or foreman and two yard brakemen or helpers No such employe shall be detailed to more than one locomotive at the same time or

be assigned to any other service unless his place is filled by another competent employe or the locomotive laid up during the period such employes are otherwise used except that in case of the sudden disability of a member of such crew through sickness accident or death the carrier shall have three hours to replace such member during which time such locomotive may be operated by a less number of employes than is provided herein

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafa,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polep,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 346, as follows:

An Act to promote the safety of employes and travelers upon railroads by requiring common carriers by railroad to furnish flag protection to all trains occupying the main track imposing powers and duties on the Public Utility Commission and other agencies of the Commonwealth relative thereto and providing penalties The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It shall be unlawful for any common carrier by railroad to operate or permit to be operated on or over its main tracks in the State of Pennsylvania any passenger train freight train or any other train unless such train shall have a flagman on the crew operating the same Such flagman shall be station at or near the read end of such trains for the purpose of providing flag protection when such train is stopped or being delayed under circumstances that it may be overtaken by a following train

Section 2 Any carrier its officers or agents officers of the court receiver or any person or persons operating a railroad violating any of the provisions of this act shall be liable to a penalty of one hundred dollars (\$100.00) for each such violation to be recovered with costs as debts are now by law recoverable by a unit in the name of the Commonwealth for the use of the county in which such violation takes place

Section 3 It shall be the duty of the Public Utility Commission of the Commonwealth of Pennsylvania or any other agency empowered to enforce the law to execute and enforce the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coye,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petroosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,

Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 433, as follows:

An Act to further amend sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the limits of certain employee contributions and retirement allowances under the employees' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as last amended by the act approved the thirtyfirst day of May one thousand nine hundred forty-seven (P. L. 354) are hereby further amended to read as follows

Section 318 Payment by Employees Each county employee shall each month pay into the retirement fund five per centum of the amount received by him or her as salary or wages during the preceding calendar month In no event [hower paying] shall any such employee pay at a rate greater than [fifteen dollars (\$15.00)] seventeen dollars and fifty cents (\$17.50) a month Such amount shall be collected by the county treasurer and by him paid into the retirement fund No employee shall be entitled to a retirement allowance who does not mak the monthly payment herein required

Section 322 Amount of Retirement Payment The retirement allowance paid under the provisions of this act shall equal annually fifty per centum of theaverage annual amount received by the employee as salary or wages during the two years immediately preceding the date of retirement of the employee receiving the retirement allowance and no person receiving a retirement allowance shall be required to pay any amount into the retirement fund No retirement allowance shall be less than seventy-five dollars (\$75.00) per month nor shall it exceed the sum of [one hundred fifty dollars (\$150)] one hundred seventy-five dollars (\$175.00) per month Retirement allowances shall be paid in monthly installments on warrant on the board

Section 2 The increase in retirement allowances provided by this amending act shall be deemed cost-of-living increases and shall not be construed as a permanent and

binding obligation of the retirement fund which will in perpetuity entitle present and future beneficiaries under the fund to secure retirement allowances predicated upon such increases such increased retirement allowances shall be subject to revision by the general assembly in the event of a decline or a rise in the cost of living in no event however shall any decrease in living costs result in decreasing the retirement allowances in effect prior to the effective date of this amending act

Section 3 The county commissioners shall appropriate any additional moneys necessary to carry out the provisions of this act in the manner provided by section three hundred seventeen of the act to which this is an amendment

Section 4 The provisions of this act shall become effective on the first day of the month next following its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafa,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Poleh,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 443, as follows:

An Act to further amend the ninth paragraph of Section 2 of the act approved the seventh day of June one thousand nine hundred one (P. L. 493) entitled as amended "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" by increasing the annual re-registration fee to be paid by master plumbers firms or corporations and journeyman plumbers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The ninth paragraph of Section 2 of the act approved the seventh day of June one thousand nine hundred one (P. L. 493) entitled as amended "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" as last amended by the act approved the thirty-first day of March one thousand nine hundred thirty-seven (P. L. 168) is hereby further amended to read as follows

Section 2 * * * * *

A re-examination will not be necessary for re-registration unless the licensed master or journeyman plumber should have failed to make an application for re-registration at the specified time The sum of [one dollar] five dollars (\$5) shall be paid by master plumbers firms or corporations and the sum of [twenty-five cents] two dollars and fifty cents (\$2.50) by journeyman plumbers for re-registration which sum shall be paid into the State city or municipal treasury for their use A register of all such applicants and the license or certificates issued shall be kept in said department board or bureau of health which said register shall be open to the inspection of all persons interested therein Any person firm or corporation holding a license or certificate granted by any city borough incorporated town or township of the first class of this Commonwealth to engage in or work at the business of plumbing and drainage work desiring to do plumbing or drainage work in any other city borough incorporated town or township of the first class than the one in which said license or certificate was granted shall without examination be registered before entering upon such work Provided however that such registration shall be restricted and limited to such plumbing and drainage work as he they or it shall have contracted for at the time of registry On the completion of such contract or contracts the registration of such person firm or corporation shall be null and void and no further permit shall be issued until he or they or it shall have first registered his or its name or their names and address as hereinbefore provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—131

Andrews,	Graybill,	McCullough,	Shotwell,
Banker,	Greenwood,	McInroy,	Smith,
Barkdoll,	Greer,	McMillen,	Snider,
Baumunk,	Gutendorf,	Metz,	Sollenberger,
Bear,	Guthrie,	Mikula,	Spencer,
Beech,	Hall,	Miller, H. G.,	Stimmel,
Blair,	Hamilton, W. H.,	Miller, J. C.,	Stoner,
Bloom,	Harney,	Mills,	Swartz,
Bolton,	Haudenshield,	Mintess,	Tahl,
Bomberger,	Headlee,	Moore, C. E.,	Thompson, E. F.,
Boorse,	Helm,	Moore, H. A.,	Thompson, R. L.,
Bower,	Hewitt,	Murray,	Tompkins,
Brelsich,	Hocker,	Najaka,	Toomey,
Brown,	Johnson,	Naugle,	VanSant,
Cella,	Jones, T. H. W.,	Pfaff,	Varner,
Clapper,	Jump,	Pichney,	Wachhaus,
Clendenning,	Keller,	Pitzer,	Waterhouse,
Cooper,	Kent,	Polen,	Watkins,
Costa,	Kline,	Price, H. W. Jr.,	Weldner,
Davis,	Kohl,	Readinger,	Wescott,
Dennison,	Kratz,	Reagan,	Westrick,
Dowling,	Lafore,	Reese,	Whalley,
DuBois,	Lelsey,	Reidenbach,	Wheeler,
Dunn,	Leonard, W. C.,	Reilly, J. M.,	White,
Erb,	Light,	Rigby,	Williams,
Ewing,	Loftus,	Riley, R. L.,	Wilt,
Ferster,	Lyons,	Robertson,	Wood,
Firmstone,	Madden,	Rovansek,	Yeakel,
Frost,	Madigan,	Royer,	Yester,
Geer,	Markley,	Rubin,	Young,
Gibson,	Mazza,	Sax,	Ziegler,
Gleason,	McConnell,	Scott,	Sorg,
Goodling,	McCormack,	Shoemaker,	Speaker

NAYS—58

Beaver,	Hagerty,	Limper,	Olsen,
Berkstresser,	Hamilton, R. K.,	Lopresti,	Petrosky,
Boles,	Hersch,	Lovett,	Pettigrew,
Byrne,	Hoggard,	Lutty,	Polaski,
Bucchin,	Hunter,	Maxwell,	Sarra,
Cochran,	Jenkins,	McDermitt,	Seyler,
Corr,	Jones, G. E.,	McGee,	Stank,
Coyle,	Jones, J. M.,	McKinney,	Swope,
Dalrymple,	Jones, P. F.,	McNally,	Taylor,
Duffy,	Kamyk,	Mihm,	Toll,
Fenrich,	Kolankiewicz,	Monroe,	Varallo,
Filip,	Kornick,	Moran,	Verona,
Filo,	Kubacki,	Muldowney,	Wargo,
Gaffney,	Leonard, L.,	Needham,	Welsh,
Good,	Leven,		

NOT VOTING—18

Amarando,	Guarnieri,	Peta,	Scanlon,
Breth,	Lederer,	Price, R. A.,	Schmidt,
Conway,	Munley,	Rose,	Schuster,
Dougherty,	Musto,	Rosen,	Yetzer,
Flack,	Penglase,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 479, as follows:

An Act providing for the destruction and removal of houses condemned as unsafe and unfit for habitation by the owner or at his cost by the political subdivision in which they are located

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever under the provisions of any act of Assembly any building or part of a building is condemned as unsafe and unfit for human habitation such building or part of building shall either be restored or

repaired in such a manner as to be safe and fit for human habitation as required by the laws applicable to the political subdivision in which the same is located or it shall be totally demolished and removed so that the material and debris will not thereafter constitute a nuisance or a menace to health or safety

Section 2 Except as otherwise provided by local ordinance when any public officer authorized by law to condemn unsafe or unfit buildings shall give notice of such condemnation to the owner thereof he shall include in the notice a statement that such building or part of building shall be repaired or rebuilt or demolished and removed as aforesaid within a period of six months from the date of the notice

If the order is not complied with the political subdivision in which the property is located shall cause the building or part of building to be demolished and removed and shall be entitled to collect the cost of such work from the owner of the property in the same manner as other debts due the political subdivision are collectible

Section 3 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 711, as follows:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of cities parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for hours of registration and removing certain absolute provisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers of cities parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as last amended by the act approved the fifth day of March one thousand nine hundred forty-seven (P. L. 24) are hereby further amended to read as follows

Section 16 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notices

(a) From and after the first day of May one thousand nine hundred and thirty-seven each commission or any commissioner or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sunday holi-

days the day of each election and each primary the fifty days next preceding each general election and each primary thirty-five (35) days next preceding each municipal election and the thirty days next following each election and the five days next following each primary at the office of the commission and at such additional places in the boroughs towns and townships as the commission may from time to time designate in accordance with the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of any borough town or township and who appear for registration [Provided however That in the year one thousand nine hundred and thirty-seven applications for personal registration shall be received up to and including the first day of September anything in this section to the contrary notwithstanding And provided further That in the year one thousand nine hundred and thirty-seven each commission shall arrange to have two (2) registrars present to receive application for the personal registrations of electors at the polling place or some suitable place in each election district in the boroughs towns and townships of such county on at least three separate days prior to the thirtieth day previous to the primary election to be held in the year one thousand nine hundred thirty-seven (one of them being in June and another in July and the third day being in August) Of the two registrars who shall sit in each election district prior to the thirtieth day previous to the primary in the year one thousand nine hundred and thirty-seven one shall be a member of the party enrolling the largest number of voters within the election district for the preceding November election and the other shall be a member of the party enrolling the second largest number of voters within the election district for such election Such registrars shall be appointed by the commission for the year of one thousand nine hundred and thirty-seven and shall hold office only during such year No person shall be so appointed unless his name is suggested in writing by the county chairman of the party which is entitled to a registrar in such district as herein provided unless the county chairman of the proper party fails to make such suggestion on or before the nineteenth day of June one thousand nine hundred and thirty-seven in which case the commission may appoint any qualified person]

(b) The commission by its own action may or upon the signed petition of at least one hundred qualified electors of any borough town or township requesting the same shall cause at least two registrars to sit not later than fifty days prior to the primary or general election and thirty-five (35) days prior to each municipal election for the purpose of receiving personal applications for registrations applications for change of party enrollment and removal notices from electors of said borough town or township at a suitable and conveniently located place in said borough town or township for at least one day and not more than three days continuously between such practicable and reasonable hours as the commission shall prescribe or if the commission fails to so prescribe between the hours of 10 A M and 3 P M and between the hours of 7 P M and 10 P M Such petitions to be effective shall be filed with the commission at least sixty-five days prior to any primary or general election and at least fifty (50) days prior to each municipal election Immediately upon such motion of the commission or immediately upon the receipt of any such petition the commission shall notify in writing the county chairman of the political parties enrolling the largest and second largest number of voters within the county at the preceding November election of the filing of said petition and of the number of registrars the commission will appoint to serve in said boroughs towns and townships Not later than the third day after receipt of said notice said chairman shall submit to the commission a list of qualified electors of the county to serve as registrars for said days Of the registrars appointed by the commission for such registration days an

equal number shall be appointed from the names on each of the lists so submitted Provided however That if either or both of said chairmen shall fail to submit such list within the time herein provided the commission shall appoint an equal number of persons from the list actually submitte and an equal number of any qualified electors of the county or shall appoint as all of such registrars any qualified electors of the county as the case may be

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafi,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	LaFore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 712, as follows:

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personnel registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commission county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" as last amended by the act approved the fifth day of March one thousand nine hundred forty-seven (P. L. 30) are hereby further amended to read as follows

Section 17 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notice (a) From and after the effective date of this act each commission or any commissioner or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sunday holidays the day of each election and each primary the fifty days next preceding each general election and each primary thirty-five (35) days next preceding each municipal election and the thirty days next following each election and the five days next following each primary at the office of the commission and at such additional places in the city as the commission may from time to time designate in accordance with the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of the city and who appear for registration

(b) Not later than fifty days prior to each primary and general election and thirty-five (35) days prior to each municipal election the commission shall cause at least two registrars to sit for at least two separate days at a suitable and centrally located place in each city other than the office of the commission for the purpose of re-

receiving personal applications for registration applications for change of party enrollment and removal notices from the electors of such city Such registrars shall sit on said days continuously between such practicable and reasonable hours as the commission shall prescribe or if the commission fails to so prescribe between the hours of 10 AM and 3 PM and between the hours of 7 PM and 10 PM Immediately upon the action of the commission which shall be taken in due time as to the number of days of such registration and as to the number of registrars to be appointed for such purpose the commission shall notify in writing the county chairman of the political parties enrolling the largest and second largest number of voters within the county at the preceding November election of such action and of the number of registrars the commission will appoint to serve in said cities Not later than the third day after receipt of said notice said chairman shall submit to the commission a list of qualified electors of the county to serve as registrars for said days Of the registrars appointed by the commission for such registration days an equal number shall be appointed from the names on each of the lists so submitted Provided however That if either or both of said chairmen shall fail to submit such list within the time herein provided the commission shall appoint an equal number of persons from the list actually submitted and an equal number of any qualified electors of the county or shall appoint as all of such registrars any qualified electors of the county as the case may be

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstesser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cefla,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenen,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglasz,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,

Ferster,
Fillip,
Filo,
Firmstone,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Leven,
Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

White,
Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 753, entitled:

An Act limiting in certain cases the right of appeal to the court of common pleas from decisions of magistrates aldermen and justices of the peace

On the question,

Will the House agree to the bill on third reading?

Mr. GEER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, first line of title, by striking out the word "Limiting" and inserting in lieu thereof "Relating to appeals from decisions of magistrates, aldermen and justices of the peace; limiting."

Amend Title, page 1, lines 1, 2 and 3 of title, by striking out the words "to the court of common" in line 1 and all of lines 2 and 3 and inserting in lieu thereof "and transferring jurisdiction in such appeals in certain cases to County Court of Allegheny County and Municipal Court of Philadelphia."

Amend the Bill, page 2, by inserting between lines 9 and 10 the following:

Section 2. Appeals from decisions of magistrates, aldermen and justices of the peace in Allegheny County shall hereafter be taken to County Court of Allegheny County, and in Philadelphia County, to the Municipal Court of Philadelphia. The jurisdiction hereby conferred shall be exclusive within the territorial limits of such courts.

Amend Sec. 2, page 2, line 10, by striking out this figure "2" and inserting in lieu thereof.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. GEER. There have been a few questions asked concerning what these amendments are.

Mr. Kent's original bill, provided that there only be an appeal from a J. P. Court upon petition for anything under a hundred dollars, a petition to Common Pleas Court. In the Municipal Court of Philadelphia and County Court of Allegheny County, those appeals are normally taken to those courts instead of to Common Pleas Court. For that reason I just presented the amendment because

Mr. Kent was not aware that those cases ordinarily were appealed to the Common Pleas Court instead to the County Court of Allegheny County.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

House Bill No. 829, Printer's No. 316

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 854, as follows:

An Act to further amend clause (17) of subdivision (4) of subsection (1) of section four of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by including services of industrial insurance agents within the definition of employment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (17) of subdivision (4) of subsection (1) of section four of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1738) is hereby further amended to read as follows

Section 4 Definitions The following words and phrases as used in this act shall have the following meanings unless the context clearly requires otherwise

(1) * * * * *

(4) The word "employment" shall not include

(17) Service performed by an individual for an employer as an insurance agent or real estate salesman or

as an insurance solicitor or as a real estate broker or as a solicitor of application for or salesman of share of or certificates issued by an investment company or as an agent of an investment company if all such service performed by such individual for such employer is performed for remuneration solely by way of commission or services performed by an individual as an unsalaried correspondent for a newspaper who receives no compensation or compensation only for copy accepted for publication Provided That services performed by an individual all or any part of whose remuneration is derived from the sale of policies and collection of premiums of industrial insurance shall be deemed employment within the meaning of this act "Industrial Insurance" is hereby declared to be that form of insurance either (a) under which premiums are payable weekly or (b) under which premiums are payable monthly or oftener but other than weekly if the face amount of insurance provided in the policy is less than one thousand dollars (\$1000) and the words "Industrial Policy" are printed upon the face of the policy,

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Marxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Loveff,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetter,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 897, Printer's No. 317

was passed over at the request of Mr. ANDREWS.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 950, as follows:

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" is hereby amended to read as follows

Section 1 Be it enacted &c That the practice of optometry is hereby defined to be the employment of any means or methods other than the use of drugs or surgery for the [measurement of the powers of vision and the adaptation of lenses for the correction and aid of the vision of human beings] examination of the human eye and the analysis of ocular functions or the prescribing providing furnishing adapting or employing any or all kinds and types of lenses and prisms visual training orthoptics ocular exercises and any and all preventive and corrective methods for the aid correction or relief of the human eye its associated structures appendages and functions other than the use drugs or surgery or physical therapy.

The term "optometrist" means a person who practices optometry in accordance with the provisions of this act nothing in this act shall prohibit optical business establishments from filling optical prescriptions or any business establishments from selling ready-made glasses

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Beard.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenshield.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Brelsch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Bucchin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendening.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, P. F.	Murray.	Toll.
Conway.	Jones, T. H. W.	Musto.	Tompkins.
Cooper.	Jump.	Najaka.	Toomey.
Corr.	Kamyk.	Naugle.	VanSant.
Costa.	Keller.	Needham.	Varallo.
Coyle.	Kent.	Olsen.	Varnier.
Dalrymple.	Kline.	Penglase.	Verona.
Davis.	Kohl.	Peta.	Wachhaus.
Dennison.	Kolankiewicz.	Petrosky.	Wargo.
Dougherty.	Kornick.	Pettigrew.	Waterhouse.
Dowling.	Kratz.	Pfaff.	Watkins.
DuBols.	Kubacki.	Pichney.	Weldner.
Duffy.	Lafore.	Pitzer.	Welsh.
Dunn.	Lederer.	Polaski.	Wescott.
Erb.	Leisey.	Polen.	Westrick.
Ewing.	Leonard, L.	Price, H. W. Jr.	Whalley.
Fenrich.	Leonard, W. C.	Price, R. A.	Wheeler.
Ferster.	Leven.	Readinger.	White.
Filip.	Light.	Reagan.	Williams.
Filo.	Limper.	Reese.	Wilt.
Firmstone.	Loftus.	Reidenbach.	Wood.
Frost.	Lopresti.	Reilly, J. M.	Yeakel.
Gaffney.	Lovett.	Rigby.	Yester.
Geer.	Lutty.	Riley, R. L.	Yetzer.
Gibson.	Lyons.	Robertson.	Young.
Gleason.	Madden.	Rose.	Ziegler.
Good.	Madigan.	Rosen.	Sorg.
	Markley.	Rovansek.	Speaker

NAYS—0

NOT VOTING—1

Flack.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 951, as follows:

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optomet

trists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the revisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" is hereby amended by adding after Section 11 thereof a new section to read as follows

Section 11.1 The testimony of an optometrist who is licensed to practice optometry shall be received by an official board commission or other agency of the Commonwealth or any of its political subdivisions as qualified evidence with respect to any matter defined in Section 1 of this act as constituting the practice of optometry and no official board commission or other agency of the Commonwealth or of any of its political subdivisions shall discriminate between the practitioners of optometry and any other ocular practitioners and payment for the services rendered by optometrists to such agencies or political subdivisions shall be made in the same amount as the practitioners of other professions may be paid for similar services

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,

Fenrich,
Ferster,
Filip,
Fllo,
Firmstone,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good.

Leonard, W. C.,
Leven,
Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Price, R. A.,
Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Wheeler,
White,
Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1037, as follows:

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed the effect of the merger upon property and franchises and defining the rights powers and privileges of the surviving company

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Merger Authorized It shall be lawful for any railroad corporation heretofore formed under the act approved the fourth day of April 1868 (P. L. 62) entitled "An act to authorize the formation and regulation of railroad corporations" its amendments and supplements which conducts its transportation operations through the use of electric power exclusively whose lines of railroad do not exceed fifty miles in length and are entirely within the Commonwealth of Pennsylvania and which owns at least 90% of the outstanding capital stock of a street passenger railway corporation now or hereafter organized under any act of Assembly authorizing the formation of such corporations to merge its corporate rights franchises powers and privileges (whether acquired by gift purchase condemnation municipal grant or otherwise) with and into those of such street passenger railway corporation so that by virtue of this act such corporations may merge and so that all the property rights franchises and privileges then by law vested in either of such corporations so merged shall be transferred to and vested in such street passenger railway corporation into which such merger shall be made as the surviving corporation in the manner provided in this act

Section 2 Approval of Plan of Merger

(a) The board of directors of each of the corporations which desire to merge shall by resolution adopted by at least a majority vote of all of the members of each board approve a plan of merger setting for the terms and conditions of the merger and mode of carrying the same into effect the manner and basis of converting the shares of each corporation into shares or other securities or obligations of the surviving corporation and such other details and provisions as are deemed necessary

(b) The board of directors of each corporation upon approving such plan of merger shall by resolution direct that the plan be submitted to a vote of the shareholders of such corporation entitled to vote thereon at an annual or special meeting of the shareholders Written notice shall not less than thirty days before such annual or special meeting be given to each shareholder of record of such corporation whether or not entitled to vote on

such plan unless the plan of merger contemplates as increase in the aggregate of the authorized capital stock of the merging corporations in which event sixty days' notice of such meeting shall be given to each shareholder. The notice shall state the place day hour and purpose of the meeting and a copy or a summary of the plan of merger shall be included in or enclosed with such notice.

(c) The plan of merger shall be approved upon receiving the affirmative vote of the holders of at least sixty-six and two-thirds per centum of the outstanding shares entitled to vote thereon of each of the merging corporations unless any class of shares of any of such corporations is entitled to vote thereon as a class in which event as to such corporation the plan of merger shall be approved upon receiving the affirmative vote of the holders of at least sixty-six and two-thirds per centum of the outstanding shares of each class of shares entitled to vote thereon as a class and the affirmative vote of the holders of at least sixty-six and two-thirds per centum of all outstanding shares entitled to vote thereon.

Section 3 Articles of Merger Upon the approval of the plan of merger by the shareholders of the corporations desiring to merge articles of merger shall be executed under the seal of each corporation signed and verified by two duly authorized officers of each corporation and shall set forth

(1) The name and location of the registered office of the surviving corporation

(2) The time and place of the meeting of the shareholders of each corporation at which the plan of merger was adopted the kind and period of notice given to the shareholders and the total vote by which the plan was adopted

(3) Any changes desired to be made in the articles of the surviving corporation

(4) The number names and addresses of the persons to be the first directors of the surviving corporation

(5) The plan of merger

Section 4 Advertisement Each of the merging corporations shall advertise its intention to file articles of merger with the Department of State one time in two newspapers published in the English language one of which shall be a newspaper of general circulation and the other the legal newspaper if any designated by the rules of the court for the publication of legal notices otherwise in two newspapers of general circulation published in the county in which the initial registered office of the corporation is to be located. Where there is but one newspaper of general circulation published in any county advertisement in such newspaper shall be sufficient. Advertisement shall appear at least three days prior to the day on which the articles of merger are presented to the Department of State and shall set forth briefly

(1) The name and the location of the registered office of each of the corporations intending to merge

(2) The name and the location of the proposed registered office of the surviving corporation

(3) A statement that the articles of merger are to be filed under the provisions of this act

(4) The time when the articles of merger will be delivered to the Department of State

Section 5 Filing of Articles of Merger

(a) The articles of merger shall be submitted to the Pennsylvania Public Utility Commission which commission shall unless it finds that the proposed merger is detrimental to the interests of the riding public issue to the surviving corporation a Certificate of Public Convenience authorizing the ownership and operation of all of the transportation facilities then owned and operated by each of the merging corporations

(b) The articles of merger and proof of the advertisement required by the preceding section shall be delivered to the Department of State. If the Department of State finds that such articles conform to this act and that the Pennsylvania Public Utility Commission has issued an appropriate order or Certificate of Public Convenience it shall forthwith but not prior to the day specified in the advertisement required by the preceding section endorse

its approval thereon and upon payment of the filing fee for issuing a certificate of merger it shall file the articles of merger to which shall be attached a copy of the approved articles

Section 6 Effective Date of Merger Upon the approval of the certificate of merger by the Department of State the merger shall be effective. The certificate of merger shall be conclusive evidence of the performance of all conditions precedent to such merger and the existence of the surviving corporation except as against the Commonwealth.

Section 7 Effect of Merger Upon the merger becoming effective the corporations which are parties to the plan of merger shall be a single corporation which shall be that corporation designated in the plan of merger as the surviving corporation. The separate existence of all corporations parties to the plan of merger shall cease except that of the surviving corporation. All the property real personal and mixed and all of the rights rights of way franchises municipal and other grants powers and privileges of each of the corporations parties to the plan of merger and all debts due on whatever account to any of them including subscriptions to shares and other choses in action belonging to any of them shall be taken and deemed to be transferred to and vested in the surviving corporation without further act or deed and thereafter the surviving corporation may own hold enjoy and exercise all of the same as fully as could have the corporation entitled thereof prior to the merger but the surviving corporation shall not thereafter by virtue of the provisions of said act approved the 4th day of April 1868 (P. L. 62) or its supplements or amendments acquire any rights rights of way franchises municipal or other grants powers or privileges not belonging to either of the merging corporations prior to the merger which it could not acquire as a street passenger railway and the surviving corporation shall not by virtue of the merger acquire authority to engage in any business or exercise any right which a corporation may not be formed under the laws of the Commonwealth to engage in or exercise. The surviving corporation shall henceforth be responsible for all liabilities and obligations of each of the corporations so merged but the liabilities of the merging corporations or of their shareholders directors or officers shall not be affected nor shall the rights of the creditors thereof or of any persons dealing with such corporations or any liens upon the property of such corporations be impaired by such merger and any claim existing or action or proceeding pending by or against any of such corporations may be prosecuted to judgment as if such merger had not taken place or the surviving corporation may be proceeded against or substituted in its place. The articles of incorporation of the surviving corporation shall be deemed to be amended to the extent if any that changes in its articles are stated in the articles of merger and the aggregate amount of the net assets of the merging corporations which was available for the payment of dividends immediately prior to such merger to the extent that the value thereof is not transferred to stated capital by the issuance of shares or otherwise shall continue to be available for the payment of dividends by such surviving corporation.

Section 8 Rights of Dissenting Shareholders

(a) If any shareholder of any corporation which becomes a party to a plan of merger shall file with such corporation prior to the vote at the meeting of shareholders at which the plan of merger is submitted to a vote a written objection to such plan of merger and shall not vote in favor thereof and such shareholder within twenty days after the merger was effected shall also make written demand on the surviving corporation for the payment of the fair value of his shares the merger without regard to any depreciation or appreciation thereof in consequence of the merger the surviving corporation shall pay to such shareholder the fair value of his shares upon surrender of the share certificate or certificates representing his shares. The demand of the shareholder shall state the number and class of the shares owned by him. Unless a shareholder files such written objection and also

makes such demand within the twenty-day period he shall be conclusively presumed to have consented to the merger and shall be bound by the terms thereof If within thirty days after the date on which such merger was effected the value of such shares shall be agreed upon between the dissenting shareholder and the surviving corporation payment thereof shall be made in cash within ninety days after the date on which such merger was effected upon the surrender of the share certificate or certificates representing his shares Upon payment of the agreed value the dissenting shareholder shall cease to have any interest in such shares or in the corporation

(b) If within such period of thirty days the shareholder and the surviving corporation do not so agree then the dissenting shareholder may within sixty days after the expiration of the thirty-day period apply by petition to the court of common pleas in equity within the county in which the registered office of the surviving corporation is situated for the appointment by the court of three disinterested persons to appraise the fair value of his shares without regard to any depreciation or appreciation thereof in consequence of the merger The award of the appraisers or of a majority of them shall be submitted to the court for determination and the judgment of the court thereon shall be final and conclusive The costs of such appraisal including a reasonable fee to the appraisers shall be fixed by the court and shall be borne by the surviving corporation unless in the opinion of the court the action of any shareholder in refusing the offer of the corporation has been arbitrary vexatious or in bad faith in which case the costs shall be assessed in the discretion of the court The award shall be payable only upon and simultaneously with the surrender to surviving corporation of the share certificate or certificates representing the shares of the dissenting shareholder If the award shall not be paid by the surviving corporation within thirty days after the order of the court thereon the amount of the award shall be a judgment against the surviving corporation and may be collected as other judgments in such court are by law collectible Upon the payment of the award or judgment the dissenting shareholder shall cease to have any interest in such shares or in the surviving corporation Such shares may be held and disposed of by the surviving corporation as it may see fit Unless the dissenting shareholder shall file a petition within the time herein limited such shareholder and all persons claiming under him shall be conclusively presumed to have approved and ratified the merger and shall be bound by the terms thereof

(c) The rights and remedies at law or in equity of any shareholder who desire to object to or to dissent any merger shall be limited to those prescribed under this section and such rights and remedies under this section shall be exclusive

(d) A copy of this section shall be enclosed with the written notice mentioned in subsection (b) of section 2 of this act and said written notice shall state that this section sets forth the exclusive rights and remedies of shareholders who object to the plan of merger

Section 9 All acts and parts of act are hereby repealed insofar as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafi,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarneri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,

Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Westcott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovanse,	Speaker

NAYS—0

NOT VOTING—1

Flack.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1042, as follows:

An Act to amend subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machin-

ery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" is hereby amended to read as follows

Section 2 General Safety and Health Requirements

* * * * *

(h) When employes due to the nature of employment are subject to injury from flying particles falling objects sharp or rough surfaces or materials hot corrosive or poisonous substances acids or caustics and injurious light rays they shall be provided with and shall wear goggles other head and eye protectors gloses leggings and other personal protective devices

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer.
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1044, Printer's No. 322 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1081, as follows:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal School or Teachers Colleges abolish creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) of Section 507 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 507 Purchases It shall be unlawful for any administrative department other than the Department of Property and Supplies or for any independent administrative board or commission or for any departmental administrative body board or commission or for any advisory board or commission to purchase or contract for the purchase of any stationery paper printing binding ruling lithographing engraving envelopes or other printing or binding supplies or any fuel supplies furniture furnishings or equipment except

* * * * *

(b) Any department board or commission having charge

of a State institution which may purchase perishable food-stuffs for such institution directly and may purchase any article directly if it can after competitive bidding purchase the same for the institution for a price less than the Department of Property and Supplies can furnish for the institution but all articles purchased directly hereunder shall conform to the specification contained in the effective supply contracts of the Department of Property and Supplies or if the article be not included in the supply contracts then to the standard specification if any adopted by the Department of Property and Supplies for the commodity purchased unless the Board of Commissioners of Public Grounds and Buildings shall have specifically authorized a departure from such specification.

In all other cases such departments, boards or commissions shall make purchases through the Department of Property and Supplies as purchasing agency and all purchases made by the Department of Property and Supplies as purchasing agency hereunder shall conform to the specifications contained in the effective supply contracts of the department or if the article be not included in the effective supply contracts then to the standard specifications if any adopted by the department for the commodity purchased unless the Board of Commissioners of Public Grounds and Buildings shall specifically authorize a departure from such effective supply contracts or specifications except that contracts for the purchase of steel for use in the manufacture of vehicle registration plates may be let on the basis of the market price thereof on date of delivery.

Section 2 Clause (c) of Section 2403 of said act as last amended by the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1349) is hereby further amended to read as follows:

Section 2403 Standards and Purchases The Department of Property and Supplies shall have the power and its duty shall be

* * * * *

(c) To enter into contracts with the lowest responsible bidder for the purchase of all other furniture materials or supplies requested by the Legislative and other departments of the State Government except as otherwise provided by this act and except that contracts for the purchase of steel for use in the manufacture of vehicle registration plates may be let on the basis of the market price thereof on date of delivery. All such contracts shall be approved by the Governor and signed on behalf of the Commonwealth by the Secretary of Property and Supplies who shall also with the approval of the Department of Justice prescribe rules and regulations for the submission of bids awards forms of contracts and other matter related thereto.

Section 3 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafi,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,

Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Piaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 247.

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending revising, consolidating and changing the laws relating thereto," by regulating the authority of school districts to purchase supplies and to perform and contract for construction, reconstruction, repairs and work of any nature.

SENATE BILL No. 329.

An Act to amend Section 3 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by authorizing the

Department of Revenue to designate local agents to issue motor boat licenses

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 247.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by regulating the authority of school districts to purchase supplies and to perform and contract for construction reconstruction repairs and work of any nature

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Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION

TO DISCHARGE COMMITTEE (Continued)

The SPEAKER. The Chair lays before the House the roll call on the resolution offered by the gentleman from Allegheny, Mr. Filo. The question at the time the procedure was suspended was: Are there any corrections to the negative roll?

The affirmative and negative rolls were verified.

Mr. ANDREWS. Mr. Speaker, in view of the lateness of the hour and in view of the fact that this seems to be get-away-day, many Members are anxious to leave, I will withdraw the point raised for subsequent determination upon another occasion.

There were, Mr. Speaker, as the Chair well knows, many ramifications of a parliamentary nature that could be raised in connection with the situation that developed.

I desire to state that I have always been of the opinion that the Rule stating that a Member is not privileged to vote "present" was unconstitutional, and I had intended in connection with the proceedings today to raise that question. It may be raised upon some other occasion.

However, I suggest that the roll be verified in the usual way; that the gentleman from Allegheny state for the record how he would have voted, had he voted, and that we accept the ruling of the Chair concerning the verification of the roll provided the gentleman from Allegheny enters on the record how he would have voted, had he voted.

The SPEAKER. The Chair thanks the gentleman from

Cambria, Mr. Andrews for withdrawing his parliamentary inquiry.

YEAS—74

Andrews,	Jones, J. M.,	Monroe,	Schmidt,
Beaver,	Jones, P. F.,	Moran,	Schuster,
Bloom,	Kamyk,	Muldowney,	Seyler,
Boles,	Kolankiewicz,	Munley,	Snider,
Bucchin,	Kornick,	Needham,	Stank,
Byrne,	Lederer,	Olsen,	Swartz,
Cochran,	Leonard, L.,	Petrosky,	Swope,
Corr,	Leven,	Pettigrew,	Taylor,
Coyle,	Limper,	Pfaff,	Thompson, R. L.,
Duffy,	Lopresti,	Polaski,	Toll,
Fenrich,	Lovett,	Polen,	Varallo,
Filo,	Lutty,	Price, R. A.,	Verona,
Gaffney,	Maxwell,	Readinger,	Wargo,
Hagerty,	McDermitt,	Reese,	Welsh,
Hamilton, R. K.,	McGee,	Reidenbach,	Westrick,
Hoggard,	McNally,	Rigby,	Wheeler,
Hunter,	Mihm,	Rovansek,	Williams,
Jenkins,	Mills,	Sarra,	Wilt,
Jones, G. E.,			Yester,

NAYS—105

Banker,	Gleason,	Markley,	Shoemaker,
Barkdoll,	Goodling,	Mazza,	Shotwell,
Baumunk,	Graybill,	McConnell,	Smith,
Bear,	Greer,	McCormack,	Sollenberger,
Beech,	Gutendorf,	McCullough,	Spencer,
Berkstresser,	Guthrie,	McInroy,	Stimmel,
Blair,	Hall,	McKinney,	Stoner,
Bolton,	Hamilton, W. H.,	McMillen,	Tahl,
Bomberger,	Harney,	Metz,	Thompson, E. F.,
Borse,	Haudenschild,	Miller, H. G.,	Tompkins,
Bower,	Headlee,	Miller, J. C.,	Toomey,
Brown,	Helm,	Mintess,	VanSant,
Cella,	Hewitt,	Moore, C. E.,	Varnier,
Clapper,	Hocker,	Moore, H. A.,	Wachhaus,
Clendenen,	Johnson,	Murray,	Waterhouse,
Costa,	Jones, T. H. W.,	Naugle,	Watkins,
Dalrymple,	Jump,	Pitzer,	Weidner,
Davis,	Keller,	Price, H. W. Jr.,	Wescott,
Dennison,	Kent,	Reagan,	Whalley,
DuBois,	Kohl,	Reilly, J. M.,	White,
Dunn,	Kratz,	Riley, R. L.,	Wood,
Erb,	Leisey,	Robertson,	Yeakel,
Ewing,	Leonard, W. C.,	Royer,	Young,
Ferster,	Light,	Rubin,	Ziegler,
Firmstone,	Lyons,	Sax,	Sorg,
Frost,	Madden,	Scott,	Speaker
Gibson,	Madigan,		

NOT VOTING—28

Amarando,	Filip,	Kline,	Penglase,
Breisch,	Flack,	Kubacki,	Peta,
Breth,	Geer,	Lafore,	Pichney,
Conway,	Good,	Loftus,	Rose,
Cooper,	Greenwood,	Mikula,	Rosen,
Dougherty,	Guarnieri,	Musto,	Scanlon,
Dowling,	Hersch,	Najaka,	Yetzer,

So the question was determined in the negative and the resolution was not adopted.

The SPEAKER. Will the gentleman from Allegheny, Mr. Geer make the statement requested?

Mr. GEER. Mr. Speaker, I desire to go on record as voting "aye" on the resolution to discharge.

RESOLUTIONS

Mr. McMILLEN offered a resolution which was filed with the Clerk.

CONGRATULATIONS

Mr. BOISE offered a resolution which was head, considered and unanimously adopted as follows:

In the House of Representatives, May 16, 1951.

The glorious radiance of May ushers in blue skies,

spring zephyrs, budding flowers—and, the natal anniversaries of many outstanding individuals. Not the least conspicuous among the latter is a member of this House of Representatives, Jules Filo, from Allegheny County, who yesterday reached his forty-first milestone of a checkered, ambitious and fruitful career.

His journey to success has been along the rugged highway of trial and error, through frustrating as well as rewarding experience, and has carried him at last to a plateau of prominence and recognition among his fellow citizens that few others have scaled.

There are many aspects to Mr. Filo's nature. His close contact with the grim realities of life has developed in a multi-faceted personality through which he has sharply observed and appraised life at its many levels. His esthetic interests and judgments have developed with a rare and a discriminating refinement and he yields to no one anywhere in his appreciation of the beauty, the vivacity, and the charm of the women of Pittsburgh in particular, and of Pennsylvania generally. For, Mr. Filo has duly qualified as a virtuoso of wondrously fair and breath-taking women the world over. Paens of joy and gratitude in honor of women's inspirational influence on every phase of life have been rapturously sung by his lips. As a most ardent devotee of women's infinite nobility and matchless charm, Mr. Filo has been quick to scorn and to castigate those who would bear tribute and express adoration to a shrine of beauty graced by any other than a Pennsylvania woman.

For his unexampled loyalty to the ladies of Pittsburgh, for his daily and timeless appreciation of plchritude everywhere; therefore be it

Resolved, That this House of Representatives extend to the Honorable Jules Filo its heartiest felicitations on the anniversary of his birthday; and be it further

Resolved, That this House is fervently wishful that his outlook on life shall always be sprightly and buoyant and his look out for fair women, never dimmed nor impaired; and be it further

Resolved, That this House present to Jules Filo its sincerest hope that many, many more milestones shall fade away into the past as a future of continued health, greater service, and fuller recognition unfolds before him.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Filo.

Mr. FILO. Mr. Speaker, I never knew there were that many adjectives in the English language. I do not claim any reward for any place that I was born, or time I was born like the gentleman on the other side of the House. I claim my reward has being a Member of this Body.

REPORTS FROM COMMITTEES

Mr. ROVANSEK from the Committee on Labor Relations, reported as committed, House Bill No. 55, entitled:

An Act prohibiting certain practices of discrimination because of race, color, religious creed, ancestry or national origin by employers, employment agencies, labor organizations, and others, as herein defined; creating the Pennsylvania Fair Employment Practice Commission in the Department of Labor and Industry; defining its functions, powers and duties; providing for procedure and enforcement; providing for formulation of an educational program to prevent prejudice; providing for judicial review and enforcement; and imposing penalties.

Mr. READINGER from the Committee on Liquor Control, reported as committed, House Bill No. 620, entitled:

An Act to further amend clause (b) of Section 201 of the act approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt

or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, and its agents, the Department of Public Instruction, other officers of the State government, courts and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except in connection with, and transactions in such beverages by licensees or others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by further providing for the fixing of sale prices for Pennsylvania liquor stores.

Mr. PETROSKY from the Committee on Liquor Control, reported as committed, House Bill No. 855, entitled:

An Act to further amend the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34, P. L. 15), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by permitting the sale and possession of wine in packages not bearing the official seal of the board.

Mr. EDWIN F. THOMPSON from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 937, entitled:

An Act to amend Section 3 of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," by permitting the purchase and sale of milk in bulk for use in certain automatic milk dispensing machines.

Mr. PETROSKY from the Committee on Labor Relations, reported as committed, House Bill No. 969, entitled:

An Act to further amend section five of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors; by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, re-issuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance;

authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by permitting the appearance of minors under eighteen years of age in radio and television performances if permits are obtained and other regulations complied with.

Mr. DUFFY from the Committee on Liquor Control, reported as committed, House Bill No. 1039, entitled:

An Act to amend sections 401 and 406 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 21), entitled "An act regulating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and incertain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by permitting certain sales of liquor for consumption off the premises.

Mr. SWOPE from the Committee on Game and Forestry, reported as committed, House Bill No. 1056, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and emending, revising, consolidating and changing the law relating thereto," by providing additional penalties.

Mr. McCORMACK from the Committee on Liquor Control, reported as amended, House Bill No. 1060, entitled:

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol, and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by making the serving of food optional with certain licenses and changing certain requirements relating to the serving of food.

Mr. POLEN from the Committee on Education, reported as committed, House Bill No. 1067, entitled:

An Act to add Section 1072.1 to and to further amend

Section 1073 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the discontinuance of the office of district superintendent in any district of the third class.

Mr. ZIEGLER from the Committee on Liquor Control, reported as committed, House Bill No. 1085, entitled:

An Act to amend Section 432 and Section 472 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. ., Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option; and repealing existing laws," by providing that no wholesale distributor's license shall be granted in any municipality where the electors have voted against licensing places for the sale of malt or brewed beverages; bringing wholesale distributors within local option provisions now applicable to retail dispensers and providing where tie vote occurs on local option question, the status quo obtains.

Mr. GOODLING from the Committee on Liquor Control, reported as committed, House Bill No. 1086, entitled:

An Act to amend Section 301 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by providing that whenever any municipality shall vote against the granting of liquor licenses, the Liquor Control Board shall not open or operate a State Liquor Store therein.

Mr. GOODLING from the Committee on Liquor Control, reported as committed, House Bill No. 1100, entitled:

An Act to amend sections 464 and 471 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act. No. 21) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of

the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further defining the powers of courts on appeal.

Mr. SOLLENBERGER from the Committee on Education, reported as committed, House Bill No. 1134, entitled:

An Act to amend Article VI of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by defining distressed school districts; authorizing the Department of Public Instruction to assume control of the affairs of such districts; defining the powers and duties of the Department with regard thereto; authorizing the levy of an additional tax in certain cases; imposing duties on Department of Auditor General and boards of school directors.

Mr. PAUL F. JONES from the Committee on Banking and Building and Loan Associations, reported as committed, House Bill No. 1155, entitled:

An Act to amend section sixteen of the act, approved the twenty-eighth day of June, one thousand nine hundred forty-seven (P. L. 1110), entitled "An act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating repossessions, redemptions, resales and deficiency judgments and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties and repealing certain acts," by permitting the resale, retransfer or reassignment of installment sale contracts to the installment sellers from whom such contracts were originally acquired.

Mr. YOUNG from the Committee on Labor Relations, reported as committed, House Bill No. 1187, entitled:

An Act to amend the title and Sections 1, 2, 5 and 6 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1161), entitled "An act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employes which cause or threaten to cause strikes, lockouts, slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declaring that the public policy of the Commonwealth requires the continuation, without cessation, of such public utility services; and providing means, including regulations, affecting the rights, powers and privileges of employers and employes for the enforcement of such public policy, and providing penalties," by bringing within the provisions of this act public

utility employers and employes engaged in furnishing urban passenger transportation to the public; making editorial corrections, and making the provisions thereof effective as to presently existing labor disputes and work stoppages.

Mr. COSTA from the Committee on Liquor Control, reported as amended, House Bill No. 1196, entitled:

An Act to add clause (15.1) to Section 493 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the receiving, handling or negotiating of Public Assistance checks by licensees of the Pennsylvania Liquor Control Board an unlawful act.

Mr. SAX from the Committee on Judiciary, reported as committed, Senate Bill No. 67, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

Mr. MURRAY from the Committee on Banking and Building and Loan Associations, reported as amended, Senate Bill No. 202, entitled:

An Act to further amend Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amendnig revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined or bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of building and loan or Federal Savings and loan associations insured by the Federal Savings and Loan Insurance Corporation.

Mr. YESTER from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 282, entitled:

An Act to further amend Section 620 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds

and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by increasing the maximum amount to be set aside as reserve for contingent losses.

Mr. GLEASON from the Committee on Game and Forestry, reported as committed, Senate Bill No. 425, entitled:

An Act to further amend section four hundred eleven of the act, approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled, "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by changing the shooting restrictions on regulated shooting grounds.

Mr. SHOEMAKER from the Committee on Game and Forestry, reported as committed, Senate Bill No. 426, entitled:

An Act to amend section seven hundred twenty-one of the act, approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by changing the period for retriever trials.

Mr. TOMPKINS from the Committee on Game and Forestry, reported as committed, Senate Bill No. 479, entitled:

An Act to add subsection (e) to section 501 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for an open season for hunting deer with bows and arrows, requiring a special permit therefor and fixing fees.

Mr. BOMBERGER from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 526, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders

solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by further regulating the withdrawals of certain optional payment shares providing that accounts of less than a certain amount need not be credited with dividends further regulating the terms of mortgage contracts and the terms of bonds securing mortgages and the types of property upon which mortgages may be taken.

Mr. LOUIS LEONARD from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 527, entitled:

An Act to amend clause (h) of section one hundred two clauses (c) and (f) of section two hundred two clause (c) of section two hundred five clauses (a) (b) (c) (d) (e) and (f) of section two hundred ten section three hundred six clause (c) of section five hundred two and to add to clause (g) of section two hundred five of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" clarifying and correcting the provisions of said sections and setting forth provisions and requirements for contesting the validity of any election proceedings under section two hundred five.

COMMITTEE MEETINGS

State Government, Mr. Watkins, Chairman, Room 324, Monday, May 21, at 3:00 p. m.

ADJOURNMENT

Mr. BEECH. Mr. Speaker, I move that this House do now adjourn until Monday, May 21, 1951 at 3:30 p. m., EST.

The motion was agreed to, and (at 1:25 p. m., EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., MONDAY, MAY 21, 1951.

No. 50.

SENATE

MONDAY, May 21, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. ROBERT L. CURRY, Pastor of the First Methodist Church, St. Clair, Pennsylvania, offered the following prayer:

Father, days have slipped into history since we were last together as this great body of men. Make us concerned about time to the sense that we worry not now about the past, but that we give ourselves to the making of the greatest future. And when the future fades away and becomes the present, may we never need be ashamed that we helped make it as it is.

Set before us, God, a picture of our tasks. May we never place our own benefits above those of others. May we never think of ourselves more highly than we ought honestly think. When we greed for power, when we push ourselves over others for positions, when we thirst for money, when our eyes stand out with corrupted fatness, when we have far more than heart could wish for let us stop and listen, and then we will hear the drop, drop, drop of the water in the basin, as in the upper room Jesus knelt upon the floor and washed the disciples' feet. And seeing Jesus there, we will turn to God and say, "Make us always humble."

Bless our Nation, for if it ever needed it before it sure needs it now. Guide our Commonwealth, for by Heavenly guidance, we earthly men can see the right, and by that right we can do nothing else but succeed. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. SCARLETT, further reading was dispensed with, and the Journal was approved.

NOMINATION BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency,

the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Helen H. Blankley, Jamestown, Mercer County, for appointment as Justice of the Peace in and for the Borough of Jamestown, Mercer County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 318, PRINTER'S No. 138

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 318, Printer's No. 138, entitled "An Act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 68, PRINTER'S No. 121

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 68, Printer's No. 121, entitled "An Act to validate and confirm certain contracts heretofore entered into by boards of school directors where there is no evidence of fraud or conspiracy and to authorize ratify confirm and validate payments on such contracts by the school districts."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 168, PRINTER'S No. 89

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 168, Printer's No. 89, entitled "An Act to amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled 'An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws' by further regulating the sales made upon order of court and extending the time limit when certain properties must be sold."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 362,
PRINTER'S No. 114

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 362, Printer's No. 114, entitled "An Act to further amend the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled 'An Act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities' by authorizing the payment of additional compensation to subordinate assessors by the boroughs townships and school districts in which he makes assessments."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 366,
PRINTER'S No. 104

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 366, Printer's No.

104, entitled "An Act to further amend subsection A of Section 221 and to amend Section 241 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled 'An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth' by extending non-resident fishing privileges to Canadians and redefining resident."

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on May 21, 1951.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Harrison W. Kernick, Munhall.
John J. Visco, East Pittsburgh.

BERKS COUNTY

Ernest H. Reifsnnyder, Colebrookdale Twp., Boyertown.

CAMBRIA COUNTY

T. R. Semelsberger, Jackson Twp., Conemaugh.

DAUPHIN COUNTY

Mrs. Margaret E. Fahnestock, Harrisburg.

DELAWARE COUNTY

Haig S. Medzarentz, Upper Darby Twp., Upper Darby

LUZERNE COUNTY

Mrs. Doris M. Coking, Wilkes-Barre.

McKEAN COUNTY

Joseph U. Rhone, Bradford.

PHILADELPHIA COUNTY

Mrs. Lucille V. Price, 154 N. 15th St.

SCHUYLKILL COUNTY

Martin T. Murphy, Mahanoy City.

YORK COUNTY

Ronald H. Rowland, Hanover.

To compute from the dates set opposite their names
PHILADELPHIA COUNTY

Arthur L. Barker, 2603 W. Silver St., 5-27-51.

BERKS COUNTY

Galen H. Fries, Jr., Reading, 5-28-51.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS, that the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Freed.	McGinnis.	Snowden.
Barr,	Haluska,	McMenamin.	Stevenson,
Barrett,	Hare,	McPherson, Jr.,	Stiefel,
Berger,	Holland,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Toole,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Propert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Rosenfeld,	Watson,
DiSilvestro,	Mallery,	Ruth,	Wolfe,
Fleming,	McCreesh,	Scarlett,	Wood,
		Silvert,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered. That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 206, entitled:

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," by requiring water utility companies to furnish to the township lists of water meter readings, flat-rate water bills, and other data for the purpose of determining sewer and drainage rates.

Which was laid on the table.

He also presented for concurrence bills of the House, as follows:

House Bill No. 107, entitled:

An Act to further amend subsection A of section 1, of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and per-

mitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," prohibiting the levy and collection of taxes, on real estate transfers without consideration.

Which was committed to the Committee on Local Government.

House Bill No. 170, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1120), entitled "An act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotive trains, or other self propelled engines or machines with competent employes; to provide the least number of men that may be employed on locomotive trains, and other self propelled engines or machines; to provide the qualifications of certain employes; and to provide a penalty for the violation thereof, and the enforcement thereof by the Public Utility Commission," by further regulating the size of locomotive crews.

Which was committed to the Committee on Corporations.

House Bill No. 346, entitled:

An Act to promote the safety of employes and travelers upon railroads by requiring common carriers by railroad to furnish flag protection to all trains occupying the main track; imposing powers and duties on the Public Utility Commission and other agencies of the Commonwealth relative thereto, and providing penalties.

Which was committed to the Committee on Corporations.

House Bill No. 433, entitled:

An Act to further amend sections 318 and 322 of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "General County Law," by changing the amount of employes contributions to, and the retirement allowances from, the employes' retirement fund in counties of the second class and authorizing such counties and county institution district to make additional appropriations to the aforesaid fund.

Which was committed to the Committee on Local Government.

House Bill No. 443, entitled:

An Act to further amend the ninth paragraph of Section 2 of the act, approved the seventh day of June, one thousand nine hundred one (P. L. 493) entitled, as amended "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing house drainage and cesspools, in cities of the second class, second class A and third class and imposing fines, penalties and forfeiture for violation thereof," by increasing the annual re-registration fee to be paid by master plumbers, firms or corporations and journeyman plumbers.

Which was committed to the Committee on Education.

House Bill No. 479, entitled:

An Act providing for the destruction and removal of houses condemned as unsafe and unfit for habitation, by the owner or at his cost by the political subdivision in which they are located.

Which was committed to the Committee on Judiciary General.

House Bill No. 711, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "The Permanent Registration Act for Boroughs Towns and Townships," by further providing for hours of registration, and removing certain obsolete provisions.

Which was committed to the Committee on Elections.

House Bill No. 712, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "The Permanent Registration Act in Cities of the Third Class," by further providing for hours of registration.

Which was committed to the Committee on Elections.

House Bill No. 854, entitled:

An Act to further amend clause (17) of subdivision (4) of subsection (1) of section four of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "Unemployment Compensation Law," including services of industrial insurance agents within the definition of employment.

Which was committed to the Committee on Insurance.

House Bill No. 947, entitled:

An Act to amend Sections 1704, 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled, "Public School Code of 1949," by further providing for voting by boards of school directors establishing and maintaining joint schools or departments, method of adopting budget and employing teachers.

Which was committed to the Committee on Education.

House Bill No. 950, entitled:

An Act to amend section 1 of the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21), entitled, "Optometrists Licensure Law," by further defining the practice of optometry and defining "optometrist."

Which was committed to the Committee on Education.

House Bill No. 951, entitled:

An Act to add Section 11.1 to the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21), entitled, "Optometrists Licensure Law," by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists.

Which was committed to the Committee on Education.

House Bill No. 1037, entitled:

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations; setting both the procedure to be followed; the effect of the merger upon property and franchises; and defining the rights, powers and privileges of the surviving company.

Which was committed to the Committee on Corporations.

House Bill No. 1042, entitled:

An Act to amend subsection (h) of section 2 of the act, approved the eighteenth day of May, one thousand nine hundred thirty-seven (P. L. 654), entitled "An act to provide for the safety and to protect the health and morals of persons while employed; prescribing certain regulations and restrictions concerning places where persons are employed, and the equipment, apparatus, devices and machinery used therein; prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act; and fixing penalties," by providing further health and safety requirements.

Which was committed to the Committee on Labor and Industry.

House Bill No. 1081, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates.

Which was committed to the Committee on Highways.

HOUSE BILL No. 206 TAKEN FROM TABLE AND RE-REFERRED TO COMMITTEE

Mr. WALKER. Mr. President, for the information of the gentlemen of the Senate, last week House Bill No. 206, Printer's No. 178, was taken off the Calendar so we could have a correction in the number. The correct bill is now before the Senate and in order to get it back in the proper legislative channel, I move that House Bill No. 206, Printer's No. 219, entitled:

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," by requiring water utility companies to furnish to the township lists of water meter readings, flat-rate water bills, and other data for the purpose of determining sewer and drainage rates.

be re-referred to the Committee on Corporations.

Mr. WADE. Mr. President, I second the motion. The motion was agreed to.

BILLS INTRODUCED AND REFERRED

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 668, entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

Which was committed to the Committee on Reapportionment.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 669, entitled:

An Act to further amend clause seven of Section 1 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of

public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting certain officers commissioned by the Department of Public Instruction to withdraw from or to elect not to become members of the retirement system; and providing for the transfer of their accumulated deductions and State contributions to the State Employees' Retirement Fund under certain conditions.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 670, entitled:

An Act to further amend clause 6 of Section 1 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further defining State employee to include certain officers commissioned by the Department of Public Instruction.

Which was committed to the Committee on State Government.

Messrs HARE and KEPHART read in place and presented to the Chair Senate Bill No. 671, entitled:

An Act to further amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven, (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons, and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Pensions Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by further limiting eligibility for general assistance.

Which was committed to the Committee on Public Health and Welfare.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708), entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

Which was committed to the Committee on Corporations.

Messrs. STIEFEL and BYRNE read in place and presented to the Chair Senate Bill No. 673, entitled:

An Act abating certain tax penalties and interest on unpaid county, city, and school district taxes, in cities of the first class and in school districts of the first class, with certain exceptions.

Which was committed to the Committee on Local Government.

Mr. DiSILVESTRO (By Request) read in his place and presented to the Chair Senate Bill No. 674, entitled:

An Act to further amend subsections six and seven of Section 2 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by bringing within the provisions thereof persons or corporations furnishing transportation of ashes and rubbish in cities of the first class.

Which was committed to the Committee on Corporations.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I have a resolution which

calls for action by the Senate, and I would appreciate it, on behalf of the Democratic Party, if the Senate would give consent to its immediate consideration.

I present this resolution on behalf of Senator Martin Silvert, myself and the Democratic Caucus, calling upon the Democratic National Committee to hold their convention in the City of Philadelphia for the Presidential Nomination.

SENATE RESOLUTIONS

INVITATION BE EXTENDED TO THE DEMOCRATIC NATIONAL COMMITTEE TO HOLD THEIR 1952 CONVENTION IN CITY OF PHILADELPHIA

Messrs. DENT and SILVERT offered the following resolution which was twice read as follows:

In the Senate, May 21, 1951.

Whereas, Philadelphia is truly a national shrine where our American liberty was conceived and attained, and

Whereas, Philadelphia is intimately identified with the early beginning of a colonial era in which the qualities of tolerance, good will and peaceful living were dominant factors, and

Whereas, Philadelphia has developed from said colonial background into a great metropolitan area in which there are excellent facilities for transporting, housing and reeding thousands of visitors, and

Whereas, Philadelphia offers attractive rewards in culture, art, recreation, and entertainment to its many visitors who would seek esthetic enjoyment and healthful relaxation, and

Whereas, Philadelphia has become by virtue of its geographical site and historical distinction a Mecca for all who re-invigorate their American creed at the fountain head of democratic ideal and inspiration; therefore be it

Resolved, That the Senate of Pennsylvania extend its most cordial invitation to the Democratic National Committee at Denver to hold their 1952 convention for the nomination of president and vice-president in the City of Philadelphia, and express its assurance that every facility and comfort shall be available for the delegates in their efficient discharge of their duties, and

Be It Further Resolved that the Secretary of the Senate of Pennsylvania transmit by telegraph, a copy of this resolution to Mr. William Boyle, Democratic National Chairman, Denver, Colorado.

RULE 39 SUSPENDED

Mr. DENT. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

Mr. WALKER. Mr. President, I desire to interrogate the distinguished gentleman from Westmoreland.

The PRESIDENT. Will the gentleman from Westmoreland permit himself to be interrogated?

Mr. DENT. I will, Mr. President.

Mr. WALKER. Mr. President, may I inquire of the gentleman from Westmoreland, if the resolution just read is a concurrent resolution?

Mr. DENT. No, Mr. President, this is a resolution on the part of the Senate. We thought it would be proper for the Senate to express its opinion in the matter.

Mr. WALKER. May I further interrogate the gentleman from Westmoreland?

The PRESIDENT. Will the gentleman from Westmoreland permit himself to be further interrogated?

Mr. DENT. I will, Mr. President.

Mr. WALKER. Mr. President, I desire to advise the gentleman from Westmoreland that we also have, as the gentleman probably knows, a somewhat similar resolution from the House, which is a concurrent resolution, and I would like to ask the gentleman from Westmoreland if he would object if we passed both resolutions in the hope that we will get the Democratic Convention in Philadelphia twice.

Mr. DENT. I think that is a good suggestion, Mr. President. The only reason the House Resolution got over here before I could get the first crack at it, is because it took us so long to reach the hour of three.

The PRESIDENT. Do both resolutions provide for the same year?

Mr. WALKER. Mr. President, in answer to the Chair's question, yes; in answer to the gentleman from Westmoreland, he reminds me of some of the experiences I have had occasionally when I am two minutes late at a meeting with the "President of the Walker Corporation." At such times, I am always reminded that she had to wait for me, but she never takes into consideration the days and days when that is in reverse. On behalf of the Republican Caucus, I apologize to the Minority Party for the new minutes delay which is the first time we have held them up since the Session started.

Mr. DENT. Mr. President, the Democratic Caucus accepts the apology.

And the question recurring,

Will the Senate agree to the resolution?

The resolution was agreed to.

COMMENDING THE WORK OF THE FORT LIGONIER MEMORIAL FOUNDATION

Mr. DENT offered the following resolution which was twice read, considered and agreed to.

In the Senate, May 21, 1951.

Whereas, historic Fort Ligonier played a significant part in Pennsylvania History as the last of the series of forts built along the Forbes Road in 1758 to make possible the capture of French Fort Duquesne, thus helping to determine that the future of Western Pennsylvania and that of North America in general was to be with English-speaking peoples; and

Whereas, the Fort Ligonier Memorial Foundation, with the aid of public-spirited citizens and organizations of the Borough of Ligonier, Westmoreland County and the surrounding area, is raising funds to make possible the re-construction and restoration of this famous fort; Now Therefore Be It

Resolved, that the Senate of Pennsylvania hereby commends the work of the Fort Ligonier Memorial Foundation in reconstructing and restoring historic Fort Ligonier as a memorial to a significant epoch in the history of the Commonwealth, thereby setting an example for emulation for the preservation and restoration of historic sites, landmarks and structures in other parts of the Keystone State.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being in-

troduced presented for concurrence bills of the House, as follows:

House Bill No. 847, entitled:

An Act to amend section four of the act, approved the second day of July, one thousand nine hundred forty-seven (P. L. 1199), entitled, "Fuel Use Tax Act" by extending the provisions of the additional tax for a limited time.

Which was committed to the Committee on Finance.

House Bill No. 848, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled as amended, "Liquid Fuels Tax Law," by extending the provisions of the additional tax for a limited time; and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth, with certain conditions

Which was committed to the Committee on Finance.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I present a resolution at this time and ask for immediate consideration. I understand that this resolution is not debatable. Therefore, I will refrain from making any comments about the contents of the resolution, but I believe the Members of the Senate will understand clearly what we are trying to do.

SENATE CONCURRENT RESOLUTIONS

URGING THAT THE GENERAL ASSEMBLY ADJOURN SINE DIE JUNE 15, 1951

Mr. DENT offered the following resolution which was twice read as follows:

In the Senate, May 21, 1951.

Resolved, (if the House of Representatives concurs) That this Regular Session of the General Assembly adjourn sine die, Friday, June 15th, 1951, at 5:00 o'clock P. M., Eastern Standard Time.

On the question,

Will the Senate agree to the resolution?

Mr. WALKER. Mr. President, with my sincere apologies to the gentleman from Westmoreland, I object to the immediate consideration of the resolution.

The PRESIDENT. The resolution is referred to the Committee on Rules.

PARLIAMENTARY INQUIRY

Mr. DENT. Mr. President, I rise on a question of parliamentary inquiry.

The PRESIDENT. The gentleman from Westmoreland, Mr. Dent, will state his question of parliamentary inquiry.

Mr. DENT. Mr. President, does not an adjournment resolution presented to the Senate call for an immediate vote without debate?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

Mr. WALKER. Mr. President, in order to expedite the disposition of the business before the Senate, may I withdraw my objection to immediate consideration so

that we can proceed to act on the resolution, and may I ask the gentlemen of the Majority to vote "no."

The PRESIDENT. The Chair would like to withdraw its order to refer the resolution to the Committee on Rules, and ask the Minority Floor Leader if he wishes to make a motion.

Mr. DENT. Mr. President, I move its immediate adoption.

Mr. BARR. I second the motion, Mr. President.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, I ask for a roll call.

Mr. BARR. Mr. President, I ask for a roll call.

(During the calling of the roll the following occurred:)

Mr. WALKER. Mr. President, I do not want anybody on the rostrum to have a heart attack, but I would like to inquire how the gentleman from Northampton, Senator Yosko, is recorded as voting?

The PRESIDENT. The Clerk advises me he is recorded as having voted "present."

Mr. WALKER. Mr. President, may I inquire whether or not under the rules of the Senate, a member of the Senate who is present has to be recorded as voting in the affirmative or in the negative?

The PRESIDENT. I do not think there is any question about that, and I think Senator Yosko realizes he must vote if you insist upon it.

Mr. WALKER. Mr. President, I understand if a Senator is on the floor when the roll is called, he must either vote in the affirmative or in the negative, or else have been excused on the grounds of having a personal interest in the matter being considered by the Senate.

I still return, Mr. President, to the question before the Senate. The gentleman from Northampton was present when the roll was called, and he must either be recorded as voting in the affirmative or in the negative.

The PRESIDENT. Does the Majority Floor Leader insist that the gentleman from Northampton be recorded as voting?

Mr. WALKER. Mr. President, I withdraw my insistence. May we proceed with the roll call?

The yeas and nays were required by Mr. DENT and Mr. BARR and were as follows, viz:

YEAS—17

Bane,	Dent,	Lane,	McMenamin,
Barr,	DiSilvestro,	Leader,	Neff,
Barrett,	Haluska,	McCreesh,	Rosenfeld,
Byrne,	Holland,	McGinnis,	Silvert,
			Stiefel,

NAYS—29

Berger,	Kessler,	Peelor,	Wade,
Blass,	Letzler,	Probert,	Wagner,
Chapman,	Mahany,	Robinson,	Walker,
Diehm,	Mallery,	Scarlett,	Watkins,
Fleming,	McPherson, Jr.,	Snowden,	Watson,
Freed,	Meade,	Stevenson,	Wolfe,
Hare,	Pachan,	Taylor,	Wood,
Kephart,			

PRESENT—1

Yosko,

So the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, at this time I want to present a resolution that in some quarters may be misunderstood, but I am usually misunderstood anyway, so it does not make very much difference. This resolution deals with a very serious problem and one that has become increasingly more serious as the years roll by in the Legislative Sessions.

Mr. President, this resolution deals with hospital appropriations. I have watched hospital appropriations go from one hundred to two hundred fifty per cent increase over the past, almost a generation. In the last few years I have been trying to determine what is happening in the hospital situation, and why this sudden demand on the part of hospital groups for greater and greater State appropriations, and after a careful study of the problem I find that we have created in Pennsylvania a situation that can properly be blamed upon the Legislature.

Mr. President, I have gone into the so-called Blue Cross program and have studied some of the angles that are probably not known to most of the citizens. Blue Cross was set up as a guarantee and sort of insurance that hospitals would receive payment for services rendered, but in most instances Blue Cross has developed into a monstrosity because, Mr. President, too many hospitals have signed contracts with Blue Cross where they give maximum services at minimum prices. Persons able to pay their hospital bills now hide behind a Blue Cross premium, and we find those citizens in a community who, prior to the advent of the so-called Blue Cross program, paid their hospital bills, now buy a policy in Blue Cross and the hospitals in the local communities suffer from it.

Mr. President, we have also set up another situation in which we have passed legislation for the benefit of the so-called Blue Cross program against private insurance company programs, which pay State taxes as well as other considerations, and I find after careful study—and I have with me today complete files that I have carried for the past two years, studies that I have made, and I say to the Senate of Pennsylvania that you cannot go into the appropriations for the hospitals in Pennsylvania without taking serious consideration of the problem of insurance for hospitalization.

Mr. President, I remember distinctly the argument for Blue Cross upon the floor of the Senate, and I want to say if the Senate will pass this resolution, that within two weeks, with a little bit of work on the part of the Senate and the House, we may be able to determine just where we are going in the matter of State-aid to hospitals. You cannot keep appropriating and passing new taxes every two years regardless of who the members of the Senate and House are, because just as surely as we are in this room today, there must be a day of reckoning. You just cannot take 46c out of earned income dollars in the State of Pennsylvania and expect our State to prosper. The hospitals must be taken care of, hospital services must be rendered, but I repeat again and again, we cannot continue a program, Mr. President, that is going to make the fit people of Pennsylvania unfit trying to take care of the unfit. We cannot do that, because the cost is so great that sooner or later there is going to be a breakdown. The hospital situation is one and the school situation is another, and by the grace of God and with the help of a few Marines, next week I will take up the school proposition.

URGING THAT A COMMITTEE BE APPOINTED TO GATHER FACTS ON HOSPITALIZATION THAT MAY BE HELPFUL IN DETERMINING PROPER APPROPRIATIONS TO VARIOUS HOSPITALS

Mr. DENT offered the following resolution which was twice read as follows:

In the Senate, May 21, 1951.

Whereas, each succeeding biennium brings to the Legislature the problem of hospital appropriations, and

Whereas, in the interest of the health and welfare of the citizens of the Commonwealth, it is imperative that such appropriations be made in an amount necessary for the continued operation of said hospitals, and

Whereas, the problem seems to become more pressing and more acute at each succeeding Session of the Legislature, and

Whereas, there has grown up in Pennsylvania a gigantic organization called BLUE CROSS, the intentions of said organization being the guaranteeing of the payment to hospitals for services rendered according to a pre-arranged and pre-paid insurance plan, and

Whereas, there have been of recent date, instances of hospital rejections of said BLUE CROSS services for reasons according to public statements that may have a direct bearing upon the increasing demands made upon the Legislature by the hospital groups of Pennsylvania, and

Whereas, it is not the intention of the Legislature to disrupt the services of the hospital or to deny a hospital adequate appropriations or to deny any pre-arrangement of insurance plans for the payment of hospital bills, however, it is the intention of the Legislature to investigate the growing demand for said appropriations and the relationship of said demands to the BLUE CROSS hospital plan, therefore

Be it resolved, that a proper committee of the House and Senate immediately call before it, representatives of hospitals, representatives of insured groups or persons, representatives of BLUE CROSS plan and representatives of private insurance companies selling hospitalization, in order to gather together pertinent facts that may be helpful to the Legislature before determining the proper amounts of appropriations to be made to the various hospitals in the Commonwealth, and

Be It Further Resolved, that the House concur and that the Senate President Pro Tem name five members of the Senate and the Speaker of the House name five members of the House, its duties would be to immediately begin to investigate and to make a report to the General Assembly within the next two weeks.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. DENT. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

(The Senate was at ease.)

Mr. DENT. Mr. President, I withdraw my request for immediate consideration and request that the resolution be laid upon the table.

The PRESIDENT. The resolution will be laid on the table.

THE HONORABLE CHARLES ALVIN JONES AND THE HONORABLE GROVER C. LADNER PRESENTED TO SENATE

The PRESIDENT. The Chair has detected the presence of at least two distinguished members of the Supreme Court, Justices Jones and Ladner, and I would be pleased if they would please rise in place and take a bow.

SENATE CONCURRENT RESOLUTION
TIME OF NEXT MEETING

Mr. WATSON, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, May 21, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, June 4, 1951, at two o'clock, p. m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, June 4, 1951, at three-thirty o'clock, p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION REFERRED TO COMMITTEE

URGING THAT THE DEPARTMENT OF AGRICULTURE
BE REQUESTED TO REPORT TO THE SENATE RE
BRUCELLOSIS CONTROL PROGRAM IN
PENNSYLVANIA

Mr. LEADER offered the following resolution which was twice read and referred to the Committee on Agriculture:

In the Senate, May 21, 1951.

Brucellosis (also known as Bangs disease or infectious abortion of cattle) is one of the major hazards of the cattle industry, and its prompt control is of vital importance both to the industry and to the public health.

At the present time, not quite 700,000 cattle—or less than half of the cattle population receiving surveillance under the program of control for bovine tuberculosis—have had inspections for brucellosis; and of this group, fewer than 200,000 belong to accredited herds, i.e. are completely free of the disease. On the other hand, nearly 775,000 animals have not yet been examined; half of these are on the Department of Agriculture's waiting list because its funds and facilities do not permit faster handling of the program. The equally large uncontrolled group of 400,000 cattle suggests the possible need for mandatory inspection.

This Senate recognizes the many difficulties and problems in satisfactorily and speedily carrying out of program of this scope, and type, but it nonetheless is anxious to aid in accelerating the day when all the cattle in this Commonwealth can be declared free of the disease; now therefore be it

Resolved (by the Senate), That the Department of Agriculture is hereby requested to make a report to the Senate before the thirty-first day of January, one thousand nine hundred fifty-three in which it shall set forth:

(1) the facts concerning the brucellosis control program in Pennsylvania; and

(2) the department's suggestions and recommendations for improving present methods of control especially from the standpoint of accelerating the time factor in such control program.

FORMER SENATOR THEODORE H. DOEHLA
PRESENTED TO SENATE

The PRESIDENT. The Chair observes the presence of a distinguished former Member of the Senate, the Honorable Theodore Doehla, of Allegheny County. Will Senator Doehla please rise and take a bow?

HOUSE MESSAGE

HOUSE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House, which was twice read as follows, considered and agreed to:

INVITATION BE EXTENDED TO THE DEMOCRATIC
COMMITTEE TO HOLD THEIR 1952 CONVENTION
IN CITY OF PHILADELPHIA

In the House of Representatives, May 21, 1951.

Whereas, Philadelphia is truly a national shrine where our American liberty was conceived and attained,

Whereas, Philadelphia is intimately identified with the early beginning of a colonial era in which the qualities of tolerance, good will and peaceful living were dominant factors,

Whereas, Philadelphia has developed from said colonial background into a great metropolitan area in which there are excellent facilities for transporting, housing and feeding thousands of visitors,

Whereas, Philadelphia offers attractive rewards in culture, art, recreation, and entertainment to its many visitors who would seek esthetic enjoyment and healthful relaxation,

Whereas, Philadelphia has become by virtue of its geographical site and historical distinction a Mecca for all who would re-invigorate their American creed at the fountain head of democratic ideal and inspiration; therefore be it

Resolved, That this House of Representatives (if the Senate concur) extend its most cordial invitation to the Democratic National Committee at Denver to hold their 1952 convention for the nomination of president and vice-president in the City of Philadelphia, and express its assurance that every facility and comfort shall be available for the delegates in the efficient discharge of their duties.

And Be It Further Resolved that the Chief Clerk of the House of Representatives transmit, by telegraph, a copy of this resolution to Mr. William Boyle, Democratic National Chairman, Denver, Colorado.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE CONCURRENT RESOLUTION No. 122 TAKEN
FROM TABLE

Mr. WALKER. Mr. President, at this time I call from the table Senate Concurrent Resolution No. 122.

The Clerk read the resolution as follows:

JOINT STATE GOVERNMENT COMMISSION TO MAKE
A STUDY OF THE STATE-WIDE NEEDS AND
PROBLEMS OF THE AGING AND THE AGED

In the Senate, May 1, 1951.

Whereas, The personal, family, social, medical, financial and related problems arising from the continued increase in the number and proportion of Pennsylvanians of advanced age are of growing magnitude; and

Whereas, These problems are of such striking significance and so intricate as to warrant special and intensive attention by the Commonwealth; and

Whereas, All aspects of this rise in the aging population presents the Commonwealth with increasingly serious social and human problems; now therefore be it

Resolved, (if the House of Representatives concur) That the Joint State Government Commission is hereby directed to make a comprehensive and intensive study of the State-wide needs and problems of the aging and the aged and to develop in cooperation with other governmental and voluntary groups ways and means to assist the Commonwealth in meeting these needs and problems and in such study the commission may appoint and consult with a Citizens Advisory Committee of competent lay and professional citizens who have demonstrated interests in and knowledge of the aging and the aged. Such study shall concentrate on the following:

1. Employment opportunities for older persons.
2. Facilities and services for the aged including: counseling and personal services, employment guidance and placement services, medical care services, institutional services, treatment and rehabilitation for the chronically ill, care of

and rehabilitation for the disabled and the handicapped, recreation, education and related community services.

3. Analysis of the problems of the aged receiving old-age assistance with special reference to the adequacy of grants and standards of living, boarding homes and other sheltered care for the indigent aged.

4. Special attention to the problems of care and treatment of the senile aged.

5. Study of other special needs as develop in the course of the study; and be it further

Resolved, That the Joint State Government Commission shall report to the General Assembly on or before February first, one thousand nine hundred fifty-three, the results of its studies and investigations and recommendations.

On the question,

Will the Senate agree to the resolution?

The resolution was agreed to.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

BILLS INTRODUCED AND REFERRED

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. STEVENSON and HALUSKA read in place and presented to the Chair Senate Bill No. 675, entitled:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" as last amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2786) by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 676, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 677, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 678, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" as amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1411) by increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 679, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 680, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 681, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 682, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

Mr. FLEMING. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. FLEMING and KESSLER, read in place and presented to the Chair Senate Bill No. 683, entitled:

An Act relating to oleomargarine, margarine, yellow oleomargarine, yellow margarine, and other similar products; regulating the sale thereof; prohibiting the serving or use thereof at public eating places; regulating the advertising thereof; conferring powers and imposing duties on the Department of Agriculture; prescribing penalties; and repealing a certain act.

Which was committed to the Committee on Agriculture.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General

Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 33, entitled:

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for filling the office of county superintendent when the only candidate for election becomes unavailable therefor within thirty days of the election date.

House Bill No. 204, entitled:

An Act to amend Section 1512 of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," by requiring water utility companies to furnish to townships, lists of water meter readings, flat-rate bills and other data for the purpose of determining sewer charges.

House Bill No. 257, entitled:

An Act to further amend section 652 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the measure of pupil teacher ratio in computing the real estate tax for school purposes in school districts of the first class and first class A.

House Bill No. 432, entitled:

An Act to further amend Sections 2562 and 2564 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the provisions for payments by districts for pupils attending in other districts.

House Bill No. 439, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled as amended "Workmen's Compensation Act of 1915," by extending the provisions thereof to certain persons who extinguish forest fires; and further defining compensation in the case of self employers.

House Bill No. 491, entitled:

An Act to amend the title and further amend the act, approved the twentieth day of June, one thousand nine hundred forty-seven (P. L. 733), entitled "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property; providing for its levy and collection; conferring and imposing powers and duties on the county assessing authority, board of revision of taxes, receiver of school taxes, county treasurer, board of public education in such districts and courts; providing for compensation to certain officers and employes and imposing penalties," by eliminating certain classes of taxable items, providing that corporations, limited partnerships and joint-stock associations holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor, and providing that the act shall apply only to school districts of the first class A.

House Bill No. 656, entitled:

An Act to add Section 1709 to the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," providing for traveling expenses of members of joint school boards and joint school committees in attending meetings of the same.

House Bill No. 841, entitled:

An Act to reenact and further amend the title and the act, approved the sixteenth day of May, one thousand nine hundred thirty-five (P. L. 208), entitled, as amended, "Corporate Net Income Tax Act" by increasing the rate of tax, and extending the provisions of the act for a further limited period of time.

House Bill No. 842, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations, joint-stock associations, limited partnerships and companies, for a further limited period of time.

House Bill No. 843, entitled:

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred eighty-nine P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by increasing the rate of tax imposed upon the gross receipts of certain companies, limited partnerships, associations, joint-stock associations, copartnerships and persons.

House Bill No. 909, entitled:

An Act to further amend section 889 of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-nine (P. L. 872), entitled "The Penal Code," by prohibiting the unauthorized wearing of the insignia, badge, shield or button of the Air Force Association.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for five minutes, to permit a meeting of the Committee on Judiciary General.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORTS FROM COMMITTEES

Mr. BLASS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BLASS, from the Committee on Judiciary General, reported as committed, Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or here-

after incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety per cent or more of such stock and by providing a procedure therefor.

He also from the Committee on Judiciary General, reported as committed, House Bill No. 205, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth; providing for trial without jury, and for the filing of agreements therefor; providing for the payment of jury fees.

Mr. WOOD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOOD, from the Committee on Finance, reported as committed, House Bill No. 847, entitled:

An Act to amend section four of the act, approved the second day of July, one thousand nine hundred forty-seven (P. L. 1199), entitled "An act imposing a State tax, payable by those herein defined as users, on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such users to secure licenses, to file bonds as a guarantee of payment of taxes, penalties, interest, fines, uncollectible check fees and Attorney General's fees, to file reports and to compile and retain certain records; imposing duties on dealers, wholesalers and carriers for hire! imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds of taxes; penalties and interest illegally or erroneously collected from licensed users; and making appropriations," by extending the provisions of the additional tax for a limited time.

He also, from the Committee on Finance, reported as committed, House Bill No. 848, entitled:

An Act to further amend sections four and ten of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by extending the provisions of the additional tax for a limited time;

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 360, as follows:

An Act relating to habeas corpus conferring jurisdiction upon the judges of the courts of Common Pleas Prescribing venue defining procedure in all cases authorizing service to be made upon persons anywhere in the Commonwealth providing for the imposition of costs allowing appeals specifying the appellate court to which appeals may be taken and repealing inconsistent legislation including that conferring jurisdiction on courts of Quarter Sessions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any judge of a court of Common Pleas within this Commonwealth shall have jurisdiction at any time to issue a writ of habeas corpus upon application by or on behalf of any person (hereafter called the relator) alleged to be unlawfully imprisoned or detained in any penitentiary prison reformatory house of detention mental institution or other place (a) within the judge's judicial district or (b) outside of his judicial district if the relator was committed by action of any court of the judge's judicial district provided that when relator's detention or confinement is by virtue of sentence after conviction for a criminal offense only a judge of the judicial district of conviction and sentencing shall exercise such jurisdiction

Section 2 The judges of the several Orphans' Court of the Municipal Court of Philadelphia and of the Allegheny County Court shall continue to exercise the jurisdiction of habeas corpus which they have under existing law

Section 3 An application for a writ of habeas corpus shall be by petition duly verified by the relator or by someone on his behalf in all instances where relator is undergoing detention or confinement as the result of conviction and sentence upon a criminal charge relator shall present his petition to a judge of the judicial district wherein he was convicted and sentenced in all other instances he may present his petition to any judge having jurisdiction

Section 4 Upon the presentation of a petition as aforesaid to any judge having jurisdiction he may if he believes the circumstances justify it direct the writ to issue forthwith or he may allow a rule to show cause why the writ should not be issued returnable in not more than twenty days service of the writ or the rule to show cause as the case may be shall be made forthwith in such manner as the judge shall direct anywhere in the Commonwealth upon the warden superintendent or other person in charge of the penitentiary prison reformatory house of detention mental institution or other place in which the relator is imprisoned or detained Notice shall also be given to such other interested parties (including the district attorney in proper cases) and in such manner as the judge shall direct If a rule has been allowed the judge who allowed it or in case of his absence or disability any other judge of his court may upon or after the return day order the writ to issue or discharge the petition

Section 5 In ordering the writ to issue or in awarding a rule to show cause the judge shall fix a date for a hearing which shall be held as promptly as may be and may or may not order the relator to be produced at the hearing as the circumstances may warrant and except when the relator is charged with a non-bailable offense or has been convicted and sentenced the judge may in his discretion fix bail in such amount as he deems appropriate for the appearance of the relator at the time and place of hearing and may order his discharge meanwhile

Section 6 After hearing the judge shall dismiss the writ order the discharge of the relator or make such other

order as shall be appropriate. He shall impose costs which shall include the actual expenses if any of bringing the relator to the place of hearing.

Section 7 From the decision of any judge upon any petition for a writ of habeas corpus or upon any order made pursuant to a hearing on the writ an appeal may be taken as in other cases. When the basis of the petition is an alleged defect or illegality in a criminal proceeding the appeal shall be to the court which has appellate jurisdiction in cases involving the crime with which the person imprisoned or detained is charged or of which he has been convicted. In all cases involving the custody of minors or of persons alleged to be mentally ill appeals shall be to the Superior Court. In all other cases appeals shall be to the Supreme Court.

Section 8 Section 2 of the act of April 4 1873 (P. L. 377) entitled "An act to alter the times of holding Courts in the county of Tioga and for the purposes" is hereby repealed insofar as it relates to the allowance and issuance of writs of habeas corpus and all other acts and parts of acts inconsistent herewith are hereby repealed.

Section 9 This act shall become effective immediately upon its final enactment.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 360.

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 360.

Mr. SCARLETT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 374, as follows:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign

insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating health and accident insurance.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Sections 617 618 619 620 621 subsection (c) of Section 621.1 and Sections 623 625 and 627 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (Pamphlet Laws 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" and hereby repealed.

Section 2 Said act is hereby amended by adding after Section 616 five new sections to read as follows:

Section 617 Conditions Subject to Which Policies Are to Be Issued (A) No such policy shall be delivered or issued for delivery to any person in this Commonwealth unless

(1) the entire money and other considerations therefor are expressed therein and

(2) the time at which the insurance takes effect and terminates is expressed therein and

(3) it purports to insure only one person except that a policy may insure originally or by subsequent amendment upon the application of an adult head of a family who shall be deemed the policyholder any two or more eligible members of that family including wife dependent children or any children under a specified age which shall not exceed nineteen years and any other person dependent upon the policyholder and

(4) the style arrangement and over-all appearance of the policy give no undue prominence to any portion of the text and unless every printed portion of the text of the policy and of any endorsements or attached papers is plainly printed in light-faced type of a style in general use the size of which shall be uniform and not less than ten-point with a lower-case unspaced alphabet length not less than one hundred and twenty-point (the "text" shall include all printed matter except the name and address of the insurer name or title of the policy the brief description if any and captions and subcaptions) and

(5) the exceptions and reductions of indemnity are set forth in the policy and except those which are set forth in the policy and except those which are set forth in section six hundred eighteen of this act are printed at the insurer's option either included with the benefit provision to which they apply or under an appropriate caption such as "exceptions" or "exceptions and reductions" provided that if an exception or reduction specifically applies only to a particular benefit of the policy a statement of such exception or reduction shall be included with the benefit provision to which it applies and

(6) each such form including riders and endorsements shall be identified by a form number in the lower left-hand corner of the first page thereof and

(7) it contains no provision purporting to make any portion of the charter rules constitution or by-laws of the insurer a part of the policy unless such portion is set forth in full in the policy except in the case of the incorporation of or reference to a statement of rates or classification of risks or short-rate table filed with the commissioner and

(8) if such policy is entitled or referred to as "non-cancellable"

(9) if such policy is entitled or referred to as "non-cancellable" such "non-cancellable" policy is automatically renewable until age sixty upon payment of the required premiums by the insured.

(B) If any policy is issued by an insurer domiciled in this Commonwealth for delivery to a person residing in another state and if the official having responsibility for the administration of the insurance laws of such other state shall have advised the commissioner that any such policy is not subject to approval or disapproval by such official the commissioner may by ruling require that such policy meet the standards set forth in subsection (A) of this section and in section six hundred eighteen.

Section 618 Policy Provisions (A) Required Provisions Except as provided in paragraph (C) of this section each policy delivered or issued for delivery to any person in this Commonwealth shall contain the provisions specified in this subsection in the words in which the same appear in this section provided however that the insurer may at its option substitute for one or more of such provisions corresponding provisions of different wording approved by the commissioner which are in each instance not less favorable in any respect to the insured or the beneficiary. Such provisions shall be preceded individually by the caption appearing in this sub-section or at the option of the insurer by such appropriate individual or group captions or sub-captions as the commissioner may approve.

(1) A provision as follows

Entire Contract Changes This policy including the endorsements and the attached papers if any constitutes the entire contract of insurance. No change in this policy shall be valid until approved by an executive officer of the insurer and unless such approval be endorsed hereon or attached hereto. No agent has authority to change this policy or to waive any of its provisions.

(2) A provision as follows

Time Limit on Certain Defenses (a) After three years from the date of issue of this policy no misstatements except fraudulent misstatements made by the applicant in the application for such policy shall be used to void the policy or to deny a claim for loss incurred or disability (as defined in the policy) commencing after the expiration of such three year period.

(The foregoing policy provision shall not be so construed as to affect any legal requirement for avoidance of a policy or denial of a claim during such initial three year period nor to limit the application of section six hundred eighteen (B) (1) (2) (3) (4) and (5) in the event of misstatement with respect to age or occupation or other insurance.)

(In a policy where the premiums are payable weekly the words "if such application is made a part of the policy" may be inserted in the foregoing policy provision between the word "policy" and the word "shall" immediately following)

(A policy which the insured has the right to continue in force subject to its terms by the timely payment of premium (1) until at least age fifty or (2) in the case of a policy issued after age forty-four for at least five years from its date of issue may contain in lieu of the foregoing the following provision (from which the clause in parentheses may be omitted at the insurer's option) under the caption "Incontestable" After this policy has been in force for a period of three years during the lifetime of the insured (excluding any period during which the insured is disabled) it shall become incontestable as to the statements contained in the application)

(b) No claim for loss incurred or disability (as defined in the policy) commencing after three years from the date of issue of this policy shall be reduced or denied on the ground that a disease or physical condition not excluded from coverage by name or specific description effective on the date of loss had existed prior to the effective date of coverage of this policy.

(In policies whereon the premiums are payable weekly the words "or from the date of any reinstatement thereof" may be inserted in the foregoing policy provision between the word "policy" and the word "shall" immediately following)

(3) A provision as follows

Grace Period A grace period of (insert a number not less than "7" for weekly premium policies "10" for monthly premium policies and "31" for all other policies) days will be granted for the payment of each

premium falling due after the first premium during which grace period the policy shall continue in force.

(A policy which contains a cancellation provision may add at the end of the above provision "subject to the right of the insurer to cancel in accordance with the cancellation provision hereof")

(A policy in which the insurer reserves the right to refuse any renewal shall have at the beginning of the above provision "unless not less than five days prior to the premium due date the insurer has delivered to the insured or has mailed to his last address as shown by the records of the insurer written notice of its intention not to renew this policy beyond the period for which the premium has been accepted")

(4) A provision as follows

Reinstatement If any renewal premium be not paid within the time granted the insured for payment a subsequent acceptance of premium by the insurer or by any agent duly authorized by the insurer to accept such premium without requiring in connection therewith an application for reinstatement shall reinstate the policy provided however that if the insurer or such agent requires an application for reinstatement and issues a conditional receipt for the premium tendered the policy will be reinstated upon approval of such application by the insurer or lacking such approval upon the forty-fifth day following the date of such conditional receipt unless the insurer has previously notified the insured in writing of its disapproval of such application. The reinstated policy shall cover only loss resulting from such accidental injury as may be sustained after the date of reinstatement and loss due to such sickness as may begin more than ten days after such date. In all other respects the insured and insurer shall have the same rights thereunder as they had under the policy immediately before the due date of the defaulted premium subject to any provisions endorsed hereon or attached hereto in connection with the reinstatement. Any premium accepted in connection with a reinstatement shall be applied to a period for which premium has not been previously paid but not to any period more than sixty days prior to the date of reinstatement. (The last sentence of the above provision may be omitted (a) from any policy which the insured has the right to continue in force subject to its terms by the timely payment of premiums (1) until at least age fifty or (2) in the case of a policy issued after age forty-four for at least five years from the date of its issue and (b) from any policy on which the premiums are payable weekly)

(5) A provision as follows

Notice of Claim Written notice of claim must be given to the insurer within twenty days after the occurrence or commencement of any loss covered by the policy or as soon thereafter as is reasonably possible. Notice given by or on behalf of the insured or the beneficiary to the insurer at (insert the location of such office as the insurer may designate for the purpose) or to any authorized agent of the insurer with information sufficient to identify the insured shall be deemed notice to the insurer.

(In a policy whereon the premiums are payable weekly the first sentence of the foregoing policy provision may read "written notice of claim must be given to the insurer within ten days of the commencement of any non-hospital confining sickness covered by the policy and within twenty days after the occurrence or commencement of any other loss covered by the policy or as soon thereafter as is reasonably possible")

(In a policy providing a loss-of-time benefit which may be payable for at least two years an insurer may at its option insert the following between the first and second sentences of the above provision. Subject to the qualifications set forth below if the insured suffers loss of time on account of disability for which indemnity may be payable for at least two years he shall at least once in every six months after having given notice of claim give to the insurer notice of continuance of said disability except in the event of legal incapacity. The period of six months following any filing of proof by the insured or any payment by the insurer on account of such claim or

any denial of liability in whole or in part by the insurer shall be excluded in applying this provision Delay in the giving of such notice shall not impair the insured's right to any indemnity which would otherwise have accrued during the period of six months preceding the date on which such notice is actually given)

(6) A provision as follows

Claim Forms The insurer upon receipt of a notice of claim will furnish to the claimant such forms as are usually furnished by it for filing proofs of loss If such forms are not furnished within fifteen days after the giving of such notice the claimant shall be deemed to have complied with the requirements of this policy as to proof of loss upon submitting within the time fixed in the policy for filing proofs of loss written proof covering the occurrence the character and the extent of the loss for which claim is made

(7) A provision as follows

Proofs of Loss Written proof of loss must be furnished to the insurer at its said office in case of claim for loss for which this policy provides any periodic payment contingent upon continuing loss within ninety days after the termination of the period for which the insurer is liable and in case of claim for any other loss within ninety days after the date of such loss Failure to furnish such proof within the time required shall not invalidate nor reduce any claim if it was not reasonably possible to give proof within such time provided such proof is furnished as soon as reasonably possible and in no event except in the absence of legal capacity later than one year from the time proof is otherwise required

(8) A provision as follows

Time of Payment of Claims Indemnities payable under this policy for any loss other than loss for which this policy provides any periodic payment will be paid immediately upon receipt of due written proof of such loss Subject to due written proof of loss all accrued indemnities for loss for which this policy provides periodic payment will be paid (insert period for payment which must not be less frequently than monthly) and any balance remaining unpaid upon the termination of liability will be paid immediately upon receipt of due written proof

(9) A provision as follows

Payment of Claims Indemnity for loss of life will be payable in accordance with the beneficiary designation and the provisions respecting such payment which may be prescribed herein and effective at the time of payment If no such designation or provision is then effective such indemnity shall be payable to the estate of the insured Any other accrued indemnities unpaid at the insured's death may at the option of the insurer be paid either to such beneficiary or to such estate All other indemnities will be payable to the insured

(The following provisions or either of them may be included with the foregoing provision at the option of the insurer

If any indemnity of this policy shall be payable to the estate of the insured or to an insured or beneficiary who is a minor or otherwise not competent to give a valid release the insurer may pay such indemnity up to an amount not exceeding \$..... (insert an amount which shall not exceed \$1000) to any relative by blood or connection by marriage of the insured or beneficiary who is deemed by the insurer to be equitably entitled thereto Any payment made by the insurer in good faith pursuant to this provision shall fully discharge the insurer to the extent of such payment

Subject to any written direction of the insured in the application or otherwise all or a portion of any indemnities provided by this policy on account of hospital nursing medical or surgical services may at the insurer's option and unless the insured requests otherwise in writing not later than the time of filing proofs of such loss be paid directly to the hospital or person rendering such services but it is not required that the service be rendered by a particular hospital or person)

(10) A provision as follows

Physical Examinations and Autopsy The insurer at its own expense shall have the right and opportunity to

examine the person of the insured when and as often as it may reasonably require during the pendency of a claim hereunder and to make an autopsy in case of death where it is not forbidden by law

(11) A provision as follows

Legal Actions No action at law or in equity shall be brought to recover on this policy prior to the expiration of sixty days after written proof of loss has been furnished in accordance with the requirements of this policy No such action shall be brought after the expiration of three years after the time written proof of loss is required to be furnished

(12) A provision as follows

Change of Beneficiary Unless the insured makes an irrevocable designation of beneficiary the right to change of beneficiary is reserved to the insured and the consent of the beneficiary or beneficiaries shall not be requisite to surrender or assignment of this policy or to any change of beneficiary or beneficiaries or to any other changes in this policy

(The first clause of this provision relating to the irrevocable designation of beneficiary may be omitted at the insurer's option)

(B) Other Provisions Except as provided in paragraph

(C) of this section no such policy delivered or issued for delivery to any person in this Commonwealth shall contain provisions respecting the matters set forth below unless such provisions are in the words in which the same appear in this section provided however that the insurer may at its option use in lieu of any such provision a corresponding provision of different wording approved by the commissioner which is not less favorable in any respect to the insured or the beneficiary Any such provision contained in the policy shall be preceded individually by the appropriate caption appearing in this subsection or at the option of the insurer by such appropriate individual or group captions or subcaptions as the commissioner may approve

(1) A provision as follows

Change of Occupation If the insured be injured or contract sickness after having changed his occupation to one classified by the insurer as more hazardous than that stated in this policy or while doing for compensation anything pertaining to an occupation so classified the insurer will pay only such portion of the indemnities provided in this policy as the premium paid would have purchased at the rates and within the limits fixed by the insurer for such more hazardous occupation If the insured changes his occupation to one classified by the insurer as less hazardous than that stated in this policy the insurer upon receipt of proof of such change of occupation will reduce the premium rate accordingly and will return the excess pro-rata unearned premium from the date of change of occupation or from the policy anniversary date immediately preceding receipt of such proof whichever is the more recent In applying this provision the classification of occupational risk and the premium rates shall be such as have been last filed by the insurer prior to the occurrence of the loss for which the insurer is liable or prior to date of proof of change in occupation with the state official having supervision of insurance in the state where the insured resided at the time this policy was issued but if such filing was not required then the classification of occupational risk and the premium rates shall be those last made effective by the insurer in such state prior to the occurrence of the loss or prior to the date of proof of change in occupation

(2) A provision as follows

Misstatement of Age If the age of the insured has been misstated all amounts payable under this policy shall be such as the premium paid would have purchased at the correct age

(3) A provision as follows

Other Insurance in This Insurer If an accident or sickness or accident and sickness policy or policies previously issued by the insurer to the insured be in force concurrently herewith making the aggregate indemnity for (insert type of coverage or coverages) in excess of \$..... (insert maximum limit of indemnity or indemnities) the excess insurance shall be

void and all premiums paid for such excess shall be returned to the insured or to his estate or in lieu thereof insurance effective at any one time on the insured under a like policy or policies in this insurer is limited to the one such policy elected by the insured his beneficiary or his estate as the case may be and the insurer will return all premiums paid for all other such policies

(4) A provision as follows

Insurance with Others Insurers If there be other valid coverage not with this insurer providing benefits for the same loss on a provision of service basis or on an expense incurred basis and of which this insurer has not been given written notice prior to the occurrence or commencement of loss the only liability under any expense incurred coverage of this policy shall be for such proportion of the loss as the amount which would otherwise have been payable hereunder plus the total of the like amounts under all such other valid coverages for the same loss of which this insurer had notice bears to the total like amounts under all valid coverages for such loss and for the return of such portion of the premiums paid as shall exceed the pro-rata portion for the amount so determined For the purpose of applying this provision when other coverage is on a provision of service basis the "like amount" of such other coverage shall be taken as the amount which the services rendered would have cost in the absence of such coverage

(If the foregoing policy provision is included in a policy which also contains the next following policy provision there shall be added to the caption of the foregoing provision the phrase "Expense Incurred Benefits" The insurer may at its option include in this provision a definition of "other valid coverage" approved as to form by the commissioner which definition shall be limited in subject matter to coverage provided by organizations subject to regulation by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada and by hospital or medical service organizations and to any other coverage the inclusion of which may be approved by the commissioner In the absence of such definition such term shall not include group insurance automobile medical payments insurance or coverage provided by hospital or medical service organization or by union welfare plans or employer or employee benefit organizations For the purpose of applying the foregoing policy provision with respect to any insured any amount of benefit provided for such insured pursuant to any compulsory benefit statute (including any workmen's compensation or employer's liability statute) whether provided by a governmental agency or otherwise shall in all cases be deemed to be "other valid coverage" of which the insurer has had notice In applying the foregoing policy provision no third party liability coverage shall be included as "other valid coverage")

(5) A provision as follows

Insurance with Other Insurers If there be other valid coverage not with this insurer providing benefits for the same loss on other than an expense incurred basis and of which this insurer has not been given written notice prior to the occurrence or commencement of loss the only liability for such benefits under this policy shall be for such proportion of the indemnities otherwise provided hereunder for such loss as the like indemnities of which the insurer had notice (including the indemnities under this policy) bear to the total amount of all like indemnities for such loss and for the return of such portion of the premium paid as shall exceed the pro-rata portion for the indemnities thus determined

(If the foregoing policy provision is included in a policy which also contains the next preceding policy provision there shall be added to the caption of the foregoing provision the phrase "other benefits" The insurer may at its option include in this provision a definition of "other valid coverage" approved as to form by the commissioner which definition shall be limited in subject matter to coverage provided by organizations subject to regulation by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada and to any other coverage the inclusion

of which may be approved by the commissioner in the absence of such definition such term shall not include group insurance or benefits provided by union welfare plans or by employer or employee benefit organizations For the purpose any amount of benefit provided for such insured pursuant to any compulsory benefit statute (including any workmen's compensation or employer's liability statute) whether provided by a governmental agency or otherwise shall in all cases be deemed to be "other valid coverage" of which the insurer has had notice In applying the foregoing policy provision no third party liability coverage shall be included as "other valid coverage")

(6) A provision as follows

Relation of Earnings to Insurance If the total monthly amount of loss of time benefits promised for the same loss under all valid loss of time coverage upon the insured whether payable on a weekly or monthly basis shall exceed the monthly earnings of the insured at the time disability commenced or his average monthly earnings for the period of two years immediately preceding a disability for which claim is made whichever is the greater the insurer will be liable only for such proportionate amount of such benefits under this policy as the amount of such monthly earnings or such average monthly earnings of the insured bears to the total amount of monthly benefits for the same loss under all such coverage upon the insured at the time such disability commences and for the return of such part of the premiums paid during such two years as shall exceed the pro-rata amount of the premiums for the benefits actually paid hereunder but this shall not operate to reduce the total monthly amount of benefits payable under all such coverage upon the insured below the sum of two hundred dollars or the sum of the monthly benefits specified in such coverages whichever is the lesser nor shall it operate to reduce benefits other than those payable for loss of time

(The foregoing policy provision may be inserted only in a policy which the insured has the right to continue in force subject to its terms by the timely payment of premiums (1) until at least age fifty or (2) in the case of a policy issued after age forty-four for at least five years from its date of issue The insurer may at its option include in this provision a definition of "valid loss of time coverage" approved as to form by the commissioner which definition shall be limited in subject matter to coverage provided by governmental agencies or by organizations subject to regulation by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada or to any other coverage the inclusion of which may be approved by the commissioner or any combination of such coverages In the absence of such definition such term shall not include any coverage provided for such insured pursuant to any compulsory benefit statute (including any workmen's compensation or employer's liability statute) or benefits provided by union welfare plans or by employer or employee benefit organizations

(7) A provision as follows

Unpaid Premium Upon the payment of a claim under this policy any premium then due and unpaid or covered by any note or written order may be deducted therefrom

(8) A provision as follows

Cancellation The insurer may cancel this policy at any time by written notice delivered to the insured or mailed to his last address as shown by the records of the insurer stating when not less than five days thereafter such cancellation shall be effective and after the policy has been continued beyond its original term the insured may cancel this policy at any time by written notice delivered or mailed to the insurer effective upon receipt or on such later date as may be specified in such notice In the event of cancellation the insurer will return promptly the unearned portion of any premium paid If the insured cancels the earned premium shall be computed by the use of the short-rate table last filed with the state official having supervision of insurance in the state where the insured resided when the policy was issued If the insurer cancels

the earned premium shall be computed pro-rata Cancellation shall be without prejudice to any claim originating prior to the effective date of cancellation

(9) A provision as follows

Conformity with State Statutes Any provision of this policy which on its effective date is in conflict with the statutes of the state in which the insured resides on such date is hereby amended to conform to the minimum requirements of such statutes

(10) A provision as follows

Illegal Occupation The insurer shall not be liable for any loss to which a contributing cause was the insured's commission of or attempt to commit a felony or to which a contributing cause was the insured's being engaged in an illegal occupation

(11) A provision as follows

Intoxicants and Narcotics The insurer shall not be liable for any loss sustained or contracted in consequence of the insured's being intoxicated or under the influence of any narcotic unless administered on the advice of a physician

(C) Inapplicable or Inconsistent Provisions If any provision of this section is in whole or in part inapplicable to or inconsistent with the coverage provided by a particular form of policy the insurer with the approval of the commissioner shall omit from such policy any inapplicable provision or part of a provision and shall modify any inconsistent provision or part of the provision in such manner as to make the provision as contained in the policy consistent with the coverage provided by the policy

(D) Order of Certain Policy Provisions The provisions which are the subject of subsections (A) and (B) of this section or any corresponding provisions which are used in lieu thereof in accordance with such subsections shall be printed in the consecutive order of the provisions in such subsections or at the option of the insurer any such provision may appear as a unit in any part of the policy with other provisions to which it may be logically related provided the resulting policy shall not be in whole or in part unintelligible uncertain ambiguous abstruse or likely to mislead a person to whom the policy is offered delivered or issued

(E) Third Party Ownership The word "insured" as used in this act shall not be construed as preventing a person other than the insured with a proper insurable interest from making application for and owning a policy covering the insured or from being entitled under such a policy to any indemnities benefits and rights provided therein

(F) Filing Procedure The commissioner may make such reasonable rules and regulations concerning the procedure for the filing or submission of policies subject to this act as are necessary proper or advisable to the administration of this act This provision shall not abridge any other authority granted the commissioner by law

Section 619 Age Limit If any such policy contains a provision establishing as an age limit or otherwise a date after which the coverage provided by the policy will not be effective and if such date falls within a period for which premium is accepted by the insurer or if the insurer accepts a premium after such date the coverage provided by the policy will continue in force subject to any right of cancellation until the end of the period for which premium has been accepted In the event the age of the insured has been misstated and if according to the correct age of the insured the coverage provided by the policy would not have become effective or would have ceased prior to the acceptance of such premium or premiums then the liability of the insurer shall be limited to the refund upon request of all premiums paid for the period not covered by the policy

Section 620 Requirements of Other Jurisdictions (1) Any policy of a foreign or alien insurer when delivered or issued for delivery to any person in this Commonwealth may contain any provision which is not less favorable to the insured or the beneficiary than the provisions of this act and which is prescribed or required by the law of the state under which the insurer is organized

(2) Any policy of a domestic insurer may when issued

for delivery in any other state or country contain any provisions permitted or required by the laws of such other state or country

Section 621 Conforming to Statute (A) Other Policy Provisions No policy provision which is not subject to section six hundred eighteen of this act shall make a policy or any portion thereof less favorable in any respect to the insured or the beneficiary than the provisions thereof which are subject to this act

(B) Policy Conflicting with This Act A policy delivered or issued for delivery to any person in this Commonwealth in violation of this act shall be held valid but shall be construed as provided in this act When any provision in a policy subject to this act is in conflict with any provision of this act the rights duties and obligations of the insurer the insured and the beneficiary shall be governed by the provisions of this act

Section 3 Said act is hereby amended by adding after Section 622 a new section to read as follows

Section 623 Application (A) The insured shall not be bound by any statement made in an application for a policy unless a copy of such application is attached to or endorsed on the policy when issued as a part thereof If any such policy delivered or issued for delivery to any person in this Commonwealth shall be reinstated or renewed and the insured or the beneficiary or assignee of such policy shall make written request to the insurer for a copy of the application if any for such reinstatement or renewal the insurer shall within fifteen days after the receipt of such request at its home office or any branch office of the insurer deliver or mail to the person making such request a copy of such application If such copy shall not be so delivered or mailed the insurer shall be precluded from introducing such application as evidence in any action or proceeding based upon or involving such policy or its reinstatement or renewal

(B) No alteration of any written application for any such policy shall be made by any person other than the applicant without his written consent except that insertions may be made by the insurer for administrative purposes only in such manner as to indicate clearly that such insertions are not to be ascribed to the applicant

Section 4 Said act is hereby amended by adding after Section 624 a new section to read as follows

Section 625 Policies Unlawfully Issued A policy issued in violation of subsection (b) of this article shall be held valid but shall be construed as provided herein and when any provision in such a policy is in conflict with any said provision such provision so conflicting shall be invalid and the policy shall be deemed to contain all of the required provisions

Section 5 Subsections (a) and (d) of Section 629 of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 678) are hereby further amended to read as follows

Section 629 Limitations

(a) Nothing in Subsection (b) of this article shall apply to or affect any policy of workmen's compensation insurance the provisions of sections six hundred sixteen six hundred seventeen six hundred eighteen [and] six hundred nineteen six hundred twenty-one and six hundred twenty-three of this act shall not apply to those forms of health and accident policies enumerated in section six hundred twenty-one and one-tenth of this act except as provided in said section [reference in sections six hundred twenty-one of this act to standard provisions shall not be deemed to refer to policies issued under authority of section six hundred twenty-one and one-tenth of this act]

* * * * *

(d) The provisions contained in [clause (e) of section six hundred and seventeen (617) and clauses (b) (c) (h) and (i)] clauses one four eight and ten of subsection (a) of section six hundred and eighteen (618) may be omitted from ticket policies sold only to passengers by common carriers

Section 6 Subsection (c) of Section 629 of said act as so amended is hereby repealed.

Section 7 This act shall take effect on the first day of January one thousand nine hundred fifty-two A policy rider or endorsement which could have been lawfully used or delivered or issued for delivery to any person in this Commonwealth immediately before the effective date of this act may be used or delivered or issued for delivery to any such person during five years after the effective date of this act without being subject to the provisions of Section 617 618 and 621 of this act

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 374

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 374.

Mr. KEPHART. Mr. PRESIDENT, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Peckan,	Toole,
Byrne,	Lane,	Peelot,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 380, as follows

An Act to amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered

and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections two hundred five three hundred one and three hundred four of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" are hereby amended to read as follows

Section 205 System of Accounting and Payment Over In each county bureau a system of accounting certifying of claims and collections and payment over of all moneys collected or received under the provisions of this act between the bureau and the county treasurer shall be established in the bureau as may be determined by the county commissioners the county controller if any and county treasurer

All taxes and municipal claims recovered in full by the bureau or by the county treasurer under the provisions of this act whether by payment by the owner before sale payment by a purchaser who has bid the upset price at a sale by redemption or through sequestration shall be paid over to the taxing districts entitled thereto When through sequestration less than the full amount of taxes is recovered the net amount so recovered shall be paid over to the respective taxing districts in proportion to the taxes due them In all other cases including net moneys received through [sequestration or from] the management or through public or private sale of property the moneys received shall be paid over first to the respective taxing districts in proportion to the taxes [due them second the] and municipal claims against such property [due any taxing district third] owing to such districts second mortgages and other liens in order of their priority and [fourth] third except in cases of property purchased by a taxing district prior to the effective date of this act and turned over to the bureau for sale the balance re-

maining shall be paid to the owner of the property sold. Such payments shall in all cases be less the percentage to which the county is entitled in accordance with this act. Provided however That where by the sale or redemption of property tax liens of the Commonwealth are recovered payment shall first be made of the tax liens of the Commonwealth to the State Treasurer through the Department of Revenue and in the case of the public or private sale of property by the bureau after the continuance of a former sale because of insufficient bid the purchase price received shall first be applied to the satisfaction of the tax liens of the Commonwealth and shall be paid over in like manner.

Moneys recovered on account of costs fees and expenses advanced by the county or any taxing district shall be repaid to the taxing district making the advance.

The bureau shall keep an accurate account of all moneys received by it or by the county treasurer under the provisions of this act and a separate account for each property.

All payments out of moneys recovered shall be made by the county treasurer under the system of accounting established at stated intervals but not less frequently than once every three (3) months.

Section 301 Taxes a First Lien All taxes which may hereafter be lawfully levied on property in this Commonwealth by any taxing district and all taxes heretofore lawfully levied by any taxing district on any property the lien of which has not been lost under existing laws (whether or not a claim has been filed or return thereof has been made to the county commissioners) shall be and are hereby declared to be a first lien on said property. Such liens shall have priority to and be fully paid and satisfied out of the proceeds of any public sale of said property held under the provisions of this act before any mortgage obligation judgment claim lien or estate with which the said property may have or shall become charged or for which it may become liable save and except only (1) the costs of the sale and of the proceedings upon which it is made and tax liens in favor of the Commonwealth of Pennsylvania which shall have priority to such tax liens and (2) municipal claims which shall have equal priority with such tax liens.

Section 304 Tax Liens and Municipal Claims Divested by Sale The lien of all taxes and municipal claims now or hereafter imposed levied or assessed against any property shall be divested by any public sale of such property under the provisions of this act if the amount of the purchase money shall be at least equal to the amount of prior tax liens of the Commonwealth the amount of all taxes and municipal claims due on such property and costs of sale.

It is hereby made the duty of the bureau and of any other officer having claims or judgments for taxes and municipal claims for collection against any property advertised to be sold at public sale under the provisions of this act to give notice to the officer or person selling any such property of the amount of tax liens of the Commonwealth and of the amount of all taxes and municipal claims against the same and the bureau selling such property shall through the county treasurer pay out the proceeds arising from such sale in the order of their priority first the costs of sale and the proceedings upon which it is made second the tax liens of the Commonwealth third taxes and [costs due thereon fourth] municipal claims and costs due thereon and [fifth] fourth any balance remaining to whomsoever entitled thereto.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

An the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Walker,
Crowe,	Letzler,	Robinson,	Watkins,
Dent,	Mahany,	Rosenfeld,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed			

NAYS—1

Wagner,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 14, on third reading, entitled:

An Act to amend the introductory paragraph of Section 10 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" by requiring authorities to submit the question of the proposed acquisition by any real estate to a vote of the interested electorate.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 73, as follows:

An Act to amend Article V of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article V of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after section five hundred sixteen a new section to read as follows

Section 516.1 Attendance at Meetings of Educational or Financial Interest to District Expenses The board of school directors of each district may authorize the attendance of one or more of its members at any meeting when in the opinion of the board such attendance will be of educational or financial advantage to the district Each person so authorized to attend and attending shall be reimbursed for all expenses actually and necessarily incurred in going to attending and returning from the place of such meeting but not exceeding eight dollars (\$8) per day together with mileage at the rate of six cents (6c) for each mile in going to and returning from such meeting Such expenses shall be paid by the treasurer of the school district in the usual manner out of the funds of the district upon presentation of an itemized verified statement of such expenses

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 423, on third reading, entitled:

An Act to further amend section four hundred fifty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and offices thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain

other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by further changing the provisions relating to the maximum compensation of the State Civil Service Commission.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 466, as follows:

An Act requiring cities of the first class to make annual appropriations to Firemen's Pension Funds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Every city of the first class shall annually appropriate to the Firemen's Pension Funds of such cities an amount which when added to the contributions of members of such funds during each year and income from investments each year shall equal a total sufficient to pay in full the retirement allowances payable each year No such appropriation shall be less than two hundred thousand dollars (\$200,000)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Freed,	McGinnis,	Snowden,
Barr,	Haluska,	McMenamin,	Stevenson,
Barrett,	Hare,	McPherson, Jr.,	Stiefel,
Berger,	Holland,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Toole,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Propert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Rosenfeld,	Watson,
DiSilvestro,	Mallery,	Ruth,	Wolfe,
Fleming,	McCreesh,	Scarlett,	Wood,
		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 492, as follows:

An Act to further amend Section 1311 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and

limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicles and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as last amended by the act approved the third day of July one thousand nine hundred forty-one (P. L. 267) is hereby further amended to read as follows

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1311 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform

or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as last amended by the act approved the third day of July one thousand nine hundred forty-one (P. L. 267) is hereby further amended to read as follows

Section 1311 Violations by Motor Carriers Common Carriers by Airplane or Brokers Any person or corporation operating as a motor carrier or as a common carrier by airplane and any operator or employee of such carrier and any person or corporation operating as a broker without a certificate of public convenience permit or license authorizing the service performed as required by this act shall upon conviction of a first or second offense in a summary proceeding before any person having the power of a committing magistrate be sentenced to pay the costs of prosecution and a fine of not less than twenty-five dollars nor more than three hundred dollars and in default of the payment of such fine and costs of prosecution to undergo imprisonment not exceeding thirty days and any subsequent offense by such person or corporation shall constitute a misdemeanor and upon conviction thereof such person or corporation shall be sentenced to pay the costs of prosecution and a fine of not less than one hundred dollars nor more than five hundred dollars or undergo imprisonment not exceeding six months or both in the discretion of the court Whenever imprisonment is imposed under this section the term "person" or "corporation" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blasi,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCresh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freud,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 519, as follows:

An Act to amend Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" by providing certain exceptions to said act
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" is hereby amended to read as follows

Section 1 The drug known as penicillium (penicillin) and any of its derivatives preparations or compounds of the same except penicillin teat dilators and veterinarian ointment for mastitis shall not be sold at retail or dispensed to any person except upon the written prescription of a duly licensed physician dentist or veterinarian compounded or dispensed by a registered pharmacist or under the immediate personal supervision of a registered pharmacist and no pharmacist shall dispense any such drug without affixing to the container in which the drug is sold or dispensed a label bearing the name and address of the pharmacist the date compounded and the consecutive number of the prescription under which it is recorded in his prescription files together with the name of the physician dentist or veterinarian prescribing it Provided That the provisions of this section of this act shall not apply to a duly licensed physician dentist or veterinarian Provided however That they keep a record of the amount of such drugs purchased and a dispensing record showing the date name and the quantity of the drugs dispensed and the name and address of the patient No physician dentist or veterinarian shall dispense any such drug without affixing to the container in which the drug is sold or dispensed a label bearing the name and address of the dispenser the date dispensed the name and address of the patient and the directions for the use of the drug by the patient

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mabany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
Disilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 524, on third reading, entitled:

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 569, as follows:

An Act to further amend the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" as last amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2795) is hereby further amended to read as follows

Section 1 Be it enacted &c That the several cities of this Commonwealth incorporated by general or special laws establish by ordinance a police retirement fund to be maintained by an equal and proportionate monthly charge against each member of the police force which shall not exceed annually three and one-half per centum of the pay of such member and by annual appropriations made by the city which fund shall be under the direction of councils or committed to the direction of such officers of the city as may be designated by councils and applied under such regulations as councils may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service but such retirement allowances as shall be made to those who are retired by reason of the disabilities or age shall be in conformity with a uniform scale

The annual appropriation made by the city each year shall be sufficient when added to the contributions made by members of the police force during such year and income from investments to pay in full the retirement allowances and in cities of the first class only the service increments payable during such year

Such ordinance may prescribe a minimum period of continuous service not less than twenty years and a minimum age of fifty years after which members of the force may be retired from active duty and such members as are retired shall be subject to service from time to time as a police reserve until unfitted for such service when they may be finally discharged by reason of age or disability

Payments made under the provisions of this section shall not be a charge on any other fund in the treasury of the city or under its control save the police retirement fund herein provided for The basis of the apportionment of the retirement allowance shall be determined by the rate of the monthly pay of the member at the date of death honorable discharge or retirement and shall not in any case ex-

ceed in any year one-half the annual pay of such member computed at such monthly rate

Section 2 Said act is hereby further amended by adding thereto after section one a new section to read as follows

Section 1.1 In every city of the first class in addition to the retirement allowance which is authorized by this act and notwithstanding the limitations therein placed upon retirement allowances and upon contributions every contributor who shall become entitled to the retirement allowance and who has reached the age of fifty years shall also be entitled to the payment of a "service increment" in accordance with and subject to the conditions hereinafter set forth

(1) Service increment shall be the sum obtained by computing the number of whole years after having reached the age of fifty during which a contributor has been employed by such city and paid out of the city treasury and multiplying the said number of years so computed by an amount equal to one-fortieth of the retirement allowance which has become payable to such contributor in accordance with the provisions of this act In computing the service increment no employment after the contributor has reached the age of sixty-five years shall be included and no service increment shall be paid in excess of one hundred dollars (\$100.00) per month

(2) Each contributor from and after the effective date of this amendment shall pay into the retirement fund a monthly sum in addition to his or her retirement contribution which shall be equal to one-half of one per centum of his or her salary Provided That such payment shall not exceed the sum of one dollar (\$1.00) per month And provided That such service increment contributions shall not be paid after a contributor has reached the age of sixty-five years

(3) Persons who are contributors on the effective date of this amendment who have already reached the age of sixty-five years shall have his or her service increment computed on the years of employment prior to the date of reaching his or her sixty-fifth birthday

(4) Service increment contributions shall be paid at the same time and in the same manner as retirement contributions and may be withdrawn in full without interest by persons who leave the employment of such city subject to the same conditions by which retirement contributions may be withdrawn When any person is re-employed by the city after withdrawal of retirement contributions his or her prior service shall not be used in the computation of service increment unless the amount of such contributions be repaid into the retirement fund subject to the same conditions by which retirement fund withdrawals are permitted to be repaid

(5) All employees of such city who are now contributors to the retirement fund and all persons who are employed by such city after the effective date of this amendment who are required to become contributors to the retirement fund shall be subject to the provisions of this section

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Tcole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 591, as follows:

An Act to amend subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by permitting members and employees of the board to hold other offices or positions or engage in certain businesses The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" is hereby amended to read as follows

Section 2

(e) All of the members of the board as well as all persons employed by them under the provisions of this act [shall devote their entire time to the duties of their office or employment and shall not hold any other remuneration office or position nor be engaged in any other business outside of his position as a member or employee of the board] shall devote sufficient time to the duties of their office to fully discharge such duties but may hold other office or employment or may engage in any business outside of their position as members or employees of the board except that no member or employee of the board shall engage in the real estate or insurance business or hold an office or position of employment in any such business

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Fleming,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 647, as follows:

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 852) is hereby further amended to read as follows

Section 4 During the lifetime of the said person he or she shall be entitled to receive a pension from the fund set aside for the purpose of fifty per centum of the amount which would constitute the average rate of pay at which he or she was employed during the highest salaried five years of his or her employment by the said city or other public employment as aforesaid Said pension shall be paid in monthly payments Provided That if any person be granted to a person who has not been a contributor to the pension fund as herein provided during a period of twenty years such person shall be required to pay into the board of pensions monthly an amount equal to [two] four per centum of his or her pension until such time as his or her contribution shall have extended during a period of twenty years Should any person so employed after twenty years of service be dismissed voluntarily retire or be in any manner deprived of his position or employment before attaining the age of sixty years upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to a pension above mentioned notwithstanding he or she has not attained the age of sixty years at the time of his or her separation from the public service but said pension shall not commence until he or she has attained the age of sixty years Should any employee however become totally and permanently disabled while in the service after twenty years of service and before attaining the age of sixty years he or she shall be entitled to the said pension Proof of total and permanent disability shall consist of the sworn statement of three practicing physicians designated by the board that the employee is in a permanent condition of health which would totally disable him or her from performing the duties of his or her position or office Provided That in cases where the nature of such disability is such as to disable the employee from performing any work whatsoever either within or without the scope of his regular duties or within or without the service of such city or county the board may upon a recommendation of the three practicing physicians herein provided for retire upon pension such applicant after a service of fifteen years Provided further That the benefits of this amendment shall apply to members of the pension fund who have been contributors to the said fund for five years or more the pension paid to any one employee

whose monthly payments into the pension fund have been four dollars or less a month shall not exceed one hundred dollars per month The pension paid to any one employee whose monthly payment into the pension fund have been more than four dollars a month for a period of at least two years may exceed one hundred dollars per month but shall not exceed two hundred dollars per month Provided That if an employee upon the date of retirement from service shall have made payments of more than four dollars a month into the pension fund for a period of less than two years his or her pension shall not exceed one hundred dollars per month but an amount equal to the total amount paid in excess over four dollars a month shall be returned to such employee

The pension to be paid to any former employee who was dismissed voluntarily retired or in any manner was deprived of his position and employment after having twenty years of service as an employee of said city and who has continued making payments to the fund equal to the last amount due and paid monthly while in active service and who has not accepted any pension under the provisions of the act to which this is an amendment shall be at the pension rate as provided in section five and his payments to the board of pensions after the first day of September one thousand nine hundred forty-five shall be in an amount equal to the amount which he would have been permitted to make had he continued in the employ of said city after the first day of September one thousand nine hundred forty-five and had continued to be paid the same salary as he received when he was last employed by said city This new amount whether it be more less or the same as the amount which he paid prior to the first day of September one thousand nine hundred forty-five he shall continue to pay until he applies for a pension under the provisions of this act If there be any difference between the amount which he has paid from the first day of September one thousand nine hundred forty-five and the amount which he has elected to pay under the provisions of section five he shall pay such difference into the board of pensions [within six months of the effective date of this amendment] on or before the first day of December one thousand nine hundred fifty-one

Section 2 Subsection (d) of Section 4.1 of said act as added thereto by the act approved the second day of May one thousand nine hundred forty-five (P. L. 845) is hereby further amended to read as follows

Section 4.1

(d) Every such lesser pension shall be proportionate to the pension which the employee would be entitled to receive after twenty years of service and contribution computed as if he had continued to receive during the remainder of the twenty years the [same salary as the the time of the termination of his active service] average rate of pay at which he was employed during the highest salaried five years of his active service as his number of months of service is to two hundred forty-months

Section 3 Sections 4.2 and 4.3 are hereby added to said act to read as follows

Section 4.2 In no event shall the pension hereafter payable after twenty (20) years of service be less than seventy-five dollars (\$75.00) a month as after fifteen (15) years and less than twenty (20) years of service be less than sixty dollars (\$60.00) a month to any person now or hereafter entitled to a pension under the provisions of this act

Section 4.3 Any married person retiring under the provisions of this act shall at the time of his or her retirement receive the pension provided by this act during his or her lifetime and a pension after his or her death payable to his or her surviving spouse at the time of retirement equal to fifty per centum of his or her pension Provided That such person so retiring shall have been married to his or her spouse for not less than five years prior to the date of retirement and the spouse is dependent upon such deceased employee at the time of his or her death

The pension to be paid to such surviving spouse shall

begin on the first day of the month in which the death of the deceased spouse occurs on the first day of the month following the surviving spouse's attainment of the age of fifty-five whichever is the later and shall continue to and terminate upon the death of such surviving spouse unless such surviving spouse shall remarry in which event the payment of his or her survivor's pension shall thereupon be terminated

The word "pension" as used in this section shall be construed to mean the sum of the pension provided by this act plus the amount of service increment if any to which the married person retiring under the provisions of this act shall be entitled

Section 4 Paragraph (1) of Section 14 of said act as added thereto by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 852) is hereby amended to read as follows

Section 14 In addition to the pension which is authorized by this act and notwithstanding the limitations therein placed upon pensions and upon contributions every contributor who shall become entitled to the payment of a pension and who has been employed by the said city or county for at least twenty-one years shall also be entitled to the payment in addition to the said pension of a "service increment" in accordance with and subject to the conditions hereinafter set forth

(1) Service increment shall be the sum obtained by computing the number of whole years in excess of twenty years during which a contributor has been employed by such city or county and paid out of the city treasury and multiplying the said number of years so computed by an amount equal to one-fortieth of the pension which has become payable to such contributor in accordance with the provisions of this act Provided That no service increment may be paid for employment of more than twenty such excess years nor for any excess years which shall accrue after a contributor has reached the age of [sixty-five] seventy years and no service increment shall be paid in excess of one hundred dollars (\$100.00) per month

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freud			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 684, on third reading, entitled:

An Act providing for the observance of the 175th anniversary of the adoption of the Declaration of Independence creating a commission to cooperate with like commissions of the government of the United States and of the City of Philadelphia in arranging ceremonies and making an appropriation.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 11, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 52, on second reading, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 363, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by further prescribing the nature and kind of investments which may be made and retained by fiduciaries.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 378, entitled:

An Act to further amend the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1743) entitled as amended "An act relating to magistrates and magistrates courts in the city of Philadelphia imposing certain duties upon and prohibiting certain practices by magistrates and fixing their compensation imposing certain duties on the city controller in regard thereto authorizing the employment by him of additional clerks and fixing their compensation regulating the practice in and defining magistrates courts the entering of bail and the issuance of discharges in criminal cases in the county of Philadelphia conferring certain powers over magistrates and magistrates courts and imposing certain duties in connection therewith upon the judges of the courts of common pleas of the county of Philadelphia the Attorney General and the District Attorney providing for the appointment and employment of stenographers to report proceedings in certain cases heard by magistrates fixing the salaries of persons employed by authority of this act providing penalties for violations of the provisions thereof and repealing certain prior acts" by making the increase in salaries of magistrates applicable to all magistrates including the additional salary of the chief magistrate for his duties as such and increasing the same and by further providing for the costs of transcripts or reports.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WALKER. Mr. President, for the information of the Senate, I am about to make a motion that Senate Bill No. 383, Printer's No. 198, be re-referred to the Senate Committee on State Government. There are a number of bills dealing with retirement funds, and the committee is desirous of getting them all together so that the actuarial significance of the bills can be properly presented to the Senate.

Therefore, Mr. President, I move that Senate Bill No. 383, on second reading, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting employees to make up back payments to the retirement system from the time they entered school service and securing to such employees the full benefits of the retirement system from the time they entered school service

be recommitted to the Committee on State Government.

Mr. DIEHM. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 488, on second reading, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Psychological Examiners and defining its powers and duties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 489, on second reading, entitled:

An Act relating to the practice of psychology defining and providing for the licensing and registration of psychologists and psychological technicians and for the revocation and suspension of such licenses and registration subject to appeal and for their reinstatement defining the powers and duties of the State Board of Psychological Examiners and the Department of Public Instruction and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 595, entitled:

An Act to further amend subsections (b) (c) and (e) of Section 4 of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" by clarifying the identity of certain taxing districts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 636, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concern-

ing the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investment in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 827, entitled:

An Act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by reducing the retirement age

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of House Bill No. 983, entitled:

An Act requiring wells and cisterns to be covered or sealed and providing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 205, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred forty-five (P. L.

382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by empowering Authorities to acquire by eminent domain certain capital stock or corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 847, entitled:

An Act to amend section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" by extending the provisions of the additional tax for a limited time.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 848, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 77

Mr. BERGER. Mr. President, I submit the report of the Committee on Conference on Senate Bill No. 77, entitled:

An Act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by changing the employer's right of subrogation.

The PRESIDENT. The report will lie over for printing under the rules.

ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. WALKER. Mr. President, there are a few items I would like to mention for the information of the gentleman of the Senate.

Mr. President, due to the necessity for passing an appropriation bill for the Department of Public Assistance so that they can continue to function as of June 1st, it will be necessary to request the gentlemen of the Senate to have a five-day Session this week. The bill has just been reported from the House Committee on Appropriations and it will, therefore, be necessary for us to stand by to pass the bill on Friday. The bill is House Bill No. 1281; reference can be made to the bill in the House History.

Second—Mr. President, I want to call the attention of the gentlemen of the Senate to the fact that we are going to convene tomorrow at eleven-thirty a. m. in order to expedite the tasks at the desk and so that the reports of committees and the introduction of bills can be expedited. Then we will recess for a couple of hours before we take up the Calendar in order to permit the Republican and Democratic Parties to caucus, so that when we make the motion for adjournment today, it will be made until eleven-thirty tomorrow.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, May 22, 1951, at 10:30 o'clock, a. m., Eastern Standard Time.

Mr. CHAPMAN. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 5:29 o'clock, p. m., Eastern Standard Time, until Tuesday, May 22, 1951, at 10:30 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, May 21, 1951.

The House met at 3:30 p. m., EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Reverend John Yates, guest Chaplain, Minister of the Presbyterian Church, Harrisburg, offered the following prayer:

Our Lord and our God, we stand before Thee seeking Thy blessing. Grant to this Legislative Assembly Thy guidance. Grant to these Members wisdom, understanding, and a firm determination to work for the good of all the citizens of the Commonwealth of Pennsylvania. In Christ's name we ask this. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Wednesday, May 16, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. SCOTT.

HOUSE BILL No. 1310.

An Act to improve local health administration throughout the Commonwealth by providing for the creation, establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class; abolishing local boards or departments of health and the offices of health officer in political subdivisions which become subject to the jurisdiction of single-county or joint-county departments of health; excepting cities of the first and second class from jurisdiction of single-county or joint-county departments of health; providing for State grants to counties which establish departments of health and to cities of the first and second class if they meet certain requirements; conferring powers and duties upon the State Department of Health in connection with the creation, establishment and administration of single-county or joint-county departments of health, the administration of the health laws in certain boroughs not subject to the jurisdiction of single-county or joint-county departments of health, the administration of State grants; and repealing acts which provide for cooperation between political subdivisions in health matters and which confer health powers upon counties of the first class.

Referred to the Committee on Public Health and Sanitation.

By Mr. SCOTT.

HOUSE BILL No. 1311.

An Act to amend section four hundred forty-seven of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by deleting those provisions which require such counties to cooperate with the State Department of Health and boroughs and first class townships; and deleting those provisions which prescribe the appointment of health officers, the approval of appointments by the State Department of Health, and the powers and duties of appointees.

Referred to the Committee on Public Health and Sanitation.

By Mr. SCOTT.

HOUSE BILL No. 1312.

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaging in the care, preparation, and disposition of the bodies of deceased persons; and providing penalties; and repealing other laws.

Referred to the Committee on Public Health and Sanitation.

By Mr. SCOTT.

HOUSE BILL No. 1313.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by changing the name of the State Board of Undertakers; providing for tenure of its members; and increasing their per diem compensation.

Referred to the Committee on State Government.

By Mr. HEADLEE.

HOUSE BILL No. 1314.

An Act requiring the mining of all coal from the Sewickly vein prior to mining any coal from the Pittsburgh vein, in the mining of bituminous coal.

Referred to the Committee on Mines and Mining.

By Mrs. VARALLO.

HOUSE BILL No. 1315.

An Act making an appropriation to the Department of Welfare to reimburse State aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing.

Referred to the Committee on Appropriations.

By Mr. KOHL.

HOUSE BILL No. 1316.

An Act to further amend section 802 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personal Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating furlough procedure.

Referred to the Committee on State Government.

By Mr. FENRICH.

HOUSE BILL No. 1317.

An Act requiring the construction of a dividing wall on every highway under the supervision and control of the Pennsylvania Turnpike Commission.

Referred to the Committee on Highways.

By Messrs. VARNER and DENNISON.

HOUSE BILL No. 1318.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College to acquire certain tracts of land for the use of Clarion State Teachers; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. WELSH and TOLL.

HOUSE BILL No. 1319.

An Act requiring State aided hospitals to issue itemized bills for materials furnished and services rendered when so required.

Referred to the Committee on Welfare.

By Mr. SCOTT.

HOUSE BILL No. 1320.

An Act to further amend the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by regulating the transportation of solid fuels in railroad cars; and providing for the notification of the consignor or consignee of solid fuels before weighing.

Referred to the Committee on State Government.

By Mr. RIGBY.

HOUSE BILL No. 1321.

An Act to further reenact and amend the act, approved the fourteenth day of May, one thousand nine hundred forty-seven (P. L. 249), entitled, as amended "An act to provide revenue by imposing an excise tax, payable by those herein defined as manufacturers and bottlers of bottled soft drinks, and syrups as herein defined, prepared, used, sold, transported or delivered within the Commonwealth and by others; requiring persons as herein defined engaged in the manufacture, bottling, distribution, sale, and transportation of syrup and bottled soft drinks to secure permits; prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax; conferring powers and imposing duties on the Department of Revenue and those manufacturing, bottling, distributing, selling and transporting syrup or bottled soft drinks and providing penalties," by extending the the provisions thereof for a further period of time.

Referred to the Committee on Ways and Means.

By Messrs. CORR and GEER.

HOUSE BILL No. 1322.

An Act authorizing and empowering political subdivisions having acquired certain interests or estates in any real estate for municipal purposes, to acquire a fee simple title thereto; prescribing the procedure to be used in acquiring such title and providing for damages in certain cases

Referred to the Committee on Judiciary.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. McMILLEN and HELM.

(Concurrent) RESOLUTION No. 47

In the House of Representatives, May 16, 1951.

Whereas, The first-aid room established and maintained in the Main Capitol Building pursuant to Concurrent Resolution No. 6, approved the thirteenth day of May, one thousand nine hundred forty-seven (P. L. 1851) has

proven to be a necessary and successful venture from its inception; and

Whereas, The constant and varied demands made upon the facilities of the first-aid room during the four years of its existence indicate that if the project is to continue to operate at its present location, remodeling and furnishing of the room is essential for the rendering of adequate and proper services by its highly competent personnel; now therefore be it

Resolved, (if the Senate concur), That the Department of Property and Supplies is hereby directed to remodel the first-aid room in the Main Capitol Building, which shall include the erection of partitions therein to afford privacy, and its equipment with additional needed supplies and to furnish the necessary labor and supplies to effectuate such remodeling and refurnishing in order that the facilities thereof will be adequate to enable the rendering of complete and proper first-aid services.

Referred to the Committee on Rules.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 242

An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employes' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employes of all such corporations employes' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for establishment of branch offices agencies and facilities and the approval thereof by the Department of Banking.

Referred to the Committee on Banking and Building and Loan Associations.

SENATE BILL No. 502.

An Act to amend the title and Section 1 of the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 482) entitled "An act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith" by requiring certain political subdivisions to shut off water supply for nonpayments to municipal authorities organized by cities of the third class.

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 378.

An Act authorizing and requiring municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by the municipalities authorizing and requiring them to supply to such municipalities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such municipalities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith.

Referred to the Committee on Public Utilities.

SENATE BILL No. 503.

An Act to amend the title and Section 1 of the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 482) entitled "An act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith" by extending to any municipal authority organized by any city of the third class the powers granted therein.

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 504.

An Act to further amend the title and section 2:1 of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and water users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made" by authorizing political subdivisions to contract with authorities organized by cities of the third class for sewer sewerage and sewage treatment services.

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 508.

An Act to amend Sections 1 and 2 of the act approved the eighteenth day of April one thousand nine hundred forty-five (P. L. 253 No. 114) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defend-

ant's expenses including attorney's fees and providing for the assessment and recovery of such expenses including attorneys' fees" by extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors officers and other persons against certain expenses.

Referred to the Committee on Judiciary.

SENATE BILL No. 531.

An Act to amend the last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class of the second class A cities of the third class boroughs towns and townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitation for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by providing an effective date for tax levies on persons subjects businesses transactions or privileges within two or more political subdivisions when another such political subdivision has previously levied such tax.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 535.

An Act to amend Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending the authority of school districts to lease property from the State Public School Building Authority.

Referred to the Committee on Education.

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

(Serial No. 106) In the Senate, January 15, 1951.

Whereas, Adequate modern disability benefit laws are necessary for the welfare of the huge labor force of this Commonwealth as well as for the well-being of management and the general public; now, therefore be it

Resolved, (if the House of Representatives concur), That the Joint State Government Commission is hereby directed to make a thorough study of all disability benefit laws to the end that adequate legislation on the subject may be provided for this Commonwealth; and be it further

Resolved, That the Joint State Government Commission shall file a report of its findings and recommendations to the General Assembly at its next regular session by the first day of February, 1953, together with drafts of any proposed legislation necessary to carry out the same.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, pre-

sented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS

Nos. 175, 512, 681, 896 and 1092

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 175, Printer's No. 211, entitled "An act authorizing and directing the Pennsylvania Fish Commission to make a comprehensive study of the migratory habits of fish particularly shad and the stocking and tagging of shad below and above the Safe Harbor Dam the Holtwood Dam and the Conowingo Dam and to cooperate with the federal government and the Joint State Government Commission in connection therewith and prescribing powers and duties."

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 512, Printer's No. 126, entitled "An Act to further amend subsection (b) of Section 4 of and to add Section 36.1 to the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled 'An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties' by requiring taxing districts to pay the premiums on corporate bonds of the tax collector in townships of the first class and further regulating the fixing of the compensation of elected tax collectors."

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 681, Printer's No. 191, entitled "An Act to further amend the title and Section 1 of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended 'An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period' by extending the provisions thereof to park guards."

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 896, Printer's No. 295, entitled "An Act to further amend the act approved the thirtieth day of March one thousand nine hundred and thirty-seven (P. L. 115) entitled 'An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for

the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school director and imposing penalties' by further changing the provisions of said act as to the registration of electors before certain elections the correction of registers and the preparation of street lists."

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1092, Printer's No. 297, entitled "An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled 'An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections' by providing for the filing of nomination petitions of candidates for district councilmen in cities of the first class and of nomination papers in electoral districts newly created."

JOHN S. FINE.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 33.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for filling the office of county superintendent when the only candidate for election becomes unavailable therefor within thirty days of the election date

HOUSE BILL No. 204.

An Act to amend Section 1512 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to townships lists of water meter readings flat-rate bills and other data for the purpose of determining sewer charges and providing reimbursement for their expenses

HOUSE BILL No. 257.

An Act to further amend section 652 of the act approved the tenth day of March one thousand nine hun-

dred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the measure of pupil teacher ratio in computing the real estate tax for school purposes in school districts of the first class and first class A

HOUSE BILL No. 432.

An Act to further amend Section 2562 and 2564 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions for payments by districts for pupils attending in other districts

HOUSE BILL No. 439.

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by extending the provisions thereof to certain persons who extinguish forest fires and further defining compensation in the case of self employers

HOUSE BILL No. 491.

An Act to amend the title and further amend the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 733) entitled "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes county treasurer board of public education in such districts and courts providing for compensation to certain officers and employees and imposing penalties" by eliminating certain classes of taxable items providing that corporations limited partnerships and joint-stock associations holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor and providing that the act shall apply only to school districts of the first class A

HOUSE BILL No. 656.

An Act to add Section 1709 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for traveling expenses of members of joint school boards and joint school committees in attending meetings of the same

HOUSE BILL No. 841.

An Act to reenact the title and to reenact and further amend the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint stock associations and limited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock

associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" by increasing the rate of tax and extending the provisions of the act for a further limited period of time.

HOUSE BILL No. 842.

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies for a further limited period of time

HOUSE BILL No. 843.

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-one (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons

HOUSE BILL No. 909.

An Act to further amend section 889 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting the unauthorized wearing of the insignia badge shield or button of the Air Force Association

With information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 33.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for filling the office of county superintendent when the only candidate for election becomes unavailable therefor within thirty days of the election date

HOUSE BILL 204.

An Act to amend Section 1512 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to townships lists of water meter readings flat-rate bills and other data for the purpose of determining sewer charges and providing reimbursement for their expenses

HOUSE BILL No. 257.

An Act to further amend section 652 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising

consolidating and changing the laws relating thereto" by changing the measure of pupil teacher ratio in computing the real tax for school purposes in school districts of the first class and first class A

HOUSE BILL No. 432.

An Act to further amend Section 2562 and 2564 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions for payments by districts for pupils attending in other districts

HOUSE BILL No. 439.

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by extending the provisions thereof to certain persons who extinguish forest fires and further defining compensation in the case of self employers

HOUSE BILL No. 491.

An Act to amend the title and further amend the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 733) entitled "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes county treasurer board of public education in such districts and courts providing for compensation to certain officers and employees and imposing penalties" by eliminating certain classes of taxable items providing that corporations limited partnerships and joint-stock associations holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor and providing that the act shall apply only to school districts of the first class A

HOUSE BILL No. 656.

An Act to add Section 1709 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for traveling expenses of members of joint school boards and joint school committees in attending meetings of the same

HOUSE BILL No. 841.

An Act to reenact the title and to reenact and further amend the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and limited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" by increasing the rate of tax

and extending the provisions of the act for a further limited period of time

HOUSE BILL No. 842.

An Act to further amend section twenty-one of the act approved the first day of June thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies for a further limited period of time

HOUSE BILL No. 843.

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons

HOUSE BILL No. 909.

An Act to further amend section 889 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting the unauthorized wearing of the insignia badge shield or button of the Air Force Association

RESOLUTION

INVITING DEMOCRATIC NATIONAL CONVENTION

Mr. ANDREWS asked and obtained unanimous consent to offer resolution and for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, May 21, 1951.

Whereas, Philadelphia is truly a national shrine where our American liberty was conceived and attained,

Whereas, Philadelphia is intimately identified with the early beginning of a colonial era in which the qualities of tolerance, good will and peaceful living were dominant factors,

Whereas, Philadelphia has developed from said colonial background in to a great metropolitan area in which there are excellent facilities for transporting, housing and feeding thousands of visitors.

Whereas, Philadelphia offers attractive rewards in culture, art, recreation, and entertainment to its many visitors who would seek esthetic enjoyment and healthful relaxation,

Whereas, Philadelphia has become by virtue of its geographical site and historical distinction a Mecca for all who would re-invigorate their American creed at the fountain head of democratic ideal and inspiration; therefore be it

Resolved, That this House of Representatives (if the Senate concur) extend its most cordial invitation to the Democratic National Committee at Denver to hold their 1952 convention for the nomination of president and vice-president in the City of Philadelphia, and express its assurance that every facility and comfort shall be available for the delegates in the efficient discharge of their duties.

And be it further resolved that the Chief Clerk of the House of Representatives transmit, by telegraph, a copy of this resolution to Mr. William Boyle, Democratic National Chairman, Denver, Colorado.

Ordered, That the Clerk present the same to the Senate for concurrence.

SPECIAL ORDERS—HOUSE BILLS 847-848

Mr. HALL. Mr. Speaker, I move that House Bill 847,, Printer's No. 151, and House Bill 848, Printer's No. 339, on pages 27 and 28 of today's calendar, bills on third reading, be made a special order of business on third reading and final passage immediately.

The motion was agreed to.

The SPEAKER. The Chair lays before the House the Special Orders of business fixed for this time.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 847. as follows:

An Act to amend section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" by extending the provisions of the additional tax for a limited time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users on fuels used with the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" as amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 893) is hereby further amended to read as follows

Section 4 Imposition of Tax Exemption A permanent excise tax at the rate of three cents (3c) a gallon or a fractional part thereof is hereby imposed on all users of fuel upon the use as herein defined of such fuel by any person within this Commonwealth when such fuel is used in whole or in part in an internal combustion engine for the generation of power to propel motor vehicles of any kind or character on the public highways to be computed in the manner hereinafter set forth in this act The tax herein imposed shall not apply on fuels not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States Provided That the tax herein imposed and assessed shall be paid to the Commonwealth but once in respect to any fuels Provided further however That no tax is hereby imposed upon (1) any fuel that is used by the United States Government or (2) upon any fuel brought into this State in the fuel

supply tank of the motor vehicle directly connected to the motor or (3) upon any fuel used in farm machinery or equipment engaged in the production or harvesting of farm or agricultural products involving the use of the public highways within a ten (10) mile radius of the domicile of the owner of the machinery or the equipment.

In addition to such tax an additional State excise tax of two cents (2c) a gallon or a fractional part thereof is hereby imposed and assessed on all users of fuel upon the use as herein defined of such fuel by any person within this Commonwealth when such fuel is used in whole or in part in an internal combustion engine for the generation of power to propel motor vehicles of any kind or character on the public highways for the period beginning the first day of June on thousand nine hundred forty-nine and ending on the thirty-first day of May [one thousand nine hundred fifty-one] one thousand nine hundred fifty-three.

The tax shall be payable upon fuels used by the Commonwealth and the political subdivisions thereof.

Section 2 Effective Date This act shall become effective on the first day of June one thousand nine hundred fifty-one.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennisson,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Poleh,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Flio,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 848, as follows:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" as last amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 315) are hereby further amended to read as follows

Section 4 Imposition of Tax Exemption and Deductions A permanent State tax of three cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth excepting liquid fuels delivered to the United States Government on presentation of a daily authorized United States Government exemption certificate or other evidence satisfactory to the department and such liquid fuels used or sold and delivered as are not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States Provided That the tax herein imposed and assessed shall be collected by and paid to the Commonwealth but once in respect to any liquid fuels

In addition to such tax on an additional State tax of two cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth for the period beginning on the day this act becomes effective and ending on the thirty-first day of May one thousand nine hundred [fifty-one] fifty-three

Distributors shall be liable to the Commonwealth for the collection and payment of the tax imposed by this act

The tax imposed by this act shall be collected by the distributor at the time the liquid fuels are used or sold and delivered by the distributor and shall be borne by the consumer

The tax shall be payable upon liquid fuels sold and delivered to or used by the Commonwealth and every political subdivision thereof

The department shall allow such handling and storage losses of liquid fuels as are substantiated to its satisfaction

Section 10 Disposition and Use of Tax (a) One-half cent per gallon of the permanent tax collected under the provisions of this act shall be paid into the Liquid Fuels Tax Fund of the State Treasury and such moneys paid into said fund are hereby specifically appropriated for the purposes hereinafter set forth

The moneys so paid into the Liquid Fuels Tax Fund except those that are refunded as hereinafter provided shall be paid to the respective counties of this Commonwealth on the first day of June and December of each year in the ratio that the average return made during the three (3) preceding years of each county bears to the average amount returned to all counties for the three preceding years Provided That the distribution of tax to the counties from the Liquid Fuels Tax Fund that is payable the first day of August one thousand nine hundred and thirty-one shall be made under the provisions of the acts of Assembly repealed by this act

All moneys received by the counties hereunder shall be deposited and maintained in a special fund designated as the "County Liquid Fuels Tax Fund" into which no other moneys shall be deposited and commingled except in any county which does not have sufficient money in such special funds to provide for payments designated in the current annual budget for payment from such special fund for the purposes of construction reconstruction maintenance and repair of county-owned roads highways and bridges property damages interest and principal payments on road or bridge bonds or sinking fund charges for such bonds becoming due within the current calendar year The county for the purpose of such payments and such payments only may borrow and place in such special fund moneys not in excess of the liquid fuels tax funds to be received during the current calendar year and all such loans shall be repaid from such special fund before the expiration of the current calendar year and not thereafter Moneys so received and deposited shall be used only for the purpose of construction reconstruction maintenance and repair of roads highways and bridges including the payment of property damage now due or hereafter to become due occasioned by or the relocation or construction of highways and bridges and for the payment of interest and sinking fund charges on bonds issued or used for highways and bridge purposes or on so much of any bonds as have been used for such purposes and all payments made by any county either directly or indirectly prior to the first day of January one thousand nine hundred and forty-six for any or all such purposes are hereby validated Provided That no expenditures from the county liquid fuels tax fund shall be made by the county commissioners for new construction on roads or bridges without first having obtained the approval of the plans for such construction from the Department of Highways And provided further That the county commissioners shall not allocate moneys from the county liquid fuels tax fund to any political subdivision within the county until the application and the contracts or plans for the proposed expenditures have been made on forms prescribed prepared and furnished and first approved by the Department of Highways The county commissioners of each county shall make to the Department of Highways on or before the fifteenth day of January and July for the periods ending December thirty-first and June thirtieth respectively of each year on forms prescribed prepared and furnished by the Department of Highways a report showing the receipts and expenditures of such moneys received by the county from the Commonwealth under the provisions of this section Copies of such reports shall be transmitted to the department and to the Department of the Auditor General

for audit Upon the failure of the county commissioners to file any one of such reports or to make any payments allocations or expenditures in compliance with the provisions of this section the department shall withhold further payments to the county out of the Liquid Fuels Tax Fund until the delinquent report is filed transmitted or said moneys allocated or said expenditures for the prior six months are approved by the Department of Highways

(b) The county commissioners may allocate and apportion moneys from the county liquid fuels tax fund to the political subdivisions within the county in the ratio as provided in this subsection Provided however That when the unencumbered balance in the county liquid fuels tax fund is greater than the receipts for the twelve months immediately preceding the date of either of said reports the county commissioners shall notify the said political subdivisions to make application within ninety (90) days for participation in the redistribution of the said unencumbered balance and distribute the said unencumbered balance to the said political subdivisions making application therefor in the following manner fifty per cent (50%) of said moneys shall be allocated and apportioned among the political subdivisions within the county in the ratio which the total mileage of all roads and streets maintained by the several political subdivisions making application bears to the total mileage of all such roads and streets maintained by such political subdivisions in the county as of January first of the year in which an allocation is made and Provided further That the remaining fifty per cent (50%) of said moneys shall be allocated and apportioned among the same subdivisions on a population basis in the ratio which the population in each such subdivision of the county making application bears to the total population of such political subdivisions Provided further That in the case of an emergency and upon approval of the Department of Highways the county commissioners may enter into contracts and obligations for the expenditures of the estimated liquid fuels tax receipts for a period not exceeding two years and receive a credit for such expenditures against such subsequent receipts and provided further That except in the case of an emergency as heretofore authorized no county shall carry over any credit balance against future fuel tax receipts from year to year and any credit balance now carried on the reports or in the records of the county commissioners the department or the Department of the Auditor General are hereby specifically invalidated and declared null and void

(c) The Department of Highways shall annually issue to the county commissioners and to the corporate authorities of the political subdivisions in the counties copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipts and expenditures of any funds authorized to be apportioned allocated or expended as provided herein

(d) The remaining two and one-half cents per gallon of the permanent tax and [one cent] two cents per gallon of the additional tax collected under the provisions of this act all penalties and interests and all interest earned on deposits of the Liquid Fuels Tax Fund shall be paid into the Motor License Fund and are hereby specifically appropriated for the same purposes for which moneys in the Motor License Fund are appropriated by law

[(e) The remaining one cent per gallon of the additional tax of two cents per gallon or fractional part thereof collected under the provisions of this act shall be paid into the Motor License Fund and the following amounts thereof are hereby specifically appropriated for the two calendar years beginning the first day of January one thousand nine hundred forty-eight and like amounts for the two calendar years beginning the first day of January one thousand nine hundred fifty] for the purposes and in the manner as hereinafter set forth

Ten million dollars shall be paid to the respective townships of the second class of this Commonwealth and shall be allocated and apportioned among the said townships in the ratio which the mileage of township roads in each township of the second class bears to the total mileage of township roads in all townships of the second class in

the Commonwealth as of January first of the year in which an allocation is made

Ten million dollars shall be paid to the respective cities of the first class cities of the second class cities of the second class A cities of the third class boroughs incorporated towns and townships of the first class of this Commonwealth and shall be allocated and apportioned among said units of government in the ratio which the mileage of roads and streets not maintained by the Department of Highways under the provisions of existing laws in each such unit bears to the total mileage of such roads and streets in all of said units in the Commonwealth as of January first of the year in which an allocation is made

The calculation of mileages shall be determined annually by the Department of Highways of the Commonwealth from reports submitted by the cities boroughs town and townships The term "roads and streets" is defined to mean public roads and streets used for travel by horse drawn and motor vehicles and to exclude ways courts and alleys

The moneys so appropriated allocated and apportioned herein from the Motor License Fund shall be paid over in the manner provided by law on requisition of the Secretary of Highways to cities of the first class cities of the second class cities of the second class A cities of the third class boroughs incorporated towns and townships on the first day of March June September and December of each year

The fund so allocated apportioned and received shall be deposited and maintained in a special fund into which no other moneys shall be deposited and commingled and shall be expended by the corporate authorities of said political subdivisions directly or by contract let but only after approval of the Department of Highways as to the most beneficial and efficient manner of making such expenditures and shall be used only for the maintenance construction reconstruction resurfacing and improvement of public roads and streets not maintained by the Department of Highways under the provisions of existing laws and the maintenance construction and reconstruction of bridges on such roads and streets in said political subdivisions except that in political subdivisions which do not have sufficient funds from other sources for the maintenance and repair of all roads and bridges not maintained by the Department of Highways under the provisions of existing laws the allocation to such political subdivisions may be used in whole or in part for such maintenance and repair purposes Where road and bridge work is performed by the political subdivision this paragraph shall be construed to permit the funds so allocated to be used and expended only for labor rental of equipment payrolls purchase of material including repair parts necessary for the maintenance of equipment small tools road drags and snow fences

Each political subdivision shall submit to the Department of Highways a report on the fifteenth day of January and July for the periods ending December thirty-first and June thirtieth respectively of each year showing the cost of the work done pursuant to the moneys so allocated and apportioned in such detail as may be required by the Department of Highways In case any records or reports required by law are not made in the manner or at the time required no further moneys shall be approved for payment by the Department of Highways to such political subdivision until such reports have been made and approved

Nothing herein contained shall be construed to prevent the use of any moneys so allocated and apportioned for Federal projects sponsored by the political subdivision or for county-aid work relating to the improvement of roads and bridges

The corporate authorities of the said political subdivision shall at the time of fixing the real estate tax rate of highway road and street purposes for the calendar years one thousand nine hundred and forty-six and one thousand nine hundred and forty-seven give consideration to the anticipated revenue to be received under the provisions of this act

The Department of Highways shall annually issue to the corporate authorities of the said political subdivisions copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipt and expenditure of any funds authorized herein to be apportioned allocated or expended]

Section 2 The provisions of this act shall become effective on the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buechin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Westcott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Reagan for Mr. BOWER for today's session and possibly Tuesday.

Mr. Haudenshield for Mr. COOPER for today's session.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL 513

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 513, Printer's No. 179, entitled "An act to amend section 2 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled 'An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties' by providing that certain appeals may be taken to the court of common pleas of the county in which the aggrieved person resides."

This bill proposes to amend Section two of the Motor Vehicle Safety Responsibility Act by, inter alia, eliminating the exclusive jurisdiction of the Court of Common Pleas of Dauphin County of appeals from orders issued by the Secretary of Revenue in the administration of the act and conferring jurisdiction upon the Court of common pleas of the county in which the party affected thereby resides.

I am informed by the Department of Revenue and the Department of Justice that the existing law has the material advantage of uniformity of interpretation and application of the act and the elimination of administrative burdens incidental to litigation in the several common pleas courts. It has functioned well and no substantial reason is apparent for the alteration which this bill would work. Indeed, the public interest dictates the continuation of the existing law.

For these reasons, the bill is not approved.

JOHN S. FINE.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

COMMUNICATION AND BILL LAID ON TABLE

Mr. SMITH. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 55, entitled:

An Act prohibiting certain practices of discrimination because of race color religious creed ancestry or national origin by employers employment agencies labor organizations and others as herein defined creating the Pennsylvania Fair Employment Practice Commission in the Department of Labor and Industry defining its functions powers and duties providing for procedure and enforcement providing for formulation of an educational program to prevent prejudice providing for judicial review and enforcement and imposing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 620, entitled:

An Act to further amend clause (b) of Section 201 of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (1933-34 P. L. 15) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" by further providing for the fixing of sale prices for Pennsylvania Liquor stores

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 855, entitled:

An Act to further amend the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (1933-34 P. L. 15) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" by permitting the sale and possession of wine in packages not bearing the official seal of the board

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 937, entitled:

An Act to amend Section 3 of the act approved the twenty-sixth day of March one thousand nine hundred twenty-five (P. L. 83) entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties" by permitting the purchase and sale of milk in bulk for use in certain automatic milk dispensing machines

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 969, entitled:

An Act to further amend section five of the act approved the thirteenth day of May one thousand nine hundred fifteen (P. L. 286) entitled "An act to provide for the health safety and welfare of minors by forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employees requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" by permitting the appearance of minors under eighteen years of age in radio and television performances if permits are obtained and other regulations complied with

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1039, entitled:

An Act to amend sections 401 and 406 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without

warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by permitting certain sales of liquor for consumption off the premises

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1056, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing additional penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1060, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the serving of food optional with certain licensees and changing certain requirements relating to the serving of food

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1067, entitled:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the discontinuance of the office of district superintendent in any district of the third class

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1085, entitled:

An Act to amend Section 432 and Section 472 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the

laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing that no wholesale distributor's license shall be granted in any municipality where the electors have voted against licensing places for the sale of malt or brewed beverages bringing wholesale distributors within local option provisions now applicable to retail dispensers and providing where tie vote occurs on local option question the status quo obtains

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1086, entitled:

An Act to amend Section 301 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by providing that whenever any municipality shall vote against the granting of liquor licenses the Liquor Control Board shall not open or operate a State Liquor Store

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1100, entitled:

An Act to amend sections 464 and 471 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further defining the powers of courts on appeal

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1134, entitled:

An Act to amend Article VI of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by defining distressed school districts authorizing the Department of Public Instruction to assume control of the affairs of such districts defining the powers and duties of the Department with regard thereto authorizing the levy of an additional tax in certain cases imposing duties on Department of Auditor General and boards of school directors

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1155, entitled:

An Act to amend section sixteen of the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1110) entitled "An act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effort of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts" by permitting the resale retransfer or reassignment of installment sale contracts to the installment sellers from whom such contracts were originally acquired

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1187, entitled:

An Act to amend the title and Sections 1 2 5 and 6 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1161) entitled "An act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employees for the enforcement of such public policy and providing penalties" by bringing within the provisions of this act public utility

employers and employees engaged in furnishing urban passenger transportation to the public making editorial corrections and making the provisions thereof effective as to presently existing labor disputes and work stoppages

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1196, entitled:

An Act to add clause (15.1) to Section 493 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the receiving handling or negotiating of Public Assistance checks by licensees of the Pennsylvania Liquor Control Board an unlawful act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 67, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 202, entitled:

An Act to further amend Section 403 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-one (P. L. 159) entitled "An act amending, revising, consolidating and changing the law relating to the borrowing of money by certain political subdivisions, the authorization, issuance and sale of general obligation bonds as herein defined, of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes, and to the funding of debt and the refunding of bonds; regulating the keeping and use of sinking funds; imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions; imposing penalties, and repealing existing laws," by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of building and loan or Federal Savings and loan associations insured by the Federal Savings and Loan Insurance Corporation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 282, entitled:

An Act to further amend Section 620 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors share holders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by increasing the maximum amount to be set aside as reserve for contingent losses

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of SSenate Bill No. 425, entitled:

An Act to further amend section four hundred eleven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An Act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the shooting restrictions on regulated shooting grounds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 426, entitled:

An Act to amend section seven hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) retitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the period for retriever trials.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 479, entitled:

An Act to add subsection (e) to section 501 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for an open season for hunting deer with bows and arrows, requiring a special license therefor and fixing fees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 526, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L.

457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers and duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by further regulating the withdrawals of certain optional payment shares providing that accounts of less than a certain amount need not be credited with dividends further regulating the terms of mortgage contracts and the terms of bonds securing mortgages and the types of property upon which mortgages may be taken

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 527, entitled:

An Act to amend clause (h) of section one hundred two clauses (c) and (f) and section two hundred two clause (c) of section two hundred five clauses (a) (b) (c) (d) (e) and (f) of section two hundred ten section three hundred six clause (c) of section five hundred two and clause (g) of section two hundred five of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled "An act amending revising and consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by clarifying and correcting the provisions of said sections and setting forth provisions and requirements for contesting the validity of any election proceedings under section two hundred five

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 186, entitled:

An Act to add Section 2.1 to the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment qualifications term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. TOOMEY. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting any mortgage or pledge from requiring that property securing a loan be insured by a particular insurance company

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 860, entitled:

An Act concerning devises bequests or gifts in trust for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 940, entitled:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 944, entitled:

An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" by increasing the fees in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1063, entitled:

An Act to amend Section 1 of the act approved the tenth day of June one thousand eight hundred ninety-seven (P. L. 139) entitled "An act to limit the period of time within which suits may be brought against sureties of constables" by providing that suits on constables' bond shall be brought within six years from time at which cause of action arose

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1089, entitled:

An Act fixing the minimum pensions of policemen and firemen in certain cities

The first, second and third sections were read separately and agreed to.

Mr. SPENCER offered the following amendment:

Amend Bill, page 2, by inserting between lines 9 and 10 the following:

Section 4. Provided, That any increase in pension payment received by any person under the provisions of this act shall be deemed cost-of-living increases and shall not be construed as a permanent and binding obligation of the pension fund which will in perpetuity entitle present and future pensioners to secure pensions predicated upon such increases. Such increased pensions shall be subject to revision by the General Assembly in the event of a decline or a rise in the cost of living Provided, That in no event shall any decrease in living costs result in decreasing the pension payments in effect prior to the passage of this act.

It was agreed to.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. SPENCER offered the following amendment:

Amend Sec. 4, page 2, line 10, by striking out the figure "4" and inserting in lieu thereof "5".

It was agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. SPENCER offered the following amendment:

Amend Sec. 5, page 2, line 12, by striking out the figure "5" and inserting in lieu thereof "6".

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1106, entitled:

An Act authorizing any taxing authority in cities of the first class to take possession of any real estate on which taxes are delinquent designating the office and establishing the procedure relating to the taking over managing and control of such real estate conferring powers and imposing duties on such manager and providing for the distribution of revenue derived therefrom

The first section was read.

On the question,

Will the House agree to the section?

Mr. MINTESS offered the following amendment:

Amend Sec. 1, page 2, line 4, by striking out "two (2)" and inserting in lieu thereof the following "three (3)".

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. MINTESS offered the following amendment:

Amend Sec. 2, page 3, line 4, by striking out "Fifteen" and inserting in lieu thereof the following "At the expiration of fifteen."

Amend Sec. 2, page , line 7, by inserting after the word "shall" the following "have power to and may."

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. MINTESS offered the following amendments:

Amend Sec. 3, page 4, line 16, by inserting after the word "shall" the following "or at such time prior thereto as he may deem advisable may."

It was agreed to.

The section was agreed to as amended.

Mr. MINTESS offered the following amendment:

Amend bill page 4, by adding after line 19, the following paragraph:

Section 4. The provisions of this act shall become effective immediately upon final enactment.

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1113, entitled:

An Act to further amend Section 17 of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by providing for partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes providing penalties and making appropriations from the Motor License Fund for the payment of such reimbursements and expenses in connection therewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 52, Printer's No. 13,

Senate Bill No. 119, Printer's No. 141 and

Senate Bill No. 126, Printer's No. 233,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 141, entitled:

An Act authorizing the Secretary of Highways to lay out, open, construct, and maintain a road to be a part of the system of State Highways in Bucks County.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 151, entitled:

An Act to further amend subsection (a) of section 1403 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make

returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personalty, buildings or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 170, Printer's No. 46 and

Senate Bill No. 171, Printer's No. 47,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 209, entitled:

An Act to further amend Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth" by increasing the compensation of coroner's jurors.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being objection,

Senate Bill No. 244, Printer's No. 210 and

Senate Bill No. 245, Printer's No. 236,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 273, entitled:

An Act to amend Subsection (d) of Section 4 and Section 11 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any projects hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by authorizing the leasing of certain projects upon their being opened to public use

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 357, Printer's No. 171,

Senate Bill No. 453, Printer's No. 165 and

Senate Bill No. 464, Printer's No. 234,

were passed over at the request of the SPEAKER.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from Philadelphia, Honorable Mayer E. Herman.

BILL ON SECOND READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. HELM.

The House resumed the consideration on second reading of House Bill No. 75, entitled:

An Act to further amend section one thousand one hundred thirty-one of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by requiring boroughs to establish police pension funds in certain cases.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

RECONSIDERATION OF VOTE (HOUSE BILL 971)

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which House Bill No. 971, Printer's No. 237, entitled:

An Act to amend the act approved the seventh day of June, one thousand nine hundred one (P. L. 493), entitled, as amended, "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class and imposing fines, penalties and forfeiture for violation thereof," by permitting the use of bituminized-fibre pipe in certain plumbing construction.

was defeated on final passage, Tuesday, May 8, 1951, be reconsidered.

Mr. KELLER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cameron, Mr. Tompkins vote on the final passage of this bill?

Mr. FRANKLIN. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Bucks, Mr. Keller vote on the final passage of this bill?

Mr. KELLER. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

The motion was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. ZEIGLER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

House Bill No. 350, Printer's No. 341 and

House Bill No. 753, Printer's No. 368

were passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. SMITH. Mr. Speaker, I move that this bill be re-committed to the Committee on Cities and County—First Class.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 101, as follows:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article nine section eight of the Constitution of Pennsylvania is hereby amended to read as follows

Section 8 The debt of any county city borough township school district or other municipality or incorporated district except as provided herein and in section fifteen of this article shall never exceed seven (7) per centum upon the assessed value of the taxable property therein nor shall any such county municipality or district incur any debt or increase its indebtedness to an amount exceeding two (2) per centum upon such assessed valuation of property without the consent of the electors thereof at a public election in such manner as shall be provided by law The debt of the city of Philadelphia may be increased in such amount that the total debt of said city shall not exceed thirteen and one-half (13½) per centum of the average of the annual assessed valuations of the taxable realty therein during the ten years immediately preceding the year in which such increase is made but said ceiling three (3) per centum upon such average assessed city shall not increase its indebtedness to an amount exceeding the valuation of realty with the consent of the electors thereof at a public election held in such manner as shall be provided by law No debt shall be incurred by or on behalf of the county of Philadelphia

In ascertaining the debt-incurring capacity of the city of Philadelphia at any time there shall be deducted from

the debt of said city so much of such debt as shall have been incurred or is about to be incurred and the proceeds thereof expended or about to be expended upon any public improvement or in construction purchase or condemnation of any public utility or part thereof or facility therefor if such public improvement or public utility or part thereof or facility therefor whether separately or in connection with any other public improvement or public utility or part thereof or facility therefor may reasonably be expected to yield revenue in excess of operating expenses sufficient to pay the interest and sinking fund charges thereon The method of determining such amount so to be deducted shall be as now prescribed or which may hereafter be prescribed by the General Assembly

In incurring indebtedness for any purpose the city of Philadelphia may issue its obligations maturing not later than fifty (50) yeasers from the date thereof with provision for a sinking fund to be in equal or graded annual or other periodical installments Where any indebtedness shall be or shall have been incurred by said city of Philadelphia for the purpose of the construction or improvement of public works or utilities of any character from which income or revenue is to be derived by said city or for the reclamation of land to be used in the construction of wharves or docks owned or to be owned by said city such obligations may be in an amount sufficient to provide for and may include the amount of the interest and sinking fund charges accruing and which may accrue thereon throughout the period of construction and until the expiration of one year after the completion of the work for which said indebtedness shall have been incurred and said city shall not be required to levy a tax to pay section ten of this article until the expiration of said said interest and sinking fund charges as required by period of one year after the completion of said work

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarrafi,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kilne,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,

Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Lelsey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fillp,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 102, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMENDED

Mr. SMITH. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities and County—First Class.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 829, as follows:

An Act to amend clause (b) of Section 1 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board" by requiring panel to be set up within five days after the receipt of a request therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) of Section 1 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board" is hereby amended to read as follows

Section 1 As used in this act

(b) The word "strike" means the failure to report for duty the wilful absence from one's position the stoppage

of work or the abstinence in whole or in part from the full faithful and proper performance of the duties of employment for the purpose of inducing influencing or coercing a change in the conditions or compensation or the rights privileges or obligations of employment Provided however That nothing contained in this act shall be construed to limit impair or affect the right of any public employe to the expression or communication of a view grievance complaint or opinion on any matter related to the conditions or compensation of public employment or the betterment thereof so long as the same is not designed to and does not interfere with the full faithful and proper performance of the duties of employment nor to limit impair or affect the right of any such employe to attend meetings conferences or hearings relating to such matters so long as such attendance is not designed to interfere with the full faithful and proper performance of the duties of employment for the further purpose of equitably carrying out the provisions of this act In order to avoid or minimize any possible controversies by making available full and adequate governmental facilities for the adjustment of grievances the governmental agency involved at the request of the public employes shall set up within five days after the receipt of such request a panel of three members one to be selected by the employes one by the governmental agency and the two so selected to select a third member The members of the panel shall be compensated for all necessary expenses by the Commonwealth or the political subdivision thereof or the authority involved The panel shall meet within fifteen (15) days If the grievance can be adjusted through negotiation and informal conferences between the various parties it shall be so adjusted if the conference negotiations do not result in rulings satisfactory to all parties concerned the panel shall afford the public employes and the governmental agency a full hearing after which the panel shall make their findings copy of which shall be sent to the Governor to the General Assembly and to the head of the agency or political subdivision involved Upon receipt of the findings of the panel the Governor or the head of the State agency or political subdivision involved may take administrative measures to remedy the complaints If the Governor or the head of the State agency or political subdivision finds that the situation complained of can only be remedied by legislative action the Governor may refer the matter to the Legislature for correction or the head of the State agency or political subdivision may refer the matter to the proper law-making body If the members of the panel decide that legal counsel is necessary they may with the approval of the Attorney General engage local counsel to advise them on the questions involved

Provided however That in the case of grievances or controversies involving employes of the public school system of the Commonwealth the school board or Board of Public Education at the request of the employes shall set up a panel of three members one an employe of the school district to be selected by the employes one a member of the board of school directors or Board of Public Education to be selected by such body and the third shall be the State Superintendent of Public Instruction or his nominee The members of the panel shall serve without compensation but shall receive all necessary traveling expenses which shall be paid by the school district or Board of Public Education involved

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,

Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Brelsich,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varnier,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Lelsey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 871, as follows:

An Act to amend subsection (a) of Section 921 and Sections 924 and 1025 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for terms of office of county school directors changing certain payments made to them by the Commonwealth and certain items of precodure at conventions to elect county superintendents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 921 and Sections 924 and 1025 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 921 Election Vacancies Qualifications Removals (a) In every county having a county superintendent of public schools there shall be a county board of school directors consisting of five (5) members who shall be elected at the annual convention of the school directors of the county next preceding the expiration of their respective terms of office by majority vote of the school directors of the districts under the supervision of the county superintendent attending such annual convention They shall serve for terms of six years or until their successors are [chosen] appointed and qualified Their terms of office shall begin on the first day of July following their election All vacancies occurring by reason of death resignation removal from the county or otherwise shall be filled by a majority vote of the remaining members of the county board of school directors The person elected to fill such vacancy shall hold his office until the next annual convention at which a successor shall be elected for the balance of the unexpired term

Section 924 Expenses of Members Telephone etc Services Each member of the county board of school directors shall receive five dollars (\$5) for each meeting attended to cover such member's expenses but shall not exceed sixty dollars (\$60) per annum [which] except in any year in which they attend a meeting for the purpose of filling a temporary vacancy or make recommendations for the filling of a vacancy in the office of county superintendent in which year if their meetings have exceeded twelve they shall receive an additional five dollars (\$5) for such special meeting Such expense money shall be paid monthly by the State from appropriations made for this purpose or from the appropriations for the public schools The county board of school directors shall be provided at the expenses of the county with such telephone typewriter and stenographic services as may be needed which services may if adequate be the same as those furnished to the county superintendent

Section 1025 Officers of Convention Every convention of school directors held for the purpose of electing a county superintendent with the officers of the county board of school directors acting as temporary officers shall organize by electing a president a secretary and at least two tellers from the directors present

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarrafi,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boies,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,

Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Lelsey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Luffy,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 897, as follows:

An Act to further amend Section 7 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" by further prescribing the effect of a sale where written notice thereof is not given as required by the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 7 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" as amended by the act approved the twentieth day of June one thousand nine hundred thirty-nine (P. L. 498) is hereby further amended to read as follows

Section 7 The county treasurer shall advertise the fact of holding such sale once a week for the three successive weeks prior to the holding of such sale in at least two newspapers of general circulation in the county in which such seated land is located if there be two newspapers so published if there be only one then in such newspaper so published in the county

Such advertisement shall set forth

- (a) The purpose of such sale
- (b) The time of such sale
- (c) The place of such sale
- (d) The terms of such sale
- (e) A list of the seated lands affected and their location and the owner or reputed owner of each
- (f) Amount of taxes and interest

In addition to such advertisement at least ten days before any such sale written notice thereof shall be served by the county treasurer by registered mail upon the owner of such land and if the whereabouts of the owner is unknown such notice shall be served by registered mail upon the terre tenant if any Provided however That no such sale shall be prejudiced or defeated and no title to property sold at such sale shall be invalidated by proof that such written notice was not [served by the treasurer or that such notice was not] received by the owner or terre tenant as herein provided

The cost of such advertisement notices and the service thereof shall be taxed as part of the costs of such proceedings and shall be paid the same as the other costs

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraff,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boies,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	
Dougherty,	Kolankiewicz,	Peta,	
Dowling,	Kornick,	Petrosky,	
DuBois,	Kratz,	Pettigrew,	
Duffy,	Kubacki,	Pfaff,	
Dunn,	Lafore,	Pichney,	
Erb,	Lederer,	Pitzer,	
Ewing,	Lelsey,	Polaski,	
Fenrich,	Leonard, L.,	Polen,	
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	
Filip,	Levan,	Price, R. A.,	
Filo,	Light,	Readinger,	
Firmstone,	Limper,	Reagan,	
Flack,	Loftus,	Reese,	
Frost,	Lopresti,	Reidenbach,	
Gaffney,	Lovett,	Reilly, J. M.,	
Geer,	Lutty,	Rigby,	
Gibson,	Lyons,	Riley, R. L.,	
Gleason,	Madden,	Robertson,	
Good,	Madigan,	Rose,	
Goodling,	Markley,	Rosen,	
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection,

House Bill No. 1044, Printer's No. 322, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 96, as follows:

An Act validating certain deeds and conveyances made by trustees without setting forth the authority to convey

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That whenever heretofore real property has been conveyed to any person as trustee without naming the cestuis que trustent and without declaring the purpose of the trust and such trustee has thereafter in good faith made a conveyance of such property to a third person in his own name as trustee without disclosing the cestuis que trustent or without showing his right to make such conveyance when the deed given by such trustee is otherwise intended such deed and conveyance are hereby made good and valid and effectual to transfer pass and convey the estate right title and interest of the cestuis que trustent for whom the trustee held in and to such real property

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraff,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boies,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,

Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Lelsey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goorling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 152, as follows:

An Act to amend Sections 15 and 17 of the act approved the twenty-second day of April one thousand nine hundred forty-nine (P. L. 715) entitled "An act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor and prescribing certain duties of the Governor the Auditor General and the State Treasurer to be exercised in connection therewith conferring jurisdiction in condemnation proceedings on certain courts of common pleas authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges providing for the operation of such bridges as toll bridges after acquisition providing a plan for making such bridges free bridges under certain terms and conditions and for their control and maintenance after acquisition and making an appropriation" by authorizing the Secretary of Highways to procure and pay for certain insurance for bridges acquired under the provisions of said act and providing for the assignment of route numbers to such bridges The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section Fifteen and Seventeen of the act approved the twenty-second day of April one thousand nine hundred forty-nine (P. L. 715) entitled "An act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor and prescribing certain duties of the Governor the Auditor General and the State Treasurer to be exercised in connection therewith conferring jurisdiction in condemnation proceedings on certain courts of common pleas authorizing the Secretary of Highways to enter into agreements with a State authority or agency for the acquisition of such toll bridges providing for the operation of such bridges as toll bridges after acquisition providing a plan for making such bridges free bridges under certain terms and conditions and for their control and maintenance after acquisition and making an appropriation" are hereby amended to read as follows

Section 15 The Secretary of Highways upon acquiring any such toll bridge is hereby directed to continue the collection of tolls and charges on such bridge or bridges or reconstructed bridges until the Commonwealth has been reimbursed to the full extent of the original cost of acquiring such bridge together with such interest thereon as shall have been expended by the Commonwealth and the cost of compensation of toll collectors and the cost of any insurance procured for such bridge All tolls and charges collected by the Secretary of Highways shall be paid into the Toll Bridge Fund and the salaries of toll collectors and any insurance premiums shall be paid therefrom on requisition of the Secretary of Highways Whenever the tolls collected from such bridge after deduction of all moneys expended for the cost of compensation of toll collectors and costs of insurance shall have become sufficient to reimburse the Commonwealth in full for the cost of acquiring such bridge with interest thereon as aforesaid then such bridge shall become and be thereafter a free bridge Provided however That any such bridge shall be maintained as a free bridge and the collection of tolls thereon shall cease if at any time the legislature shall provide for the payment out of the General Fund or from the Motor License Fund if authorized by constitutional amendment of all interest and sinking fund charges of any bonds issued for the acquisition of such bridge The Secretary of Highways is hereby authorized to adjust readjust and fix from time to time the amount of tolls and charges on such bridge as may be acquired under the provisions of this act for the purpose of paying the interest and sinking fund charges on bonds issued for the purpose of acquisition

Section 17 Whenever any such bridge is acquired by the Commonwealth as hereinbefore provided it shall be a part of the system of State highways and be designated by a number to be assigned by the Secretary of Highways and shall be under the control of the Department of Highways and shall be thereafter maintained kept in repair and rebuilt by the Department of Highways in accordance with the law relating to the State highways and bridges The Secretary of Highways in his discretion may procure insurance upon such bridge for protection against destruction of or damage to such bridge in such amounts not exceeding actual value of such bridge as he shall deem necessary until such bridge becomes a free bridge The Department of Highways shall take over and succeed to all agreements with public service companies or other persons for the use and occupancy of such bridges by the facilities of such companies such use and occupancy to be governed by the law relating to the issuance of occupancy permits on bridges under the jurisdiction of the Department of Highways

The Department of Highways may take over and succeed to any agreement in effect at the time of the acquisition of any toll bridge providing for easements and licenses in respect of such bridge which in the opinion of the Secretary of Highways will not materially interfere with the use and operation of such bridge as a thoroughfare

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,

Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 264, as follows:

An Act to amend Section 1412 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of

certain departments boards and commissions shall be determined" by setting forth the duties of the Deputy Adjutant General in Charge of Veteran Affairs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1412 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as added thereto by the act approved the sixth day of June one thousand nine hundred thirty-nine (P. L. 250) is hereby amended to read as follows

Section 1412 Deputy Adjutant General in Charge of Veteran Affairs Specific Duties (a) In addition to such other deputies as may be named in the Department of Military Affairs there shall be a deputy adjutant general in charge of all matters relating to veteran affairs as set forth in full in subsection (b) hereof Such deputy shall be selected as other deputies are now selected shall be a veteran of [the World War] any war in which the United States has been a participant and an active member of a recognized veterans' organization Such deputy shall receive such compensation as may be fixed as now provided by law which compensation shall be provided from funds appropriated for the State Veterans' Commission Such deputy shall also be in charge of such other matters relating to the military activities of the State as may be assigned by the Adjutant General

(b) Specific Duties The Deputy Adjutant General in Charge of Veteran Affairs shall have the specific duty

(1) To recommend to the Governor through the Adjutant General new legislation and amendments to existing statutes concerning veterans and their activities for consideration by the General Assembly

(2) To cooperate with all departments and agencies of the Commonwealth in the interest of war veterans' welfare housing and the obtaining of licenses

(3) To aid in filing and prosecuting all claims of the Commonwealth's war veterans and dependents of war veterans under Federal or State statutes

(4) To aid in the employment and reemployment of all war veterans honorably discharged from the armed forces of the United States or their auxiliaries

(5) To aid in securing hospitalization for any war veteran requiring medical care that may be provided by a Federal or State mental or medical or surgical facility specifically provided for war veterans or in any other public hospital

(6) To aid in the rehabilitation of injured wounded or compensable war veterans or other war veterans in educational institutions or vocational training institutions to which they may be eligible by statute

(7) To cooperate with and advise the Department of Public Instruction with respect to the establishment of vocational training programs particularly suited to war casualties for either day or evening instruction or both

(8) To administer relief provided by the Commonwealth for war veterans and dependents of war veterans

(9) To administer the distribution under the direction of the Adjutant General of any compensation to war vet-

erans or dependents of war veterans that has been or may be granted by the Commonwealth

(10) To investigate the work of other departments of the Commonwealth administering laws affecting war veterans or war veterans' orprans

(11) To investigate compile and maintain complete and accurate data concerning veterans of the armed forces of the United States and all State and municipal activities relating thereto

(12) To compile from the records as transmitted by the county commissioners of each county a record of the burial places within this Commonwealth of deceased service persons their rank division length of service name and location of cemetery and the location of their graves therein and the character of headstones or other markers if any and such other information deemed desirable

(13) To establish an information center and to disseminate regularly to chapters camps and posts of war veterans' organizations throughout the Commonwealth such information as he shall determine and to transmit to the public press and other media of public information such information relative to war veterans as should be of public interest

(14) To biannually submit through the Adjutant General to the Governor a report of State activities on behalf of veterans

(15) To perform such other duties in connection with war veterans that may be referred to him by other departments or agencies of the Commonwealth and to be a clearing house for all veterans' war service connected problems

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarrafa,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weldner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,

Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,
Goodling,

Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—2

Bower,

Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 416, as follows:

An Act to amend Section 704 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by changing and clarifying the provisions with respect to payment of dividends from paid-in surplus

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 704 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" is hereby amended to read as follows

Section 704 Dividends Payable Out of Paid-in Surplus Dividends in shares of the corporation may be paid out of paid-in surplus Dividends in cash may be paid out of paid-in surplus only upon shares having a preferential right to receive dividends provided that in each such case the source of such dividends shall be disclosed to the

shareholders entitled thereto prior to or concurrently with the payment of such dividends
Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?
Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Seanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenen,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fillip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0
NOT VOTING—2

Bower, Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

REPORTS FROM COMMITTEES

Mr. GRANVILLE E. JONES from the Committee on State Government, reported as committed, House Bill No. 685, entitled:

An Act to further amend subsection four of Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for the appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures.

Mr. KENT from the Committee on State Government, reported as amended, House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Woodville State Hospital, to sell and convey a certain tract of land in the township of Collier, Allegheny County, Pennsylvania, owned by the Commonwealth, to the Universal Concrete Pipe Company, and providing for the disposition of the proceeds of the purchase moneys.

Mr. KENT from the Committee on State Government, reported as amended, House Bill No. 996, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Woodville State Hospital, to sell and convey a certain tract of land in Collier Township, Allegheny County, Pennsylvania, owned by the Commonwealth of Pennsylvania, to the Duquesne Light Company, and providing for the disposition of the proceeds of the purchase monies.

Mr. TOOMEY from the Committee on State Government, reported as committed, House Bill No. 1071, entitled:

An Act to amend the title and Section 1 of the act, approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School, to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by authorizing the relocation of the right of way or easement by agreement of the interested parties.

Mr. JOHN M. REILLY from the Committee on State Government, reported as amended, House Bill No. 1091, entitled:

An Act to further amend section two of the act, approved the second day of June, one thousand eight hundred and eighty-three (P. L. 61), entitled "An act supplementary to an act, entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth, one thousand eight hundred and seventy-four, authorizing the incorporation of pipe lines for the transportation of petroleum, and providing for the exercise of the right of eminent domain in taking lands and property for such purposes," by clarifying and enlarging the powers of pipe line companies to acquire, use and dispose of property, including shares of stock of other pipe line companies; authorizing such companies to exercise powers of eminent domain outside the Commonwealth; clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission.

Mr. STIMMEL from the Committee on State Government, reported as committed, House Bill No. 1101, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the

Board of Trustees of Allentown State Hospital, to sell and convey a certain tract of land situate in the City of Allentown, County of Lehigh to the Central Railroad Company of Pennsylvania.

Mr. VARNER from the Committee on State Government, reported as committed, House Bill No. 1114, entitled:

An Act to further amend Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by requiring different types of solid fuels in one vehicle to be separated, and requiring separate weighmaster's certificates for each type.

Mr. CLARENCE E. MOORE from the Committee on Appropriations, reported as committed, House Bill No. 1289, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

Mr. AMARANDO from the Committee on State Government, reported as amended, Senate Bill No. 27, entitled:

An Act relating to the loyalty to the United States and the Commonwealth of Pennsylvania of public officers and employes, including teachers and other employes of the public school system, and officers and employes of State-aided institutions of learning; requiring statements and oaths or affirmations by applicants for public office or employment and by present appointed officers and employes; prohibiting appointment or employment and requiring suspensions and dismissals in certain cases; imposing conditions on the payment of appropriations to State-aided institutions of learning; requiring statements under oath or affirmation of candidates for elective public offices; and imposing duties on State and local appointing authorities and certain other State officers.

Mr. MULDOWNEY from the Committee on State Government, reported as amended, Senate Bill No. 212, entitled:

A Supplement to the act approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania, with the State of New Jersey, amending the agreement entitled, "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey; creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended; to enlarge the jurisdiction and power of said commission with respect to the acquisition, construction, rehabilitation, improvement, maintenance

and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges.

Mr. SCHMIDT from the Committee on State Government, reported as committed, Senate Bill No. 306, entitled:

An Act to further amend section 1 and to amend section 5 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employes thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing an appropriation" by increasing per diem wages of members of the board allowing such members maintenance and traveling expenses permitting hearings at such places within the Commonwealth as the board shall determine

Mr. REAGAN from the Committee on Appropriations, reported as committed, House Bill No. 1280, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State Officers and employes in the interim between the thirty-first day of May, one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available.

Mr. DALRYMPLE from the Committee on Appropriations, reported as committed, House Bill No. 1281, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

BILLS ON FIRST READING

Mr. REAGAN. Mr. Speaker, I ask unanimous consent for House Bill No. 1280 to be read for the first time.

The SPEAKER. Will the House give its unanimous consent for House Bill No. 1280 to be read for the first time? Is there objection?

Mr. ANDREWS. Mr. Speaker, what is the amount carried by this bill?

The SPEAKER. For the information of the gentleman the amount carried is \$9 million.

Mr. ANDREWS. Mr. Speaker, we have no objection to giving appropriation bills first reading and speedy action.

Indeed, we would welcome the opportunity to give first reading to the administration's entire fiscal program, if it has one.

The SPEAKER. The Chair hears no objection, and consent is granted.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1280, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State Officers and employes in the interim between the thirty-first day of May, one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available.

An said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Mr. DALRYMPLE asked and obtained unanimous consent for House Bill No. 1281 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration for House Bill No. 1281 to be read for the first time.

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 21, 1951.

Whereas, Philadelphia is truly a national shrine where our American liberty was conceived and attained,

Whereas, Philadelphia is intimately identified with the early beginning of a colonial era in which the qualities of tolerance, good will and peaceful living were dominant factors,

Whereas, Philadelphia has developed from said colonial background into a great metropolitan area in which there are excellent facilities for transporting, housing and feeding thousands of visitors,

Whereas, Philadelphia offers attractive rewards in culture, art, recreation, and entertainment to its many visitors who would seek esthetic enjoyment and healthful relaxation,

Whereas, Philadelphia has become by virtue of its geographical site and historical distinction a Mecca for all who would re-invigorate their American creed at the fountain head of democratic ideal and inspiration; therefore be it

Resolved, that this House of Representatives (if the Senate concur) extend its most cordial invitation to the Democratic National Committee at Denver to hold their 1952 convention for the nomination of president and vice-president in the City of Philadelphia, and express its assurance that every facility and comfort shall be available for the delegates in the efficient discharge of their duties

And be it further resolved that the Chief Clerk of the House of Representatives transmit, by telegraph, a copy of this resolution to Mr. William Boyle, Democratic National Chairman, Denver, Colorado.

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 21, 1951.

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, June 4, 1951, at two o'clock p. m., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, June 4, 1951 at three-thirty o'clock p. m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. ANDREWS. Mr. Speaker, it has for some time been my thought that what this General Assembly needed, and what this administration needed was a quiet interval in which to do some prayerful meditation, meditation that might lead to determination. Therefore, personally I have welcomed the resolution that has just passed this House which previously passed the Senate.

I believe with a week in which the leaders of this august body have had an opportunity to collect and collate their thoughts; a week during which the administration can re-orient its thinking—perhaps begin to think in longer terms; to realize that time does not end in June but it extends on for months and months and months, that action concerning legislation, needed legislation, is always possible under our Constitutional set-up.

So, Mr. Speaker, it is my mature conclusion that with this week devoted to prayer and meditation, and I emphasize prayer, because there should be some re-orientation of intent, that with that opportunity for thinking, it will be possible for us, this body, this General Assembly, to re-assemble and in a period of two weeks pass all of the legislation that is necessary to be passed at this time, deferring to a subsequent occasion such legislation as may not have been included in our immediate program.

Therefore, in line with that thought, I am presenting a sine die resolution providing that the General Assembly adjourn sine die on June 15th 1951 at 5:00 o'clock p. m.

The SPEAKER. Under the Rules of the House the resolution will be referred to the Committee on Rules.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. SMITH. Mr. Speaker, I can partially agree with the gentleman on the other side. But, I do not believe that the prayers need be offered and the thinking be done by him or us as much as by some of the other sections of this General Assembly.

I would suggest that the gentleman, if he is going to do any praying, consider the higher House. I am afraid that they need the prayers a lot more than we do.

Mr. ANDREWS. Mr. Speaker, I am sure that the gentleman from Philadelphia being a trained parliamentarian recognizes the constitutional impropriety of any Member of this House referring to the other chamber of this General Assembly except in terms that refer to it as a sacrosanct body.

I am quite sure that one of the ways to make a balky horse go is to put a burr under its tail, and I would ask the gentleman whether he does not believe that if the august upper chamber,—if you call it an upper chamber,—knew that it had a definite terminal date, it too would not get down to action?

If permissible under the rules to say over in the other chamber they have many rich men to whom time and money are of little consequence, so they can stay here all summer, I suggest to the gentleman that the only way to get action of the sort he would like to have is to let it be known that as far as we are concerned there is a

goal toward which we are tending as far as final adjournment is concerned.

Mr. SMITH. Mr. Speaker, again I agree with the gentleman, but I might also suggest a far more practical way.

We could easily turn off the air conditioning in the other House. I am sure in August or in July, if the air conditioning is turned off it will affect them far more than prayers will affect them.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE MILL No. 77

Mr. WATERHOUSE. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 77.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 24.

An Act to amend Section 304 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by increasing the membership of the Pennsylvania Historical and Museum Commission

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, Page 5, Line 7 by striking out the first word "Governor" and inserting in lieu thereof the following "president pro tempore of the Senate and the Speaker of the House of Representatives respectively."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House do concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rublin,
Banker,	Greer,	McConnell,	Sarraff,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBols,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 220.

An Act to reenact and amend the title of and the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1661) entitled "An act to impose a temporary tax on real estate for public school purposes in school districts of the first class for current expenses" by continuing the provisions thereof for the year one thousand nine hundred fifty-two and succeeding years authorizing an increase in the limit of the rate of tax and deleting certain obsolete provisions

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.
The Clerk read the amendments as follows:

Amend the title, Page 1, line 7, by inserting after the word "years" the following "authorizing an increase in the limit of the rate of tax."

Amend section 1, Page 2, Line 12, by inserting after the heavy bracket the following "not less than one or more than one and one-half mills."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House do concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boies,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Praff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Lelsey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill

from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 845.

An Act to reenact and amend the title and the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13) entitled as amended "An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board" by providing that the provisions of said act shall continue in effect until repealed

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.
The Clerk read the amendments as follows:

Amend Title, page 1, line 8, by striking out after the word "by" the following "extending the"

Amend Title, page 2, by striking out line 1, the following "provisions thereof for a further limited period of time" and inserting in lieu thereof the following: "providing that the provisions of said act shall continue in effect until repealed"

Amend Section 2, page 3, line 18, by striking out the brackets before and after the word "fifty-one"; and striking out the word "fifty-three"; and inserting the word "an" after the heavy bracket.

Amend Section 2, page 5, line 4, by inserting after the word "enactment" the following: "and shall continue in effect until repealed"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON, Mr. Speaker, I request that the House do concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boies,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,

DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weldner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Loprestl,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 846.

An Act to further amend section three of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of exidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" by making permanent the increase in rates of such tax

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Title, page 2, lines 3 and 4, by striking out after the word "by" the following: "increasing the rates of certain taxes for a further limited period of time" and inserting in lieu thereof the following: "making permanent the increase in rates of such tax"

Amend Section 1, page 4, lines 11 and 12, by striking out the brackets before and after the word "fifty-one"; and striking out the word "fifty-three"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House do concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,

Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boies,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Corr,	Jump,	Musto,	Tompkins,
Costa,	Kamyk,	Najaka,	Toomey,
Coyle,	Keller,	Naugle,	VanSant,
Dalrymple,	Kent,	Needham,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Dennison,	Kohl,	Penglase,	Verona,
Dougherty,	Kolankiewicz,	Peta,	Wachhaus,
Dowling,	Kornick,	Petrosky,	Wargo,
DuBois,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weldner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Loprestl,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Cooper,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 844.

An Act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by providing that the provisions of said act shall continue in effect until repealed and providing that such tax shall be in lieu of other taxes on the same subject imposed by the commonwealth or any political subdivision thereof

With the information that the Senate has passed the

same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendmens.

The Clerk read the amendments as follows:

Amend Title, page 2, line 5, by inserting after the word "repealed" the following: "and providing that such tax shall be in lieu of other taxes on the same subject imposed by the Commonwealth or any political subdivision thereof"

Amend Section 1, page 9, by inserting after line 11 the following: "The tax imposed by this Act shall be in lieu of any mercantile license tax or any other tax imposed on any wholesale dealer or retail dealer as herein defined by the Commonwealth or heretofore or hereafter imposed by any political sub-division thereof on the business of selling cigarettes"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I move that the House nonconcur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 24.

An Act to amend Section 304 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by increasing the membership of the Pennsylvania Historical and Museum Commission

HOUSE BILL No. 220.

An Act to reenact and amend the title of and the act

approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1661) entitled "An act to impose a temporary tax on real estate for public school purposes in school districts of the first class for current expenses" by continuing the provisions thereof for the year one thousand nine hundred fifty-two and succeeding years authorizing an increase in the limit of the rate of tax and deleting certain obsolete provisions

HOUSE BILL No. 845.

An Act to reenact and amend the title and the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six (P. L. 13) entitled as amended "An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board" by providing that the provisions of said act shall continue in effect until repealed

HOUSE BILL No. 846.

An Act to further amend section three of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" by making permanent the increase in rates of such tax

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMITTEE MEETINGS

Cities—Third Class, Mr. Dalrymple, Chairman, Room 521, Tuesday, May 22, at 10:00 a. m.

Counties, Mr. Guthrie, Chairman, Room 323, Tuesday, May 22, at 9:00 a. m.

Judiciary, Mr. McKinney, Chairman, Room 520, Tuesday, May 22, at 10:00 a. m.

Motor Vehicles, Mr. Dennison, Chairman, Room 522, Tuesday, May 22, at 9:00 a. m.

ADJOURNMENT

Mr. LEVEN. Mr. Speaker, I move that this House do now adjourn until Tuesday, May 22, 1951 at 12:00 noon EST.

The motion was agreed to, and (at 5:35 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., TUESDAY, MAY 22, 1951.

No. 51.

SENATE

TUESDAY, MAY 22, 1951.

The Senate met at 10:30 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. ROBERT L. CURRY, Pastor of the First Methodist Church, St. Clair, Pennsylvania, offered the following prayer:

Father, in this busy day we pause for a moment to speak with You for there is no other help we know. Be kind to us who blunder and fool around doing small things, for we are ashamed, O Lord, and grow weary of our many failures. Deep within us, Father, we want to do the right things. We do love life and we all want to live.

When our minds become irritable and our tempers catch on fire, grant us a portion of Heaven's patience. When we would be quick to condemn each other and fast to criticize, teach us the Jesus way of being slow to anger. And when things go wrong and we want to find the fault in everyone else but ourselves, cause us to look in a mirror and see there the beam in our own eyes.

Father, most of us know what we ought to do, the trouble is we find it hard to do it. Father, You are our only hope. In general, we live in a cynical and discouraged world. We have little faith in our leaders and we doubt the power of bombs to save us. O Lord, let us then trust in Thee, and with that trust and faith we can sing even when it rains. These men who lead our State, bless them. For as they serve with no thought for reward or power and no selfish thought for position, they serve Thee, O Lord. And when they serve Thee, no greater service can be performed. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. WATSON, further reading was dispensed with, and the Journal was approved.

The PRESIDENT. The Chair calls to the rostrum the gentleman from Potter, Mr. Berger, to preside.

The PRESIDING OFFICER (James S. Berger) in the Chair.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth, of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry R. Lewis, 723 Pleasant Avenue, Peckville, Lackawanna County, for appointment as Justice of the Peace in and for the Borough of Blakely, Lackawanna County, until the first Monday of January 1954, vice William Gill, deceased.

JOHN S. FINE.

MEMBER OF THE WYOMING COUNTY BOARD OF ASSISTANCE

Commonwealth, of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Corey Vaughn (Republican), Tunkhannock, Wyoming County, for appointment as a Member of the Wyoming County Board of Assistance, to serve until December 31, 1953, and until his successor is duly appointed and qualified, vice Mrs. Evelyn Rought, Nicholson, whose term expired.

JOHN S. FINE.

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on May 22, 1951.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.
To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to
nominate for the advice and consent of the Senate the
following persons for appointment as Notaries Public,
for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Ezra W. Eslinger, Pittsburgh, Room 700 Koppers Bldg.
Mrs. Agnes R. Oehling, Pittsburgh, 530 Fourth Ave.
Miss Elsie Sling, Pittsburgh, 535 Smithfield St.
Harry H. Witherspoon, Sewickley.

ARMSTRONG COUNTY

Duncan C. McCallum, Leechburg.

CHESTER COUNTY

Miss Ethel L. Heyburn, Coatesville.

COLUMBIA COUNTY

Mrs. Isabella R. Fink, Bloomsburg.

CRAWFORD COUNTY

Vance L. Clayton, Meadville.

DELAWARE COUNTY

Mrs. Bernadette Kirman, Upper Darby Twp., Upper
Darby.
Miss Edna L. Lewis, Norwood.
Joseph G. Yorke, Ridley Park.

FAYETTE COUNTY

Francis F. Brown, Uniontown.

LACKAWANNA COUNTY

Robert Brown, Scranton.

LUZERNE COUNTY

Robert A. Loftus, Pittston.

PHILADELPHIA COUNTY

Miss Elizabeth A. Boyd, Room 1410, 1500 Walnut St.
Raymond Uzumeki, 300 Wharton St.

To compute from the dates set opposite their names

ALLEGHENY COUNTY

Mrs. Ruth L. Will, Pittsburgh, 429 Fourth Ave., 5-22-51.

PHILADELPHIA COUNTY

Arthur D. Pollock, 1601 W. Dauphin St., 6-5-51.
Vernon Worthington, Jr., 12033 Bustleton Ave., 6-5-51.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.
To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to
nominate for the advice and consent of the Senate the
following persons for appointment as Notaries Public, for
terms of four years to compute from the dates shown:

To compute from date of confirmation

BLAIR COUNTY

M. I. Lingenfelter, Logan Twp., Altoona.

BUCKS COUNTY

Henry S. Kriebel, Bedminster Twp., Dublin.

DAUPHIN COUNTY

Mrs. Emma Y. Vorse, Harrisburg.

DELAWARE COUNTY

Mrs. Mary E. Hooley, Radnor Twp., Wayne.
Robert O'Neill, Lansdowne.

FAYETTE COUNTY

Paul M. Gleason, Uniontown.
R. L. Hiester, Uniontown.

FRANKLIN COUNTY

Mrs. Mae E. Brown, Waynesboro.

LANCASTER COUNTY

Mrs. Sarah U. Smith, Lancaster.

MERCER COUNTY

Miss Margaret A. Dye, Grove City.

PHILADELPHIA COUNTY

Mrs. Veronica E. Calby, 4335 Chestnut St.
Baldi J. Rocco, 1421 E. Passyunk Ave.
Miss Irene L. Taylor, Bunting Glider Co., 18th & Alle-
gheny Ave.
Mrs. Shirley Trubman, 2209 Friendship St.
Kenneth L. Williams, 1719 W. Oxford St.

SCHUYLKILL COUNTY

Mrs. Edna E. Frie, Pottsville.

SOMERSET COUNTY

Miss Frances Robertson, Meyersdale.

WESTMORELAND COUNTY

Donald E. Eicher, Greensburg.
Paul J. Gentile, Latrobe.

To compute from the dates set opposite their names

CRAWFORD COUNTY

Mrs. Elizabeth T. Beck, Meadville, 5-28-51.

ALLEGHENY COUNTY

Mrs. Millie R. Collodi, Sharpsburg, 6-2-51.
Raymond W. Huntley, Penn Twp., North Bessemer,
6-2-51.
Hugh H. Meenan, Brentwood, Pittsburgh (27), 6-2-51.

BERKS COUNTY

Miss Dorothy Hartzell, Reading, 6-2-51.

JEFFERSON COUNTY

Mrs. M. M. Senior, Falls Creek, 6-2-51.

PHILADELPHIA COUNTY

Benjamin Pollin, 1356 W. Girard Ave., 6-2-51.
David J. Salaman, 3653 Germantown Ave., 6-2-51.
J. C. White, 854 N. Broad St., 6-2-51.

YORK COUNTY

Charles V. Monaghan, York, 6-2-41.

BERKS COUNTY

Miss Marie M. Kleppinger, Reading, 6-4-51.

LANCASTER COUNTY

Mrs. Helen E. Kendig, Lancaster, 6-4-51.

PHILADELPHIA COUNTY

John E. Barry, 4605 Fernhill Rd., 6-4-51.
Emanuel J. Reshes, 949 N. 8th St., 6-4-51.
Chas. Schneeberg, Rm. 503, 1218 Chestnut St., 6-4-51.

BLAIR COUNTY

Carl M. Johnston, Altoona, 6-5-51.

LUZERNE COUNTY

William F. Goodman, Jr., Wilkes-Barre, 6-5-41.

PHILADELPHIA COUNTY

Mrs. Anna C. B. O'Leary, 820 Packard Bldg., 6-5-51.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. HARE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed			Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 96

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 96, entitled:

An Act validating deeds and conveyances made by trustees without setting forth the authority to convey.

with information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 264

He also returned to the Senate, Senate Bill No. 264, entitled:

An Act to amend Section 1412 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled, "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative

officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by setting forth the duties of the Deputy Adjutant General in charge of Veterans' Affairs.

with information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 416

He also returned to the Senate, Senate Bill No. 416, entitled:

An Act to amend Section 704 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing acts and parts of acts relating to corporations" by changing and clarifying the provisions with respect to payment of dividends from paid-in surplus

with information that the House has passed the same without amendments.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 101, entitled:

A Joint Resolution proposing an amendment to article nine, section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

House Bill No. 829, entitled:

An Act to amend clause (b) of Section 1 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employees; prohibiting such strikes; providing that such employees by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities, and in certain cases before the Pennsylvania Labor Relations Board," by requiring panel to be set up within five days after the receipt of a request therefor.

Which was committed to the Committee on Labor and Industry.

House Bill No. 871, entitled:

An Act to amend subsection (a) of Section 921 and Sections 924 and 1025 of the act act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949" by further providing for terms of office of county school directors; changing certain payments made to them by the Commonwealth and certain items of procedure at conventions to elect county superintendents.

Which was committed to the Committee on Education.

House Bill No. 897, entitled:

An Act to further amend Section 7 of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 280), entitled "Delinquent Tax Sales Act of 1931," by further prescribing the effect of a sale where written notice thereof is not given as required by the act.

Which was committed to the Committee on Local Government.

SENATE BILL No. 152 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 152, entitled:

An Act to amend Sections Fifteen and Seventeen of the act approved the twenty-second day of April, one thousand nine hundred forty-nine (P. L. 715), entitled "An act empowering, authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania; providing the procedure therefor, and prescribing certain duties of the Governor, the Auditor General and the State Treasurer to be exercised in connection therewith; conferring jurisdiction in condemnation proceedings on certain courts of common pleas; authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges; providing for the operation of such bridges as toll bridges after acquisition, providing a plan for making such bridges free bridges under certain terms and conditions, and for their control and maintenance after acquisition; and making an appropriation," by authorizing the Secretary of Highways to procure and pay for certain insurance for bridges acquired under the provisions of said act and providing for the assignment of route numbers to such bridges.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

RULE 21 SUSPENDED

Mr. WALKER. Mr. President, I move that Rule 21, which requires amended bills to be noted on the Calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 152, entitled:

An Act to amend Sections Fifteen and Seventeen of the act approved the twenty-second day of April, one thousand nine hundred forty-nine (P. L. 715), entitled "An act empowering, authorizing and directing the Secretary of Highways to acquire toll bridges located wholly

within Pennsylvania; providing the procedure therefor, and prescribing certain duties of the Governor, the Auditor General and the State Treasurer to be exercised in connection therewith; conferring jurisdiction in condemnation proceedings on certain courts of common pleas; authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges; providing for the operation of such bridges as toll bridges after acquisition, providing a plan for making such bridges free bridges under certain terms and conditions, and for their control and maintenance after acquisition; and making an appropriation," by authorizing the Secretary of Highways to procure and pay for certain insurance for bridges acquired under the provisions of said act and providing for the assignment of route numbers to such bridges.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Section 1, Section 17, page 5, line 7, by striking out after the part-word "ceeding", the following: "two times the cost of acquiring such" and inserting in lieu thereof, the following: "actual value of such."

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 152

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 152.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Hare,	McPherson, Jr.,	Stiefel,
Barr,	Holland,	Meade,	Taylor,
Barrett,	Kephart,	Neff,	Toole,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelr,	Wagner,
Chapman,	Leader,	Probert,	Walker,
Crowe,	Letzler,	Robinson,	Watkins,
Dent,	Mahany,	Rosenfeld,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed	McMenamin,	Snowden,	Berger,
Haluska,		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, May 21, 1951.

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it re-convene on Monday, June 4, 1951, at two o'clock P. M., Eastern Standard Time; and when the House of Representatives

adjourns this week, it reconvene on Monday, June 4, 1951, at three thirty o'clock P. M., Eastern Standard Time.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 844

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 844, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended "Cigarette Tax Act" by providing that the provisions of said act shall continue in effect until repealed.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 844

Mr. WALKER. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 24

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 24, entitled:

An Act to amend section 304 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by increasing the membership of the Pennsylvania Historical and Museum Commission.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 220

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 220, entitled:

An Act to reenact and amend the title of, and the act, approved the twenty-third day of May, one thousand nine hundred forty-nine (P. L. 1661) entitled "An act to impose a temporary tax on real estate for public school purposes in school districts of the first class for current expenses," by continuing the provisions thereof for the year one thousand nine hundred fifty-two and succeeding years; and deleting certain obsolete provisions.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 845

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 845, entitled:

An Act to reenact and amend the title and the act, approved the ninth day of June, one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13), entitled "An act imposing an emergency State tax for a limited period of time on liquor, as herein defined, sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the De-

partment of Revenue and the Pennsylvania Liquor Control Board," as previously reenacted and amended, by extending the provisions thereof, for a further limited period of time.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 846

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 846, entitled:

An Act to further amend section three of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 284), entitled, as amended, "Beverage Tax Law," increasing the rates of certain taxes for a further limited period of time.

REPORTS FROM COMMITTEES

Mr. FLEMING, from the Committee on Local Government reported as committed, Senate Bill No. 646, entitled:

An Act to amend the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1199), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employees; fixing the salaries of the members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases.

He also, from the Committee on Local Government, reported as committed, House Bill No. 193, entitled:

An Act to repeal the act, approved the twenty-eighth day of April, one thousand nine hundred fifteen (P. L. 197), entitled "An act regulating the manner and time of payment of employees of cities of the first class."

He also, from the Committee on Local Government, reported as committed, House Bill No. 194, entitled:

An Act to repeal the act, approved the twenty-third day of April, one thousand nine hundred fifteen (P. L. 174), entitled "An act regulating the manner of payment of county employees in counties having a population over one million."

He also, from the Committee on Local Government, reported as committed, House Bill No. 568, entitled:

"An Act to further amend section one, of the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by further prescribing for the management, administration, application and regulation of such fund in cities of the first class."

He also, from the Committee on Local Government, reported as committed, House Bill No. 767, entitled:

An Act to amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing the issuance of nondebt revenue bonds for improvement of a boroughs electric light plant.

He also, from the Committee on Local Government, reported as committed, House Bill No. 872, entitled:

An Act authorizing certain municipal corporations of other states to acquire use encumber and dispose of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property in such other state defining certain of their rights and liabilities in connection therewith and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated.

Mr. McPHERSON, from the Committee on Constitutional Changes and Federal Relations, reported as committed, Senate Bill No. 211, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to hold successive terms.

Mr. PECHAN, from the Committee on Law and Order, reported as committed, Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by changing residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers, distributors and importing distributors.

Mr. DENT, from the Committee on Law and Order, reported as committed, Senate Bill No. 639, entitled:

An Act to add Section 473 to the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws,"

by further providing for local option in the several parts of a borough formed by the consolidation of two or more boroughs.

PERMISSION TO ADDRESS SENATE

Mr. LETZLER asked and obtained unanimous consent to address the Senate.

Mr. LETZLER, Mr. President, from the Committee on Law and Order, I am reporting Senate Bill No. 602, as amended, in order that it might appear on the Calendar for two readings and then be returned to the Committee on Law and Order, by unanimous agreement in the Committee. It is specifically understood that the bill will be returned to the Committee after two readings.

REPORTS FROM COMMITTEES

Mr. LETZLER, from the Committee on Law and Order, reported as amended, Senate Bill No. 602, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the issuance of liquor licenses changing license fees of clubs and the hours certain licensees may sell and further providing for transfers of certain liquor licenses.

Mr. YOSKO, from the Committee on Law and Order, reported as committed, Senate Bill No. 605, entitled:

An Act to amend subsection (e) of Section 410 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the law relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further regulating the importation, purchase and sale of alcohol.

BILL INTRODUCED AND REFERRED

Mr. BARR read in his place and presented to the Chair Senate Bill No. 684, entitled:

An Act to further amend Section 7 of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts,

criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organizations of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters equipment and supplies; authorizing the employment of the necessary clerks and other employees, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employees; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," by further regulating the selection of jurors in counties of the second class.

Which was committed to the Committee on Local Government.

(The Senate was at ease.)

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both Houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 24, entitled:

An Act to amend section 304 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by increasing the membership of the Pennsylvania Historical and Museum Commission.

Senate Bill No. 96, entitled:

An Act validating certain deeds and conveyances made by trustees without setting forth the authority to convey.

House Bill No. 220, entitled:

An Act to reenact and amend the title of, and the act, approved the twenty-third day of May, one thousand nine hundred forty-nine (P. L. 1661) entitled "An act to impose a temporary tax on real estate for public school purposes in school districts of the first class for current expenses," by continuing the provisions thereof for the year one thousand nine hundred fifty-two and succeeding years; and deleting certain obsolete provisions.

Senate Bill No. 264, entitled:

An Act to amend Section 1412 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled, "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in

which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by setting forth the duties of the Deputy Adjutant General in charge of Veterans' Affairs.

Senate Bill No. 360, entitled:

An Act relating to habeas corpus; conferring jurisdiction upon the judges of the courts of Common Pleas; prescribing revenue; defining procedure in all cases; authorizing service to be made upon persons anywhere in the Commonwealth; providing for the imposition of costs, allowing appeals; specifying the appellate court to which appeals may be taken; and repealing inconsistent legislation including that conferring jurisdiction on courts of Quarter Sessions.

Senate Bill No. 374, entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating health and accident insurance.

Senate Bill No. 416, entitled:

An Act to amend Section 704 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by changing and clarifying the provisions with respect to payment of dividends from paid-in surplus.

House Bill No. 845, entitled:

An Act to reenact and amend the title and the act, approved the ninth day of June, one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six (P. L. 13), entitled "An act imposing an emergency State tax for a limited period of time on liquor, as herein defined, sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board," as previously reenacted and amended, by extending the provisions thereof, for a further limited period of time.

House Bill No. 846, entitled:

An Act to further amend section three of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 284), entitled, as amended, "Beverage Tax Law," increasing the rate of certain taxes for a further limited period of time.

Whereupon,
The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess until two o'clock p. m., Eastern Standard Time.

Mr. SNOWDEN. Mr. President, I second the motion.
The motion was agreed to.

AFTER RECESS

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 466, entitled:

An Act requiring cities of the first class to make annual appropriations to Firemen's Pension Funds.

House Bill No. 492, entitled:

An Act to further amend Section 1311 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "Public Utility Law," by providing for sentences of imprisonment in default of fines imposed under that section for first and second offenses by motor carriers, common carriers by air-plane or brokers.

House Bill No. 569, entitled:

An Act to further amend the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing a method of paying service increments from the retirement fund in cities to members of the police force after retirement.

House Bill No. 647, entitled:

An Act to further amend Section 4, to amend subsection (d) of Section 4.1, to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act, approved the twentieth day of May, one thousand nine hundred fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," by clarifying the amount of contributions by certain pensioners, and the method of computing lesser pensions; changing date of completing certain payments and the age to which pension increments may be computed; fixing minimum pensions and providing benefits for surviving spouse.

Whereupon,
The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

CALENDAR

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 77

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 77, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON SENATE BILL No. 77

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 77, entitled: "An act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' by providing for the proration of attorney's fees and expenses in subrogation cases"

Respectfully submit the following bill as our report:

JAMES S. BERGER,
EDWARD B. WATSON,
MAXWELL S. ROSENFELD,
(Committee on the part of the Senate.)
WILMER W. WATERHOUSE,
HUETTE F. DOWLING,
ALBERT S. READINGER,

(Committee on the part of the House of Representatives.)

An Act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by providing for the proration of attorney's fees and expenses in subrogation cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 671) is hereby further amended to read as follows

Section 319 Where the compensable injury is caused in whole or in part by the act or omission of a third party the employer shall be subrogated to the right of the employe his personal representative his estate or his dependents against such third party [for the balance of any sum recovered in litigation or paid in compromise settlement after subtraction of reasonable attorney's fees and other proper disbursements but only] to the extent of the compensation payable under this article by the employer reasonable attorney's fees and other proper disbursements incurred in any litigation or in effecting a compromise settlement shall be prorated between the employer and employe his personal representative his estate or his dependents Any recovery against such third person in excess of the employer Any recovery against such third person in excess of the compensation theretofore paid by the employer shall be paid forthwith to

the employe or to the dependents and shall be treated as an advance payment by the employer on account of any future instalments of compensation

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 77

Mr. WALKER. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 77.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 11, as follows:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" is hereby amended to read as follows

Section 9 Stocks

(a) Preferred and Common Stock Preferred and common stock of any corporation organized under the laws of the United States or of any commonwealth or state

thereof or of the District of Columbia shall be an authorized investment if

(1) purchased in the exercise of that degree of judgment and care under the circumstances then prevailing which men of prudence discretion and intelligence exercise in the management of their own affairs not in regard to speculation but in regard to the permanent disposition of their funds considering the probable income to be derived therefrom as well as the probable safety of their capital

(2) in the case of preferred stock the corporation issuing the stock has earned a net profit in eight of the preceding ten fiscal years as reflected in its statements and during each of the preceding ten fiscal years has paid dividends in the specified amounts upon all its preferred stock if any outstanding during such year [and]

(3) in the case of common stock the corporation issuing the stock has earned a net profit in twelve of the preceding fifteen fiscal years as reflected in its statements and during each of the preceding fifteen fiscal years has paid dividends in the specified amounts upon all its preferred stock if any outstanding during said year and in each of at least twelve of the preceding fifteen fiscal years has paid dividends in some amount upon all its common stock if any outstanding during such year

(4) in the case of any stock other than stock of a bank or insurance company the stock is listed or traded (or if unlisted or not entitled to trading privileges shall be eligible for listing and application for such listing shall have been made) on the New York Stock Exchange or any other exchange approved by the Secretary of Banking

No investment in common stock shall be made at this time would cause the market value of the investments in common stocks to exceed one third of the market value of the estate not including in such market value the value of any participation in a common trust fund No sale or other liquidation of any investment shall be required solely because of any change in market values whereby the percentages of stocks hereinabove set forth exceeded In determining the market value of a trust fund a fiduciary may rely upon published market quotations as to those investments for which such quotations are available and upon such valuations of other property as in his best judgment seem fair and reasonable according to available information

When a corporation has acquired a substantial part of its property within ten years immediately preceding the investment by consolidation or merger or by the purchase of a substantial part of the property of any other corporation or corporations the earnings of the predecessor or constituent corporations shall be consolidated so as to ascertain whether the requirements of this section have been satisfied

"Corporation" as used in this section shall include a voluntary association a joint-stock association or company a business trust a Massachusetts trust a common-law trust and any other organization organized and existing for any lawful purpose and which like a corporation continues to exist notwithstanding changes in the personnel of its members or participants and conducts its affairs through a committee a board or some other group acting in a representative capacity

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. SILVERT. Mr. President, I desire to interrogate the Majority Floor Leader.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. It is a pleasure, Mr. President.

Mr. SILVERT. I understand that there are two bills

covering the same subject matter, Senate Bill No. 11, and Senate Bill No. 636, with this variation, that Senate Bill No. 636 permits investments in open end and closed end trusts.

Now, if Senate Bill No. 11 is acted on favorably by this Senate, does that mean that Senate Bill No. 636 is out?

Mr. WALKER. Mr. President, the answer is "no."

Mr. SILVERT. Thank you.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—29

Barr,
Berger,
Blass,
Byrne,
Dent,
Diehm,
Hare,
Kessler,

Lane,
Leader,
McCreesh,
McGinnis,
McMenamin,
McPherson, Jr.,
Neff,

Pechan,
Peelor,
Robinson,
Rosenfeld,
Ruth,
Snowden,
Taylor,

Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Yosko,

NAYS—9

Chapman,
Freed

Holland,
Letzler,

Mahany,
Mallery,

Scarlett,
Silvert,
Wood,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 14, on third reading, entitled:

An Act to amend the introductory paragraph of Section 10 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" by requiring authorities to submit the question of the proposed acquisition by any real estate to a vote of the interested electorate

be recommitted to the Committee on Corporations.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 363, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by further prescribing the nature and kind of investments which may be made and retained by fiduciaries

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—19

Berger,
Blass,
Diehm,
Freed,
Kessler,

Mahany,
McPherson, Jr.,
Neff,
Peelor,
Propert,

Robinson,
Rosenfeld,
Ruth,
Silvert,
Snowden,

Toole,
Wagner,
Watkins,
Yosko,

NAYS—21

Barr,
Barrett,
Byrne,
Chapman,
Fleming,

Hare,
Holland,
Lane,
Leader,
Letzler,

Mallery,
McCreesh,
McGinnis,
McMenamin,
Pechan,

Scarlett,
Taylor,
Wade,
Walker,
Watson,
Wood,

Less than a Constitutional majority of all the Senators having voted "aye" the question was determined in the negative.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 378, as follows:

An Act to further amend the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1743) entitled as amended "An act relating to magistrates and magistrates courts in the city of Philadelphia imposing certain duties upon and prohibiting certain practices by magistrates and fixing their compensation imposing certain duties on the city controller in regard thereto authorizing the employment by him of additional clerks and fixing their compensation regulating the practice in and defining magistrates courts the entering of bail and the issuance of discharges in criminal cases in the county of Philadelphia conferring certain powers over magistrates and magistrates courts and imposing certain duties in connection therewith upon the judges of the courts of common pleas of the county of Philadelphia the Attorney General and the District Attorney providing for the appointment and employment of stenographers to report proceedings in certain cases heard by magistrates fixing the salaries of persons employed by authority of this act providing penalties for violations of the provisions thereof and repealing certain prior acts" by making the increase in salaries of magistrates applicable to all magistrates including the additional salary of the chief magistrate for his duties as such and increasing the same and by further providing for the costs of transcripts or reports

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection B of Section 37 and Section 39 of

the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1743) entitled as amended "An act relating to magistrates and magistrates courts in the city of Philadelphia imposing certain duties upon and prohibiting certain practices by magistrates and fixing their compensation imposing certain duties on the city controller in regard thereto authorizing the employment by him of additional clerks and fixing their compensation regulating the practice in and defining magistrates courts the entering of bail and the issuance of discharges in criminal cases in the county of Philadelphia conferring certain powers over magistrates and magistrates courts and imposing certain duties in connection therewith upon the judges of the courts of common pleas of the county of Philadelphia the Attorney General and the District Attorney providing for the appointment and employment of stenographers to report proceedings in certain cases heard by magistrates fixing the salaries of persons employed by authority of this act providing penalties for violations of the provisions thereof and repealing certain prior acts" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1028) are hereby further amended to read as follows

Section 37

* * * * *

B Each magistrate [whose term of office or next term of office commences after the first day of September one thousand nine hundred forty-nine] shall receive a salary for his services of seven thousand five hundred dollars (\$7500) per annum The chief [magistrate's added compensation shall be and remain as heretofore] magistrate shall receive in addition to his salary as magistrate a salary of two thousand five hundred dollars (\$2500) per annum The deputy stenographic clerk and each clerk of a magistrate's court shall receive a salary as fixed by law Said salaries shall be paid by the city in semimonthly payments

Section 39 It shall be the duty of the stenographers or stenographic clerks as aforesaid to report in full the entire proceedings of the said central police court and divisional police courts in all cases required by this act to be tried exclusively therein and to file in the office of the clerk of the court of quarter sessions full true and complete verbatim transcripts or reports of said proceedings as soon as practicable after the taking of the same or sooner if so specially directed by the presiding magistrate Each such transcript or report shall be certified by the stenographer taking the same in the following form

I hereby certify that the proceedings and evidence are contained fully and accurately in the notes taken by me on the hearing of the above cause and that this copy is a correct transcript of the same

.....
Stenographer

Such transcripts or reports when so certified by the stenographer shall upon any other trial or in any other proceeding in which it may become material to prove the matters therein reported be taken and held to be prima facie correct and if otherwise admissible in evidence shall be admitted without the necessity of calling the stenographer who made the said transcript or report as a witness to prove the same The district attorney of the county of Philadelphia the city solicitor of the city of Philadelphia the chief magistrate and any judge of the courts of common pleas of said county shall on request be furnished with a copy of any such proceeding free of charge All other persons desiring copies of any proceeding reported by any stenographer or stenographic clerk shall be entitled to receive the same upon payment of [twenty cents (\$0.20)] such amount as the board of magistrates shall fix for each page thereof No stenographer nor stenographic clerk shall retain for himself any money received from the sale of a copy or copies of transcripts but shall pay over all moneys so received by him to the clerk of the magistrate before whom such hearing took place and shall be entered by the clerk in the day book and returned to the city treasurer of the city of Philadelphia and account for the same to the city controller

Section 2 Section 35 of the act approved the tenth day of May one thousand nine hundred twenty-seven (P. L.

866) entitled "An act relative to the establishment and jurisdiction of magistrates' courts in Philadelphia and creating a board of magistrates providing for a chief magistrate prescribing their powers and duties providing for clerks establishing a central administrative office imposing upon the City of Philadelphia the cost of establishment and maintenance of magistrates' courts including payment of all salaries fixing salaries and restricting magistrates to duties of office and repealing certain prior acts" is hereby repealed absolutely

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed.			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate as passed the same without amendments.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 43, on third reading, entitled:

An Act to further amend section four hundred fifty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by further changing the provisions relating to the maximum compensation of the State Civil Service Commission

be recommitted to the Committee on State Government.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 524, on third reading, entitled:

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 595, as follows:

An Act to further amend subsections (b) (c) and (e) of section 4 of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" by clarifying the identity of certain taxing districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section 4 of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" as amended by the acts approved the eighth day of May one thousand nine hundred forty-seven (P. L. 172) and the fifth day of June one thousand nine hundred forty-seven (P. L. 453) is hereby further amended to read as follows

* * * * *
Section 4 Bonds of Tax Collectors

(b) In boroughs towns and townships of the second class the elected tax collector shall be the collector of borough town or township taxes as the case may be and of county [and] county institution district school district and vocational school district taxes He shall before he enters upon the duties of his office take and subscribe an oath of office and file the same in the office of the clerk of the court of quarter sessions of the county He shall enter into one surety bond to the Commonwealth for all taxes to be collected by him in an amount to be fixed by the court of quarter sessions of the county which amount shall never exceed the estimated amount of taxes charged in the duplicates to be delivered to him in one year Such bond may at the option of the tax collector be an annual bond or may cover the full term of office for which the tax collector shall have been elected Such bond shall have thereon at least two sufficient sureties or one bonding company and the sufficiency of the sureties on the bond shall be approved by the court of quarter sessions at any time prior to the delivery of a tax duplicate to the tax collector The bond shall be filed in the office of the clerk of the court of quarter sessions on or before the fifteenth day of March of the year in which the tax collector qualifies for office and annually thereafter except where the first bond given by the tax collector covers the full term of office for which he was elected Should any of the taxing districts be of the opinion at any time that the bond given by the tax collector is not sufficient in amount or as to the surety thereon the said taxing district may apply

to the court by petition to have the tax collector furnish additional bond in the manner provided by this section Thereupon the tax collector shall furnish such additional bond if any as the court of quarter sessions may prescribe but not exceeding the limitation as to the amount hereinbefore prescribed Provided That where taxes for borough purposes are collected by an appointee of council the bond shall be as may be prescribed by council After the thirty-first day of December one thousand nine hundred forty-nine where the surety on a tax collector's bond is a bonding company the premium on the bond shall be paid by the respective taxing districts Each taxing district shall be liable to pay that percentage of the bond premium as the total taxes charged in the duplicate of the taxing district bears to the total taxes charged in the duplicate of all of the taxing districts In any case where a tax collector is required to furnish additional bond the premium on such additional bond shall be paid by the taxing district which petitioned the court for the additional bond Prior to the first day of January one thousand nine hundred fifty where the surety on a tax collector's bond is a bonding company any taxing district may pay its percentage of the bond premium as above provided

Section 2 Subsections (c) and (e) of said section four of said act as amended by the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 453) are hereby further amended to read as follows

Section 4 Bonds of Tax Collectors

* * * * *

(c) In boroughs towns and townships of the second class the condition of the bond shall be that the collector as tax collector for the borough town or township as the case may be and for the county [and] the county institution district school district and vocational school district shall account for and pay over all taxes penalties and interest received and collected by him to the taxing districts entitled thereto

* * * * *

(e) The bond given by a borough town or township tax collector shall be for the use of the borough town or township as the case may be and for the county [and] the county institution district school district and vocational school district

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 636, on second reading, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies

go over in its order.

The PRESIDENT. Is there objection?

Mr. SILVERT. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. Yes, Mr. President.

Mr. SILVERT. Mr. President, it was my impression when I interrogated the Majority Floor Leader that this bill would be acted on today.

Mr. WALKER. Mr. President, I am sorry if the gentleman is confused. I think the specific interrogation was whether or not, if we acted on Senate Bill No. 11, this meant that Senate Bill No. 636 was dead. I think that was the gist of the interrogatory. Is that not correct?

Mr. SILVERT. Mr. President, that may be so, but what I had in mind was whether it would be acted on today.

Mr. WALKER. I am sorry, Mr. President, I did not so understand the Senator. There was no attempt at all to deceive. The bill is going over today at the request of the sponsor.

Mr. SILVERT. Very well, Mr. President.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 684, as follows:

An Act providing for the observance of the 175th anniversary of the adoption of the Declaration of Independence creating a commission to cooperate with like commissions of the government of the United States and of the City of Philadelphia in arranging ceremonies and making an appropriation

One hundred and seventy-five years ago in the City of Philadelphia a people subjugated to the dictatorial rule of a government in which they enjoyed no representation asserted its right to freedom and self-government. From the bold step then taken has grown a nation strong and enduring in a land of bountiful opportunities a citadel of personal liberties and representative democratic government therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Fitting ceremonies to commemorate the 175th anniversary of the adoption of the Declaration of Independence on July 4 1776 shall be held in the City of Philadelphia during the week of July 1 to July 7 1951 one day of which shall be devoted to the Pennsylvania General Assembly

Section 2 To carry out the purposes of this act there is created a temporary commission of twelve members four of whom shall be appointed by the Governor four of whom shall be State Senators appointed by the Presi-

dent pro tempore and four of whom shall be Members of the State House of Representatives appointed by the Speaker Immediately upon its appointment the commission shall meet and organize by electing one of its members as chairman and a person who need not be a member of the commission as secretary The members of the commission shall serve without compensation but shall be paid their necessary expenses actually incurred in connection with the work of the commission

Section 3 The commission shall act jointly with a similar commission of the City of Philadelphia and with such commission if any as may be authorized by the Congress of the United States to arrange and carry out a program for each of the days provided for in section one of this act

Section 4 The sum of one hundred thousand dollars (\$100,000) or as much thereof as may be necessary is hereby specifically appropriated to the commission for the purpose of paying the costs and expenses incurred in the execution and carrying out of the provisions of this act including costs and expenses incident to the formation and execution of plans the organization and operation of pageants parades and orations the arranging and holding of receptions in honor of the President of the United States the Supreme Court of the United States the Governors of other States the Congress of the United States and other distinguished guests and for the employment of personnel the costs of advertising printing and publishing of traveling within and without the Commonwealth of renting equipping and furnishing offices and office supplies and materials of designing manufacturing and presenting souvenir medals badges and other emblems and of other costs within and without the Commonwealth and such other expenses and costs as the commission may deem necessary for the proper conduct and operation of the celebration In no event shall the amount expended by the commission exceed the amount expended by the City of Philadelphia

Section 5 The provisions of this act shall become effective immediately upon its final enactment but shall not be carried out unless the City of Philadelphia makes similar provision for joint action therein

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelot,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed.			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 827, as follows:

An Act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by reducing the retirement age

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" as amended by the act approved the fifth day of July one thousand nine hundred seventeen (P. L. 689) is hereby further amended to read as follows

Section 3 Every person now or hereafter employed by the said cities or paid out of the city treasury thereof as herein above provided if any of the age of [sixty] fifty-five years and upwards who shall have been so employed for a period of twenty years or more shall upon application to the board of pensions herein created be retired from service and shall during the remainder of his or her life receive a pension or compensation fixed by this act subject to such qualifications as are herein contained Provided That if any person or persons had been employed by the said cities for a period covering eighteen years or more prior to the passage of this act and shall thereafter be reemployed it shall be necessary that the period of their reemployment shall extend over a period of two years or more before such person or persons shall be entitled to receive the pension fixed by this act

Section 2 Section 4 of said act as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 852) is hereby further amended to read as follows

Section 4 During the lifetime of the said person he or she shall be entitled to receive a pension from the fund set aside for the purpose of fifty per centum of the amount which would constitute the average rate of pay at which he or she was employed during the highest salaried five years of his or her employment by the said city or other public employment as aforesaid Said pension shall be paid in monthly payments Provided That if any pension be granted to a person who has not been a contributor to the pension fund as herein provided during a period of twenty years such person shall be required to pay into the board of pensions monthly an amount equal to two per centum of his or her pension until such time as his or her contribution shall have extended during a period of twenty years Should any person so employed after twenty years of service be dismissed voluntarily retire or be in any manner deprived of his position or employment before attaining the age of [sixty] fifty-five years upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to a pension above mentioned notwithstanding he or she has not attained the age of [sixty] fifty-five years at the time of his or her separation from the public service but said pension shall not commence until he or she has attained the age of [sixty] fifty-five years Should any employe however become totally and permanently disabled while in the service after twenty years of service and before attaining the age of [sixty] years he or she shall be entitled to the said pension Proof of total and permanent disability shall consist of the sworn statement of three practicing physicians designated by the board that the employe is in a permanent condition of health which would totally disable him or her from

performing the duties of his or her position or office Provided That in cases where the nature of such disability is such as to disable the employe from performing any work whatsoever either within or without the scope of his regular duties or within the service of such city or county the board may upon a recommendation of the three practicing physicians herein provided for retire upon pension such applicant after a service of fifteen years Provided further That the benefits of this amendment shall apply to members of the pension fund who have been contributors to the said fund for five years or more The pension paid to any one employe whose monthly payments into the pension fund have been four dollars or less a month shall not exceed one hundred dollars per month The pension paid to any one employe whose monthly payments into the pension fund have been more than four dollars a month for a period of at least two years may exceed one hundred dollars per month but shall not exceed two hundred dollars per month Provided That if an employe upon the date of retirement from service shall have made payments of more than four dollars a month unto the pension fund for a period of less than two years his or her pension shall not exceed one hundred dollars per month but an amount equal to the total amount paid in excess over four dollars a month shall be returned to such employe

The pension to be paid to any former employe who was dismissed voluntarily retired or in any manner was deprived of his position and employment after having twenty years of service as an employe of said city and who has continued making payments to the fund equal to the last amount due and paid monthly while in active service and who has not accepted any pension under the provisions of the act to which this is an amendment shall be at the pension rate as provided in section five and his payments to the board of pensions after the first day of September one thousand nine hundred forty-five shall be in an amount equal to the amount which he would have been permitted to make had he continued in the employ of said city after the first day of September one thousand nine hundred forty-five and had continued to be paid the same salary as he received when he was last employed by said city This new amount whether it be more less or the same as the amount which he paid prior to the first day of September one thousand nine hundred forty-five he shall continue to pay until he applies for a pension under the provisions of this act If there be any difference between the amount which he has paid from the first day of September one thousand nine hundred forty-five and the amount which he has elected to pay under the provisions of section five he shall pay such difference into the board of pensions within six months of the effective date of this amendment

Section 3 Section 4.1 of said act as added thereto by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 845) is hereby amended to read as follows

Section 4.1 (a) Anything in this act to the contrary notwithstanding and except as otherwise provided in this section any employe of such cities or paid out of the city treasuries thereof in active service on or after the effective date of this act who is a contributor to and member of the pension fund of such cities may elect to receive and shall be paid a lesser pension during his lifetime if and when he meets the requirements of this section Such election shall be made by application to the board of pensions

(b) Every employe in active service on or after the effective date of this act who is dismissed voluntarily retired or in any manner deprived of his position or employment with fifteen years or more but less than twenty years of service and who has contributed to the pension fund for a like period and who has reached the age of [sixty] fifty-five years or upwards may apply for such lesser pension

(c) Every employe in active service on or after the effective date of this act who is dismissed voluntarily re-

tired or in any manner deprived of his position or employment after fifteen years or more but less than twenty years of service before attaining the age of [sixty] fifty-five years upon continuing until he reaches the age of [sixty] fifty-five years a monthly payment to the fund equal to the last amount due and paid monthly while in active service may apply for such lesser pension when he reaches the age of [sixty] fifty-five years

(d) Every such lesser pension shall be proportionate to the pension which the employe would be entitled to receive after twenty years of service and contribution computed as if he had continued to receive during the remainder of the twenty years the same salary as at the time of the termination of his active service as his number of months of service is to two hundred forty months

(e) Payment of the monthly amount of contribution shall cease and be discontinued at the time any such employe begins to receive the lesser pension provided by this section

Section 4 Section 14 of said act as added thereto by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 852) is hereby amended to read as follows

Section 14 In addition to the pension which is authorized by this act and notwithstanding the limitations therein placed upon pensions and upon contributions every contributor who shall become entitled to the payment of a pension and who has been employed by the said city or county for at least twenty-one years shall also be entitled to the payment in addition to the said pension of a "service increment" in accordance with and subject to the conditions hereinafter set forth

(1) Service increment shall be the sum obtained by computing the number of whole years in excess of twenty years during which a contributor has been employed by such city or county and paid out of the city treasury and multiplying the said number of years so computed by an amount equal to one-fortieth of the pension which has become payable to such contributor in accordance with the provisions of this act Provided That no service increment may be paid for employment of more than twenty such excess years nor for any excess years which shall accrue after a contributor has reached the age of sixty-five years and no service increment shall be paid in excess of one hundred dollars (\$100.00) per month

(2) Each contributor from and after the effective date of this amendment shall pay into the board of pensions a monthly sum in addition to his or her pension contribution which shall be equal to one-half of one percentum of his or her salary Provided That such payment shall not exceed the sum of one dollar (\$1.00) per month nor shall the total payment for pension contribution and service increment contribution exceed thirteen dollars (\$13.00) per month And Provided That such service increment contribution shall not be paid after a contributor has reached the age of sixty-five year

(3) Persons who are pension fund contributors on the effective date of this amendment who have already reached the age of sixty-five years shall have his or her service increment computed on the years of employment prior to the date of reaching his or her sixty-fifth birthday

(4) Any pension fund contributor who shall after the effective date of this act leave the service of such city or county after having completed at least twenty years' service but before reaching the age of [sixty] fifty-five years and who shall continue to pay pension contributions into the pension fund shall not pay service increment contributions after the date of leaving the service of such city or county and shall have his or her service increment limited to the actual years spent in the service of such city or county

(5) Service increment contributions shall be paid at the same time and in the same manner as pension con-

tributions and may be withdrawn in full without interest by persons who leave the employment of such city or county subject to the same conditions by which pension contributions may be withdrawn When any person is re-employed by the city or county after withdrawal of pension contributions his or her prior service shall not be used in the computation of service increment unless the amount of such contributions be repaid into the pension fund subject to the same conditions by which pension fund withdrawals are permitted to be repaid

(6) All employes of such city or county who are now contributors to the pension fund and all persons who are employed by such city and county after the effective date of this amendment who are required to become contributors to the pension fund shall be subject to the provisions of this amendment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 983, as follows:

An Act requiring wells and cisterns to be covered or sealed and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In any case where the opening of a well or cistern constructed or used for the purpose of water supply is approximately at the level of the immediately surrounding ground surface any person owning or in possession of the land upon which the well or cistern is located shall cover or seal the well or cistern with such suitable covering as will protect all users of the land upon which the well or cistern exists against possible harm or injury which may arise from falling into such well or cistern

Section 2 Any person violating any of the provisions of this act shall upon summary conviction thereof before a magistrate be sentenced to pay a fine of not more than twenty-five dollars (\$25) or to suffer imprisonment for not more than ten (10) days

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 52, on second reading, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

go over in its order, in order to permit the necessary amendments to be placed in the bill later.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 205, on second reading, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 452, on second reading, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 488, on second reading, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Psychological Examiners and defining its powers and duties

be placed on the Second Reading Postponed Calendar.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 489, on second reading, entitled:

An Act relating to the practice of psychology defining and providing for the licensing and registration of psychologist and psychological technicians and for the revocation and suspension of such licenses and registration subject to appeal and for their reinstatement defining the powers and duties of the State Board of Psychological Examiners and the Department of Public Instruction and prescribing penalties

be placed on the Second Reading Postponed Calendar.

Mr. SNOWDEN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 847, entitled:

An Act to amend section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users of fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and

imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" by extending the provisions of the additional tax for a limited time

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 848, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 152, entitled:

An Act to amend Sections Fifteen and Seventeen of the act approved the twenty-second day of April, one thousand nine hundred forty-nine (P. L. 715), entitled "An act empowering, authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania; providing the procedure therefor, and prescribing certain duties of the Governor, the Auditor General and the State Treasurer to be exercised in connection therewith; conferring jurisdiction in condemnation proceedings on certain courts of common pleas; authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges; providing for the operation of such bridges as toll bridges after acquisition, providing a plan for making such bridges free bridges under certain terms and conditions, and for their control and maintenance after acquisition; and making an appropriation," by authorizing the Secretary of Highways to procure and pay for certain insurance for bridges acquired under the provisions of said act and providing for the assignment of route numbers to such bridges.

Whereupon,

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

BILL INTRODUCED AND REFERRED

Mr. BERGER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER read in place and presented to the Chair Senate Bill No. 685, entitled:

An Act to amend the act, approved the twenty-third day of May, one thousand nine hundred forty-nine (Appropriation Acts, page 49), entitled "An act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean, Potter and Tioga counties, made necessary by floods of July, one thousand nine hundred forty-two, May, one thousand nine hundred forty-six, and April, one thousand nine hundred forty-eight, and of carrying out the provisions of existing laws relating thereto," by extending the purpose of the appropriation to cover all flood damage.

Which was committed to the Committee on Appropriations.

REPORT FROM COMMITTEE

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER, from the Committee on Labor and Industry, reported as committed, House Bill No. 990, entitled:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by amplifying the provisions thereof as to persons entitled to such payments

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 193, entitled:

An Act to repeal the act approved the twenty-eighth day of April one thousand nine hundred fifteen (P. L. 197) entitled "An act regulating the manner and time of payment of employes of cities of the first class"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 194, entitled:

An Act to repeal the act approved the twenty-third day of April one thousand nine hundred fifteen (P. L. 174) entitled "An act regulating the manner of payment of county employes in counties having a population over one million"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 211, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to hold successive terms.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 568, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by further prescribing for the management administration application and regulation of such fund in cities of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 602, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the issuance of liquor licenses changing license fees of clubs and the hours certain licensees may sell and further providing for transfers of certain liquor licenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 605, entitled:

An Act to amend subsection (e) of Section 410 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating

to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further regulating the importation, purchase and sale of alcohol.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 639, entitled:

An Act to add Section 473 to the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws, relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further providing for local option in the several parts of a borough formed by the consolidation of two or more boroughs.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 646, entitled:

An Act to amend the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1199), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employes; fixing the salaries of the members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by changing residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers, distributors and importing distributors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 767, entitled:

An Act to amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing the issuance of non-debt revenue bonds for improvement of a boroughs electric light plant.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 872, entitled:

An Act authorizing certain municipal corporations of other states to acquire use encumber and dispose of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property in such other state defining certain of their rights and liabilities in connection therewith and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 990, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Work-

men's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by amplifying the provisions thereof as to persons entitled to such payments.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

THOMAS LAVELLE PRESENTED TO SENATE

The PRESIDENT. The Chair would like to advise the Senate and visitors that we have a treat in store for us. We have the State Champion of the Oratorical Contest conducted by the American Legion on Americanism. He not only won the State Championship, but he went up to the quarter finals. He is from St. Patricks High School in Scranton, and his name is Tommy Lavelle.

It is the Chair's pleasure to present to you at this time Mr. Thomas Lavelle.

Mr. LAVELLE. Mr. Speaker, Reverend Father, Members of the Senate of the Commonwealth of Pennsylvania, "I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation indivisible, with liberty and justice for all."

"With liberty and justice for all." These are the constitutional rights of every free-born American man and woman. How did we come by them? Still more important, how are we using them?

A little more than a century and a half ago, a down-trodden persecuted people of Europe came to this country to begin life anew. Their experiences with tyranny in their native lands were bitter. Hatred, anger, yes, even envy and misunderstanding had possession of their very souls. The darkness of those days made them love light; hardships made them crave rest, injustice, justice, persecution, freedom.

That they might serve their God according to their consciences, speak without fear, enjoy trial with justice, they risked the hazardous journey of treacherous seas for the uncertainty of a new and unsettled country. Once here, however, they were determined that their children, you and I, would not live in slavery as they did. So they struggled and they labored. They shed bitter tears and precious blood, but they handed down to American citizens a charter of liberty that blazed across the entire world in flaming letters, "Here is life, because here is liberty."

Those people were our forefathers, their charter of liberty, our Bill of Rights, a heritage unsurpassed by any other people on the face of the earth. And under its protecting hand America grew strong, powerfully strong. From the laughing stock of every European court to the strongest and most respected government in the world was America's glorious history.

But now, the important question: How are we modern Americans using our constitutional privileges?

It is now 1951. Not one nation, but an entire world is engulfed in a great crisis. Yes, America, too, is in a turmoil. Our scientists look across the waters with powerful telescopes, spend time, energy and money for atomic control and hydrogen bombs that we might have the proper protection.

But America's line of defense is not drawn by any geographical boundary. It lies in every human heart that can honestly say: "I am an American." America's strength

and weaknesses lie in America. No, our enemy is not a foreign foe; it is every American man, woman and child who enjoys American privileges, but forgets he has responsibilities. "A duty for every right" is the motto of every real American.

A different caliber of citizen now walks the American street. He is one who has grown soft with ease. He is too used to the good things of life. He forgets that little insecurities are good for his character; comfort and amusement come first. He yields to the avenues of least resistance; and so, he becomes a prey of false prophets who try to build a new Utopia in his mind. Can you imagine what our founders would say to such a citizen?

Well, let us listen to their voices, the voices that rise from every grain of free soil from Maine to Florida. Their words come in whispers, but swell to a mighty crescendo to impress us with our responsibilities.

Listen: "We are your dead. We once had dreams, dreams of a free people. We wrote those dreams and gave them to you. They are your Bill of Rights. You have more privileges than any other people on the face of the earth; but you have also a God-given duty to preserve them."

Now we see men of high governmental offices standing in court, being tried for disloyalty. Why? Why these doubtful characters? How did they get there? You had the right to vote. You put them there. Did they buy your vote? If they did, you sold your freedom. It is your duty to put Americans, red-blooded Americans, in our government. This is why you have the privilege of voting.

We see a new crisis facing America. It is a grave situation, probably the beginning of another world war. But we can hear bickering and quibbling over taxes, housing shortages, and who will do the fighting. Criticism of our military and government officials is rampant. Why? Yes, you have freedom of speech, the most enjoyable facet of the American way of life. However, Young America, it is traditional as well as practical that in time of war or national crisis, you voluntarily forego, at least partially, destructive criticism. It breeds disunity. It breaks down morale. It doesn't help your cause, but it does aid your enemies.

Why can't the colored boy go to any American college? Why do some so-called sportsmen refuse to play basketball on the same court with a Negro? Yes, his skin is dark; but he is a citizen—an American citizen, too. This is the land of equality regardless of race, color or creed. To deprive him of such was un-American. Why not now?

And now their voices mingle with those of every other patriot echoing in harmony with the stars that shine forever, as they continue: "We are your dead. Short days ago we lived, felt dawn, saw sunset glow, loved and were loved. Take up your quarrel with the foe; to you from failing hands we throw the torch. Be yours to hold it high. If ye break faith with use who die, we shall not sleep."

And so, the story of Americanism goes on. Sometimes it descends to the valley of despair or travels over the fertile plains of peace, or scales the snow-capped peaks of patriotism.

You have heard their words, the whisper of their voices, these voices of your dead. And since you are one of their American children, they clasp your hand and guide you

over the rugged roads of doubt, lest you fall into the chasms of disunity and irresponsibility. Every freedom loving American who loves his country, who loves his own liberty, will take his Bill of Rights and draw up a bill of duties to match every privilege that is his American birthright. Such a citizen, united with his fellow Americans, forms an impregnable America, a wall of defense against any form of totalitarianism. Wake up America. Your foe is within your gates. You, by your indifference toward responsibility, may be that enemy. Resolve to be stalwart Americans. To live to defend America, to be eternally vigilant, to defend our Bill of Rights, so that this Nation, under God, shall not perish from the earth. I thank you.

The PRESIDENT. Thank you, Tommy. On behalf of the Members of the Senate and myself, I wish to congratulate you on that splendid oration and the skilled manner in which you delivered it. Keep up the good work. All of us enjoyed your presence and your very fine speech.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN SENATE AMENDMENTS TO HOUSE BILL No. 844 AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 844, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended "Cigarette Tax Act" by providing that the provisions of said act shall continue in effect until repealed.

and has appointed Messrs. SMITH, YEAKEL and ANDREWS, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two Houses in relation to said bill.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 844

Mr. WALKER. Mr. President, I move that a Committee of Conference be appointed to confer with a similar committee of the House of Representatives (already appointed) to consider the differences existing between the two Houses in relation to said bill.

Mr. BLASS. Mr. President, I second the motion.
The motion was agreed to.

The PRESIDENT. The President Pro Tempore appoints Messrs. WOOD, BERGER and DENT to be said committee on the part of the Senate, and that the Clerk inform the House of Representatives accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 416,
PRINTER'S No. 117

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 416, Printer's No. 117, entitled "An act to amend Section 704 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled 'An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations' by changing and clarifying the provisions with respect to payment of dividends from paid-in surplus."

JOHN S. FINE

(The Senate was at ease.)

The PRESIDING OFFICER (John M. Walker) in the Chair.

The PRESIDING OFFICER. For the information of the Senate, the Lieutenant-Governor has requested me to take charge of the rostrum at this time.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 844

Mr. WOOD. Mr. President, I submit the report of the Committee of Conference on House Bill No. 844, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended "Cigarette Tax Act" by providing that the provisions of said act shall continue in effect until repealed.

I am submitting the majority report and also a statement by Senator Dent stating his reasons for refusing to concur with the other members of the Committee.

The PRESIDING OFFICER. The report will lie over for printing under the rules. The statement from Senator Dent will be spread upon the record.

STATEMENT FROM SENATOR JOHN H. DENT STATING HIS REASONS FOR REFUSING TO CONCUR WITH THE COMMITTEE OF CONFERENCE ON HOUSE BILL No. 844

I refuse to concur in the Committee on Conference on House Bill No. 844 for the following reasons:

(1) This bill allows taxation by local municipalities under Act 481 upon a subject matter already taxed by the Commonwealth which is contrary to the understanding given to the members of the Finance Committee in the Senate when the passage of Act 481 was before that Committee. It was clearly stated at the meeting of the Finance Committee that under the language of Act 481, local municipalities would not be permitted to tax a subject already

taxed by the Commonwealth, specifically taxes on cigarettes.

(2) The wholesale distributor of cigarettes works upon the gross margin of 1.6% on a national scale and that the 1½ mills tax now assessed in some communities under Act 481 against this item of taxation is in reality a tax of 10% or more upon gross profits.

(3) The perpetration of this gross injustice to a group of businessmen does not compare to the weak policy of limited taxation upon the great corporate interest of the State because taxation was reduced from 10% on a gross income tax to a 5% by the same forces that are now taxing this industry beyond its ability to pay.

(4) The application of local mercantile and gross receipts tax against this item of taxation applies not only to the sale price of the item but as well against the State Tax itself which is in direct contravention of the Constitutional provisions of Pennsylvania.

(5) When the cigarette tax was originally passed under the Earle Administration they were relieved of the responsibility of paying the State Mercantile Tax. When the State Mercantile Tax was removed, this protection was taken from the cigarette tax on the grounds there was no necessity for this section of the Act. When Act 481 was passed, it was clearly understood that the language of Act 481 was supposed to protect the cigarette vendors from any possibility of a dual tax. This mis-construction of the language of Act 481 has caused an injustice to be perpetrated against this industry. I cannot in good conscience continue the perpetration of this injustice because I believe it to be a violation of the mandate of the Legislature and a violation of the Constitutional protection given to Pennsylvania industry by the Constitution. I further oppose the Conference Report because it is a continuation of the program of unjust taxation under a "hodge-podge" system in the Commonwealth.

JOHN H. DENT
Senate Minority Leader

POINT OF INFORMATION

Mr. YOSKO. Mr. President, is the statement of Senator Dent considered a minority report?

The PRESIDING OFFICER. No.

Mr. YOSKO. Senator Dent has prepared a minority report which he wishes to present before we leave this afternoon.

The PRESIDING OFFICER. It is here. May I advise the gentleman from Northampton that the minority report is in the form of a statement; it is not a conference report.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Wednesday, May 23, 1951, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. LEADER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:44 o'clock, p. m., Eastern Standard Time, until Wednesday, May 23, 1951, at 1:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, May 22, 1951.

The House met at 12:00 noon EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O God, Who hast called our nation to a place of trust and great responsibility throughout the world; We humbly thank Thee for all the ways in which Thou hast blessed and guided us unto this day. Take from us, we pray Thee, all pride and injustice and selfish desire, and all our forgetfulness of Thee and Thy laws; grant us the spirit of humble obedience to Thee and of service to our fellow-men; and may the love of Christ be so truly manifested in us that His Name may be glorified among all nations; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, May 21, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Messrs. GREENWOOD and TOMPKINS.

HOUSE BILL No. 1323.

An Act providing for the payment by counties of expenses incurred by the district attorney, and making such expenses a part of the costs of the case where the defendant is convicted; authorizing the creation of special funds for the investigation and prosecution of homicide cases; conferring powers and imposing duties on county commissioners, county treasurers and district attorneys.

Referred to the Committee on Counties.

By Mr. GREENWOOD.

HOUSE BILL No. 1324.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts," by changing the registration year for commercial motor vehicles, motor buses, motor omnibuses, and trailers, and certain exemptions in accordance therewith.

Referred to the Committee on Motor Vehicles.

By Mr. GREENWOOD.

HOUSE BILL No. 1325.

An Act to amend Section 730 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the re-settlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring corporations, companies, associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address.

Referred to the Committee on State Government.

By Mr. McMILLEN.

HOUSE BILL No. 1326.

An Act to further amend the act, approved the nineteenth day of March, one thousand nine hundred nine (P. L. 46), entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a State Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this act," by providing for the licensing without examination of persons licensed by the provinces of the Dominion of Canada in certain cases.

Referred to the Committee on Professional Licensure.

By Mr. BREISCH.

HOUSE BILL No. 1327.

An Act to amend Section 901 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for authorization by county conventions of activities and services to be administered by county boards of school directors.

Referred to the Committee on Education.

By Mr. GREENWOOD.

HOUSE BILL No. 1328.

An Act to further amend section 222 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers,

and of the several administrative departments, boards, commissions, and officers fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by providing for annual sick leave in addition to vacation leave to which State employees are entitled with pay, and making such sick leave cumulative under certain circumstances.

Referred to the Committee on State Government.

By Mr. VAN SANT. HOUSE BILL No. 1329.

An Act to further amend section 78 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by changing the law as to who may attend the annual meetings of the state association of controllers.

Referred to the Committee on Counties.

By Messrs. SCHMIDT, READINGER, JOHNSON and STIMMEL. HOUSE BILL No. 1330.

An Act to quiet title to real estate and to facilitate the alienation thereof, creating a conclusive presumption of payment, satisfaction or release and making unenforceable any claim for money charged against real estate under any deed, certain mortgages or any decree of any court of record of this Commonwealth, and correcting defects in title arising out of unrecorded deeds and breaks in chain of title and making claims thereunder invalid, by creating a conclusive presumption of release and satisfaction where such charges and mortgages mature, or become due and payable, and decrees or defects of record arise, occur, exist or are dated more than fifty years prior to the time of the institution of any proceeding hereunder to enforce payment, perfect, revive or continue the aforesaid lien charge or encumbrances or to enforce any right arising out of such a defect in title, unless an action is instituted to enforce such charges, mortgages and decrees as aforesaid against the present owners, or action is taken to enforce any right arising out of such a defect in title within one year after the effective date of this act.

Referred to the Committee on Judiciary.

By Messrs. HOCKER and WATKINS. HOUSE BILL No. 1331.

An Act authorizing and directing the Department of Highways, to erect and maintain a bridge over the Susquehanna River, between a point in or near the Borough of Millersburg, Dauphin County, and a point in Perry County, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages; and making an appropriation.

Referred to the Committee on Highways.

By Mr. WATKINS. HOUSE BILL No. 1332.

An Act providing certain qualifications for persons appointed to fill vacancies in elective offices.

Referred to the Committee on Elections and Apportionment

By Mr. BREISCH. HOUSE BILL No. 1333.

An Act to amend sections five and eighteen of the act,

approved the second day of July, one thousand nine hundred and thirty-five (P. L. 589), entitled "An act to safeguard human health and life by providing for the issuance of permits to, and regulation of persons and entities selling milk and milk products; conferring powers, and imposing duties on the Secretary of Health, the Advisory Health Board; and otherwise providing for the administration of the act; and imposing penalties," by adding counties which have established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act.

Referred to the Committee on Public Health and Sanitation.

By Mr. FROST. HOUSE BILL No. 1334.

An Act to amend section one of the act, approved the seventh day of April, one thousand nine hundred twenty-seven (P. L. 144), entitled "An act authorizing boards of health to require roving bands or bands of nomads, commonly called gypsies, declared to be nuisances or menaces to health, to leave municipalities, and providing penalties," by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act.

Referred to the Committee on Public Health and Sanitation.

By Mr. TAHL. HOUSE BILL No. 1335.

An Act to further amend Section 11 of the act, approved the twentieth day of May, one thousand nine hundred fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities, and all county or other public employees, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," by providing for credit for service with a school district of the first class, for members of a first class city pension fund in certain cities.

Referred to the Committee on City and County—First Class.

By Mr. HOCKER. HOUSE BILL No. 1336.

An Act to further amend Section 2 of the act, approved the twenty-eighth day of June, one thousand eight hundred ninety-five (P. L. 408), entitled, as amended "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, townships and boroughs, within this Commonwealth," by including payments on accounts of premiums of domestic fire insurance companies, associations and exchanges.

Referred to the Committee on Ways and Means.

By Mr. HOCKER. HOUSE BILL No. 1337.

A Joint Resolution proposing an amendment to Article IX of the Commonwealth of Pennsylvania authorizing political subdivisions to exempt retired residents over sixty-five years of age from payment of certain taxes.

Referred to the Committee on Judiciary.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. ANDREWS.

(Concurrent) RESOLUTION No. 48.

In the House of Representatives, May 21, 1951.

Resolved, (if the Senate concurs) That this Regular Session of the General Assembly adjourn sine die, Friday, June 15th, 1951, at 5:00 o'clock p. m., Eastern Standard Time.

Referred to the Committee on Rules.

By Mr. GRANVILLE E. JONES.

RESOLUTION No. 49.

In the House of Representatives, May 21, 1951.

Whereas, The Legislative Journal has proved of inestimable interest and value to the members of the General Assembly, and

Whereas, It is believed that the House and Senate Histories would be of like service to those concerned with legislative activities; therefore be it

Resolved, That this House of Representatives authorize the placing of the House and Senate Histories on the mailing list of the members of the General Assembly to the end that every member shall receive twenty copies.

Referred to the Committee on Rules.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Mikula for Mr. FLACK for the week.

REPORTS FROM COMMITTEES

Mr. DUNN from the Committee on Counties, reported as amended, House Bill No. 46, entitled:

An Act to add section 452 to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the board of county commissioners to appropriate money to certain borough fire departments and volunteer fire companies located within the county.

Mr. LEVEN from the Committee on Counties, reported as committed, House Bill No. 558, entitled:

An Act to further amend the definition of "County Employee" in section 1 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled as amended "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth, sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties," by including employees whose compensation is paid from fees collected in the county office where he is employed.

Mr. WESTRICK from the Committee on Counties, reported as committed, House Bill No. 691, entitled:

An Act to further amend Section 444 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by increasing the maximum appropriation which may be made for agricultural extension work.

Mr. BERKSTRESSER from the Committee on Counties, reported as committed, House Bill No. 752, entitled:

An Act to add Section 3 to the act, approved the nineteenth day of May, one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county," by making costs payable by the county to aldermen and justices of the peace, due and payable at the end of each calendar month.

Mr. HARVEY A. MOORE from the Committee on Counties, reported as committed, House Bill No. 754, entitled:

An Act to amend Section 1 of the act, approved the eleventh day of May, one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony," by making costs due and payable by the county to aldermen or justices of the peace, due and payable at the end of each calendar month.

Mr. BYRNE from the Committee on Counties, reported as committed, House Bill No. 1282, entitled:

An Act authorizing the courts of common pleas of the several counties upon application therefor, to place documents, defined as historical documents, in the custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on county officers.

Mr. BOORSE from the Committee on Counties, reported as committed, House Bill No. 1283, entitled:

An Act authorizing the Orphans' Courts of the several counties, upon application therefor, to place documents, defined as historical documents, in the custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on registers of wills.

Mr. SCHMIDT from the Committee on Judiciary, reported as committed, Senate Bill No. 6, entitled:

An Act relating to the administration and distribution of incompetents' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases the appointment bond removal and discharge of guardians of such estates their powers duties and liabilities the rights of persons dealing with such guardians and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning the determination of incompetency and the powers duties and liabilities of foreign guardians and also generally dealing with the jurisdiction powers and procedure of the common pleas court relating to incompetents' estates.

Mr. SCHMIDT from the Committee on Judiciary, reported as committed, Senate Bill No. 17, entitled:

An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom.

Mr. SCHMIDT from the Committee on Judiciary, reported as committed, Senate Bill No. 25, entitled:

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom.

Mr. TOLL from the Committee on Judiciary, reported as committed, Senate Bill No. 153, entitled:

An Act to amend Section 209 of Article II of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the Orphans' Court and by providing for the filing of accounts by such fiduciaries, and the audit and confirmation thereof by said court.

Mr. DOWLING from the Committee on Judiciary, reported as committed, Senate Bill No. 276, entitled:

An Act to amend Subsection C of Section 315 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to non-profit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the orphans' court and by providing for the filing of accounts by such fiduciaries, and the audit and confirmation thereof by said court.

Mr. McKINNEY from the Committee on State Government, reported as committed, Senate Bill No. 510, entitled:

An Act to amend Section 4 of the act, approved the tenth day of April, one thousand nine hundred thirty-one (P. L. 23), entitled, as amended, "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute, located on the left bank of Oil Creek, in Oil Creek Township or Cherry Tree Township, or both, Venango County, to establish and maintain a public museum and park, as the Drake Well Memorial, under the control and supervision of the Pennsylvania Historical Commission, in cooperation with the Department of Forests and Waters, and an advisory board to be appointed by the American Petroleum Institute; prescribing the powers and duties of the Commission relative to said memorial; authorizing the employment of certain assistants and employees, and for the payment of their salaries; empowering the

Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth; and making an appropriation," by further providing for the acceptance of gifts of money and securities by the Drake Well Memorial Advisory Board.

WILLIAMSPORT TECHNICAL INSTITUTE STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the House a group of Future Farmers of America, students from Williamsport Technical Institute, accompanied by their teachers, Mr. Sick and Mr. Carey. They are the guests of the gentleman from Lycoming, Mr. Gleason.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mrs. VARALLO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by her.

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

SENATE MESSAGES

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 466.

An Act requiring cities of the first class to make annual appropriations to Firemen's Pension Funds.

HOUSE BILL No. 492.

An Act to further amend Section 1311 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon

the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by providing for sentences of imprisonment in default of fines imposed under that section for first and second offenses by motor carriers common carriers by airplane or brokers

HOUSE BILL No. 569.

An Act to further amend the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement

HOUSE BILL No. 647.

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse

With information that the Senate has passed the same without amendment.

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 360.

An Act relating to habeas corpus conferring jurisdiction upon the judges of the courts of Common Pleas prescribing venue defining procedure in all cases authorizing service to be made upon persons anywhere in the Commonwealth providing for the imposition of costs allowing appeals specifying the appellate court to which appeals may be taken and repealing inconsistent legislation including that conferring jurisdiction on courts of Quarter Sessions

SENATE BILL No. 374.

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation,

supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating health and accident insurance.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 96.

An Act validating certain deeds and conveyances made by trustees without setting forth the authority to convey

SENATE BILL No. 264.

An Act to amend Section 1412 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by setting forth the duties of the Deputy Adjutant General in charge of Veterans' Affairs.

SENATE BILL No. 360.

An Act relating to habeas corpus conferring jurisdiction upon the judges of the courts of Common Pleas prescribing venue defining procedure in all cases authorizing service to be made upon persons anywhere in the Commonwealth providing for the imposition of costs allowing appeals specifying the appellate court to which appeals may be taken and repealing inconsistent legislation including that conferring jurisdiction on courts of Quarter Sessions

SENATE BILL No. 374.

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating health and accident insurance

SENATE BILL No. 416.

An Act to amend Section 704 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corpo-

rations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by changing and clarifying the provisions with respect to payment of dividends from paid-in surplus

HOUSE BILL No. 466.

An Act requiring cities of the first class to make annual appropriations to Firemen's Pension Funds

HOUSE BILL No. 492.

An Act to further amend Section 1311 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossing of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by providing for sentences of imprisonment in default of fines imposed

under that section for first and second offenses by motor carriers common carriers by airplane or brokers

HOUSE BILL No. 569.

An Act to further amend the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement

HOUSE BILL No. 647.

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pensions increments may be computed fixing minimum pensions and providing benefits for surviving spouse

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 368, 369 and 398

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 368, Printer's No. 271, entitled "An act relating to the practice of professional nursing providing for the licensing of nurses and for the revocation and suspension of such licenses subject to appeal and for their reinstatement providing for the annual renewal of such licenses regulating nursing in general prescribing penalties and repealing certain laws."

JOHN S. FINE.

May 22, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 369, Printer's No. 91, entitled "An act to further amend Sections 202, 418 and 1310 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several

administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the State Board of Examiners for Registration of Nurses."

JOHN S. FINE.

May 22, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 398, Printer's No. 198, entitled "An Act to further amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" by changing the compensation of the Secretary-Treasurer of the board and changing the amounts of payments to beneficiaries."

JOHN S. FINE.

DEMOCRATIC AND REPUBLICAN CAUCUSES

The SPEAKER. Immediately upon the calling of a recess there will be a Republican Caucus in the new House Caucus Room and a Democratic Caucus in the old House Caucus Room.

RECESS

The SPEAKER. If there is no objection the Chair will declare a recess for thirty minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

PENNSYLVANIA AMERICAN LEGION ORATORICAL CHAMPION WELCOMED

Mr. NEEDHAM. Mr. Speaker, it is a pleasure and privilege to introduce to you at this time Thomas Lavelle of Scranton, Pennsylvania. He is seventeen years of age, a senior at St. Patrick's High School in West Scranton. In the recent American Legion Oratorical contest, Thomas became the Pennsylvania champion. He went on to the interstate competition, losing out in the semi-finals. His speech is on "Americanism." It is dramatic and thrilling. I am sure that it would be well worth the time of the Members of this House to hear it.

The SPEAKER. The Chair is pleased to present to the House Mr. Thomas Lavelle, winner of the American Legion state-wide oratorical contest, and second in American Legion National contest.

ADDRESS OF MR. THOMAS LAVELLE

Mr. THOMAS LAVELLE. Mr. Speaker, Reverend clergy and Representatives of the Commonwealth of Pennsylvania, "I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation indivisible, with liberty and justice for all."

With liberty and justice for all . . . these are the constitutional rights of every free-born American man and woman. How did we come by them? Still, more important, how are we using them?

A little more than a century and a half ago, a down-trodden, persecuted people of Europe came to this country to begin life anew. Their experiences with tyranny in their native lands were bitter. Hatred, anger, yes, even envy and misunderstanding had possession of their very souls. The darkness of those days made them love light; hardships made them crave rest; injustice, justice, persecution, freedom.

That they might serve their God according to their consciences, speak without fear, enjoy trial with justice, they risked the hazardous journey of treacherous seas for the uncertainty of a new and unsettled country. Once here, however, they were determined that their children—you and I—would not live in slavery as they did. So they struggled and they slaved. They shed bitter tears and precious blood, but they handed down to American citizens a charter of liberty that blazed across the entire world in flaming letters, "Here is life, because here is liberty."

Those people were our forefathers, their charter of liberty, our Bill of Rights—a heritage unsurpassed by any other people on the face of the earth. And under its protecting hand America grew strong, powerfully strong—from the laughing stock of every European court to the strongest and most respected government in the world was America's glorious history.

But, now, the important question: How are we modern Americans using our constitutional privileges?

It is now 1951. Not one nation but an entire world is engulfed in a great crisis. Yes, America too, is in a turmoil. Our scientists look across the waters with powerful telescopes, spend time, energy and money for atomic control and hydrogen bombs that we might have the proper protection.

But America's line of defense is not drawn by any geographical boundary. It lies in every human heart that can honestly say: "I am an American." America's strengths and weaknesses lie in America. No, our enemy is not a foreign foe; it is every American man, woman and child who enjoys American privileges but forgets he has responsibilities; "A duty for every right" is the motto of every real American.

A different caliber of citizen now walks the American street. He is one who has grown soft with ease. He is too used to the good things of life. He forgets a little insecurity is good for his character; comfort and amusement come first. He yields to the avenues of least resistance; and so, he becomes a prey of false prophets who try to build a new Utopia in his mind. Can you imagine what our founders would say to such a citizen?

Well, let us listen to their voices; the voices that rise from every grain of free soil from Maine to Florida. Their words come in whispers, but swell to a mighty crescendo to impress us with our responsibilities.

Listen: "We are dead. We once had dreams—dreams of a free people. We wrote those dreams and gave them to you. Thy are your Bill of Rights. You have more privileges than any other people on the face of the earth; but you have also a God-given duty to preserve them."

Now we see men of high government offices standing in court, being tried for disloyalty. Why? Why these doubtful characters? How did they get there? You have the right to vote. You put them there. Did they buy your vote? If they did, you sold your freedom. It is your duty to put Americans, red-blooded Americans, in our government. That's why you have the privilege of voting.

We see a new crisis facing America. It is a grave situation, probably the beginning of another world war. But we can hear bickering and quibbling over taxes, housing shortages and who will do the fighting. Criticism of our military and government officials is rampant. Why? Yes, you have freedom of speech—the most enjoyable facet of the American way of life. However, young America, it is traditional as well as practical that in time of war or national crisis, you voluntarily forego, at least partially, destructive criticism. It breeds disunity. It breaks down morale. It doesn't help your cause, but it does aid your enemies.

Why can't that colored boy go to any American college? Why do some so-called sportsmen refuse to play basket ball on the same court with a negro? Yes, his skin is black; but he is a citizen—an American citizen, too. This is the land of equality regardless of race, color, creed. To deprive him of such was un-American. Why not now?

And now their voices mingle with those of every other patriot echoing in harmony with the stars that shine forever, as they continue: "We are your dead. Short days ago we lived, loved and were loved. Take up your quarrel with the foe; to you from weary hands we throw the torch. Be yours to hold it high. If ye break faith with us who died, we shall not sleep."

And so, the story of Americanism goes on. Sometimes it descends to the valley of despair, sometimes it travels over fertile plains of peace, or stills the voice of patriotism.

You have heard their words—the whisper of their voices, these voices of your dead. And since you are one of their American children, they clasp your hand and guide you over the rugged roads of doubt, lest you fall into the caverns of disunity and irresponsibility. Every freedom loving American who loves his country, who loves his own liberty will take his Bill of Rights and draw up a bill of duties that matches every privilege that is his American birthright. Such a citizen, united with his fellow Americans, forms an impregnable America, a wall of defense against any form of totalitarianism. Wake up America! Your foe is within your gates!

You, by your indifference to responsibility, may be that enemy. Resolve to be stalwart Americans. To live to defend America, to be eternally vigilant, to defend our Bill of Rights, so that this Nation, under God shall not perish from the earth. I thank you.

The SPEAKER. The Chair thanks a winner.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 685, entitled:

An Act to further amend subsection four of Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for the appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth to the Universal Concrete Pipe Company and providing for the disposition of the proceeds of the purchase moneys

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 996, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell and convey a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania to the Duquesne Light Company and providing for the disposition of the proceeds of the purchase monies

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1071, entitled:

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions by authorizing the relocation of the right of way or easement by agreement of the interested parties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1091, entitled:

An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-nine one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of

eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1101, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell and convey a certain tract of land situate in the City of Allentown County of Lehigh to the Central Railroad Company of Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1114, entitled:

An Act to further amend Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by requiring different types of solid fuels in one vehicle to be separated and requiring separate weighmaster's certificates for each type

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1289, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 27, entitled:

Relating to the loyalty to the United States and the Commonwealth of Pennsylvania of public officers and employes including teachers and other employes of the public school system and officers and employes of State-aided institutions of learning requiring statements and oaths or affirmations by applicants for public office or employment and by present appointed officers and employes prohibiting appointment or employment and requiring suspensions and dismissals in certain cases imposing conditions on the payment of appropriations to State-aided institutions of learning requiring statements under oath or affirmation of candidates for elective public offices and imposing duties on State and local appointing authorities and certain other State officers

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. ANDREWS. Mr. Speaker, at what stage was it intended by the majority leadership to recommit Senate Bill No. 27, Printer's No. 101?

The SPEAKER. For the information of the gentleman, a motion to recommit cannot be entertained when bills are on the first reading calendar; it must be made when they are on the second reading calendar.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 212, entitled:

A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all power now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" as heretofore amended to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 306, entitled:

An Act to further amend section 1 and to amend section 5 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employes thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing an appropriation" by increasing per diem wage of members of the board allowing such members maintenance and traveling expenses permitting hearings at such places within the Commonwealth as the board shall determine.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 55, entitled:

An Act prohibiting certain practices of discrimination because of race color religious creed ancestry or national origin by employers employment agencies labor organizations and others as herein defined creating the Pennsylvania Fair Employment Practices Commission in the Department of Labor and Industry defining its functions powers and duties providing for procedure and enforcement providing for formulation of an educational program to prevent prejudice providing for judicial review and enforcement and imposing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 937, entitled:

An Act to amend Section 3 of the act approved the twenty-sixth day of March one thousand nine hundred twenty-five (P. L. 83) entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties" by permitting the purchase and sale of milk in bulk for use in certain automatic milk dispensing machines.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 969, entitled:

An Act to further amend section five of the act approved the thirteenth day of May one thousand nine hundred nine hundred fifteen (P. L. 286) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" by permitting the appearance of minors under eighteen years of age in radio and television performances if permits are obtained and other regulations complied with

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1056, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing additional penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1134, entitled:

An Act to amend Article VI of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by defining distressed school districts authorizing the Department of Public Instruction to assume control of the affairs of such districts defining the powers and duties of the Department with regard thereto authorizing the levy of an additional tax in certain cases imposing duties on Department of Auditor General and boards of school directors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1155, entitled:

An Act to amend section sixteen of the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1110) entitled "An act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts" by permitting the resale retransfer or reassignment of installment sale contracts to the installment sellers from whom such contracts were originally acquired.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1280, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available

Whereas Under the Constitution and the laws of this Commonwealth the State Treasurer may not pay out any moneys unless they be specifically appropriated by Act of the General Assembly and

Whereas The laws of this Commonwealth provide that State officers and employes shall be paid semi-monthly on the first and fifteenth days of each month therefore

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1281, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 52, Printer's No. 13, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 67, entitled:

A Joint Resolution proposing an amendment to article four of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 119, Printer's No. 141, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 126, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy

provisions joint policies premium tax returns and licensing of foreign companies and repealing existing law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 170, entitled:

An Act to further amend sections one and two of the act approved the thirty-first day of May one thousand eight hundred ninety-three (P. L. 188) entitled "An act designating the days and half days to be observed as legal holidays and for the payment acceptance and protesting of bills notes drafts checks and other negotiable paper on such days" authorizing bank holidays in the event of public calamities and permitting banking institutions at their option to engage in banking transactions on certain holidays

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 171, entitled:

An Act to further amend subsection B of section one thousand nine of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employes' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employes of all such corporations employes' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitation on powers of corporations authorized to engage in a banking or fiduciary business

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 202, entitled:

An Act to further amend Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as here in defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keep-

ing and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of building and loan or Federal savings and loan associations insured by the Federal Savings and Loan Insurance Corporation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 244, Printer's No. 210 and

Senate Bill No. 245, Printer's No. 236,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 282, entitled:

An Act to further amend Section 620 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by increasing the maximum amount to be set aside as reserve for contingent losses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 357, entitled:

An Act to reenact, revise and amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 425, Printer's No. 147 and

Senate Bill No. 426, Printer's No. 148,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 453, entitled:

An Act to further amend the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Common-

wealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing or deleting certain routes in Westmoreland County.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 464, entitled:

An Act to add Section 17.1 to the act approved the seventeenth day of July, one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections; providing for the organization and incorporation of such societies and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies; designating tables of mortality as a basis for rates of contribution; requiring all societies to make annual and other reports; and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to and be supervised by the Insurance Commissioner; and repealing existing laws," by regulating the amendment of articles of incorporation and providing for fees.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 479, entitled:

An Act to add subsection (e) to section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for an open season for hunting deer with bows and arrows requiring a special license therefor and fixing fees

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 526, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State department commissions and officers establishing limitations of actions imposing penalties and repealing

certain acts and parts of acts" by further regulating the withdrawals of certain optional payment shares providing that accounts of less than a certain amount need not be credited with dividends further regulating the terms of mortgage contracts and the terms of bonds securing mortgages and the types of property upon which mortgages may be taken.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 527, entitled:

An Act to amend clause (h) of section one hundred two clauses (c) and (f) of section two hundred two clause (c) of section two hundred five clauses (a) (b) (c) (d) (e) and (f) of section two hundred ten section three hundred six clause (c) of section five hundred two and clause (g) of section two hundred five of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the finding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by clarifying and correcting the provisions of said sections and setting forth provisions and requirements for contesting the validity of any election proceedings under section two hundred five.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

ANNOUNCEMENT

The SPEAKER. Members on either side in offering amendments are requested to submit them with the respective sponsors, and to supply copies to both the Majority and Minority Leaders so that we may proceed with them with dispatch.

The Chief Clerk is also directed to supply copies of amendments offered to the Press. Members are requested to submit sufficient copies of amendments so that these purposes may be accomplished.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 350, as follows:

An Act to amend Section 699.4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing the production and performance of civic opera between certain hours on Sundays in cities of the second class upon approval of the electors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 699.4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended to read as follows

Section 699.4 Worldly Employment or Business on

Sunday Whoever does or performs any worldly employment or business whatsoever on the Lord's day commonly called Sunday (works of necessity and charity only excepted) or uses or practices any game hunting shooting sport or diversion whatsoever on the same day not authorized by law shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of four dollars (\$4) for the use of the Commonwealth or in default of the payment thereof shall suffer six (6) days imprisonment

Nothing herein contained shall be construed to prohibit the dressing of victuals in private families bakehouses lodging-houses inns and other houses of entertainment for the use of sojourners travellers or strangers or to hinder watermen from landing their passengers or ferry-men from carrying over the water travellers or persons removing with their families on the Lord's day commonly called Sunday nor to the delivery of milk or the necessities of life before nine of the clock in the forenoon nor after five of the clock in the afternoon of the same day nor shall anything herein contained be construed to prohibit the production and performance of civic opera in cities of the second class on Sundays between the hours of two o'clock post meridian and twelve o'clock midnight by nonprofit corporations and such cities with right to charge admission if the question of the production and performance of such civic opera is first submitted to the electors of the city within which such production and performance is proposed and approved by the affirmative vote of the electors The hours prescribed by this amendment shall be daylight saving time in any such city during such part of the year when daylight saving time may be observed generally in such political subdivision

Section 2 Not oftener than once every four years the governing body of any city of the second class upon resolution duly adopted or electors equal to at least five per centum of the highest vote cast for any candidate in the city at the last preceding municipal election may petition the county board of elections to have a question concerning the production and performance of civic opera as prescribed in the preceding section submitted to the electors of the city and the county board of elections shall cause a question to be placed on the ballots or on the voting machines and submitted to the electors of the city at the first general or municipal election occurring at least sixty (60) days thereafter in the manner provided by the election laws of the commonwealth

Do you favor the production and performance of civic opera in cities of the second class by nonprofit corporations and cities of the second class regardless of whether an admission charge is made or is incidental thereto between the hours of 2 o'clock post-meridian and 12 o'clock midnight on Sunday?

Yes

No

If a majority of the persons voting on such question vote "yes" then until a majority of the persons voting on the question vote "no" at a subsequent election civic opera may be produced and performed by nonprofit corporations and any such cities on Sundays between the hours of two o'clock post meridian and twelve o'clock midnight within the city voting thereon with the right to charge admission if a majority of the persons voting on the question vote "no" such right shall be denied and the same question shall not be voted upon again prior to the election occurring approximately four years thereafter

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Mr. SCHMIDT. Mr. Schmidt, at this time I desire to

yield to the gentleman from Allegheny, Mr. Ronald L. Thompson.

Mr. RONALD L. THOMPSON. Mr. Speaker, it has been my privileges to attend a great many performances of the Pittsburgh Civic Light Opera Association. With a few exceptions, I have found that the programs have been very high class operatic musical entertainment.

The bill before us today is a bill that would give the citizens of the city of Pittsburgh the privilege of holding a referendum as to whether or not they would like the Civic Light Opera Association to render these musical operettas on Sunday evenings.

In the city of Pittsburgh we have Sunday baseball, Sunday football, movie theatres. All of these things are forms of entertainment, and they are commercial forms of entertainment. The Civic Light Opera is not a commercial proposition; it is a non-profit organization; there are no profits made from the Light Opera. As a matter of fact, the performances are held in a tax-free stadium that belongs to the University of Pittsburgh at the present time. It is the intention of this association and of the city of Pittsburgh to build a suitable arena in which to hold these light opera sessions.

I can assure you that in general the light opera performances are, as I have already said, a high grade operatic musical entertainment. I feel that if the people of the city of Pittsburgh would like to have a referendum as to whether or not they should have these performances on Sunday evening, this House should grant them that privilege.

Mr. SCHMIDT. Mr. Speaker, at this time I desire to yield further to the gentleman from Allegheny, Mr. Paul F. Jones.

Mr. PAUL F. JONES. Mr. Speaker, I would just like, without abusing either the time or the patience of the Members of the House, to ask you to vote for this bill to give the citizens of Pittsburgh the right to vote on this particular proposition.

The University of Pittsburgh stadium is some two or three blocks from my home. I have noticed crowds up as high as 15,000 who come from all sections of the city to witness these performances. I think it can be successfully stated that they have added to the cultural development of our community. They are strictly high class and in line with the spirit of progress that prevails there.

I think the amendments that have been prepared for this bill will make it acceptable to all of the people, including religious groups and those who might have other scruples about this type of entertainment on a Sunday.

I have witnessed too, on a Sunday that our highways are crowded with working people who are going to neighboring states such as West Virginia and Ohio. I say to you in all fairness that if we can have this type of cultural entertainment, that they will stay at home; we will alleviate the risk of so many highway accidents that occur as a result of this exodus of people who are seeking some form of recreation on the only day that they are not employed.

I ask both sides of the House to go along with this in the spirit of progress and I believe that the people of Pittsburgh if given the opportunity will decide whether or not they want it.

Mr. SCHMIDT. Mr. Speaker, it is not my intention to continue this debate at any length. I merely wish to

inform the Members of this House that this request is being made on behalf of the Civic Opera Association in the city of Pittsburgh, which as a non-profit organization and which has for the past six or seven years conducted civic operas that we now have during a nine week's period during the summer months in the city of Pittsburgh.

Certain objections were raised to the bill as originally introduced by the Lord's Day Alliance, to which objections I have yielded and have amended the bill in such a way that not only would a referendum be held in order that we might have civic opera, but if after a period of time the people of the city of Pittsburgh should decide that they do not longer wish to have it they may vote it out.

These referenda may be held at least once in every four years, so that in either direction a referendum may be held. This is good, clean entertainment and, as been mentioned, we do have these other forms of entertainment in the city, and we desire to have this.

I ask you in all fairness to the people of our city to give us the opportunity to decide whether or not we shall have it, and the majority will then speak upon this subject once you have given them that privilege.

I want to thank you very much for your attentiveness to this discussion.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—102

Amaraseo,	Filo,	Lovett,	Rovansek,
Banker,	Gaffney,	Lutty,	Sarraff,
Baumunk,	Gleason,	McDermitt,	Scanlon,
Beaver,	Guarnieri,	McNally,	Schmidt,
Blair,	Gutendorf,	Mihm,	Schuster,
Bloom,	Hagerty,	Mikula,	Scott,
Boles,	Hersch,	Monroe,	Seyler,
Bolton,	Hoggard,	Moran,	Shoemaker,
Boorse,	Hunter,	Muldowney,	Swartz,
Breth,	Jenkins,	Munley,	Swope,
Bucchin,	Jones, G. E.,	Musto,	Taylor,
Byrne,	Jones, J. M.,	Najaka,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Needham,	Thompson, R. L.,
Cochran,	Jump,	Olsen,	Toll,
Conway,	Kamyk,	Penglase,	Toomey,
Cooper,	Kline,	Peta,	Varallo,
Costa,	Kohl,	Pettigrew,	Wachhaus,
Coyle,	Kolankiewicz,	Pfaff,	Wargo,
Dalrymple,	Kornick,	Pichney,	Weidner,
Dougherty,	Kubacki,	Polaski,	Welsh,
DuBois,	Lederer,	Price, R. A.,	Westrick,
Duffy,	Leonard, L.,	Readinger,	Williams,
Dunn,	Leonard, W. C.,	Reidenbach,	Yetter,
Ewing,	Leven,	Rigby,	Sorg,
Fenrich,	Limper,	Riley, R. L.,	Speaker
Fillip,	Lopresti,	Rosen,	

NAYS—88

Andrews,	Guthrie,	McConnell,	Royer,
Barkdoll,	Hall,	McCormack,	Rubin,
Bear,	Hamilton, R. K.,	McCullough,	Sax,
Beech,	Hamilton, W. H.,	McGee,	Shotwell,
Berkstresser,	Harney,	McInroy,	Smith,
Bomberger,	Headlee,	McKinney,	Snider,
Brelsch,	Helm,	McMillen,	Spencer,
Brown,	Hocker,	Miller, H. G.,	Stimmel,
Cella,	Johnson,	Miller, J. C.,	Stoner,
Clapper,	Jones, T. H. W.,	Mills,	Tompkins,
Corr,	Keller,	Moore, C. E.,	VanSant,
Davis,	Kent,	Moore, H. A.,	Varner,
Dennison,	Kratz,	Murray,	Verona,
Dowling,	Lafore,	Naugle,	Wescott,
Erb,	Lelsey,	Petrosky,	Whalley,
Ferster,	Light,	Pitzer,	Wheeler,
Firmstone,	Loftus,	Polen,	White,
Frost,	Madden,	Price, H. W. Jr.,	Wilt,

Geer,
Gibson,
Graybill,
Greer,

Madigan,
Markley,
Maxwell,
Mazza,

Reagan,
Reilly, J. M.,
Robertson,
Rose,

Wood,
Yeakel,
Yester,
Young,
Ziegler,

NOT VOTING—17

Bower,
Flack,
Good,
Goodling,

Greenwood,
Haudenschild,
Hewitt,
Lyons,

Metz,
Mintess,
Reese,
Sollenberger,

Stank,
Tahl,
Waterhouse,
Watkins,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 753, entitled:

An Act relating to appeals from decisions of magistrates aldermen and justices of the peace limiting in certain cases the right of appeal and transferring jurisdiction in such appeals in certain cases to county court of Allegheny county and municipal court of Philadelphia

On the question,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. KENT. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. SMITH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Crawford, Mr. Kent vote on third reading of this bill?

Mr. KENT. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Smith vote on third reading of this bill?

Mr. SMITH. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. KENT. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1, page 2, line 1, by inserting after the word "action" the following: "of trespass."

Amend Sec. 1, page 2, line 6, by inserting after the word "judgment" the following: "in any action of trespass."

Amend Sec. 1, page 2, line 11, by inserting after the word "hearing" the following: "except for cause shown, upon petition for special allowance."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ZEIGLER.

The House resumed the consideration on final passage of House Bill No. 971, entitled:

An Act to amend the act approved the seventh day of June, one thousand nine hundred one (P. L. 493), entitled, as amended "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class and imposing fines, penalties and forfeiture for violation thereof," by permitting the use of bituminized-fibre pipe in certain plumbing construction.

RECONSIDERATION OF VOTE

Mr. ZEIGLER. Mr. Speaker, I ask unanimous consent of the House to move that the vote by which this bill passed third reading be reconsidered.

The SPEAKER. Will the House give its unanimous consent? Is there objection? The Chair hears none and consent is granted.

Mr. ZEIGLER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. TOMPKINS. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Dauphin Mr. Zeigler vote on third reading of this bill?

Mr. ZEIGLER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Cameron, Mr. Tompkins vote on third reading of this bill?

Mr. TOMPKINS. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. ZEIGLER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 2, last line of Title, by inserting after the word "construction" the following "authorizing the use of substitute materials in certain cases and adding certain persons to the hearing board in cities of the second class."

Amend the Bill, page 4, by inserting after line 12, the following:

"Section 3. Section 27 of said act, as last amended by the act, approved the twenty-third day of May, one thousand nine hundred forty-seven (P. L. 314), is hereby further amended to read as follows:

"Section 27. Joints in cast-iron pipes and soil and waste-pipes must be so filled with oakum and lead, and hand caulked as to make them gas-tight. Connections of lead and cast iron pipes must be made with brass sleeve or ferrule, of the same size as the lead pipe inserted in the hub of the iron pipe, and caulked with lead. The lead pipe must be attached to the ferrule by wiped joint. Joints between lead and wrought-iron pipes must be made with brass nipple, of same size as lead pipe. The lead pipe must be attached to the nipple by wiped joint. All connections of lead waste pipe must be made by means of wiped joints. All connections for brass or copper pipe (which shall be full iron pipe size and weight) shall be screw joints, properly secured. All con-

nections for type K copper pipe shall be sweated or soldered. Adequate substitute materials may be used when lead, cast iron, brass or copper (of full iron pipe size and weight) or type K copper pipe are not available.

"Section 4. Section 70 of said act, as last amended by the act, approved the thirty-first day of March, one thousand nine hundred thirty-seven (P. L. 168), is hereby further amended to read as follows:

"Section 70. In case of any dispute or difference of opinion existing between the department or board or bureau of health and any person, firm or corporation as aforesaid, regarding the construction of plumbing, house or building drainage or cesspools, the same shall be submitted by either party to the director of the department of public safety, or the presiding officer of the department or board or bureau of health, together with the two plumbers of the examining board who are in no wise connected with the city or municipal government and in cities of the second class in addition to the foregoing the public health engineer, a plumbing inspector and an architect to be designated by the director of public safety, who shall pass upon the same, and whose findings therein, after hearing, shall be final and conclusive upon all parties."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 75, as follows:

An Act to further amend section one thousand one hundred thirty-one of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by requiring boroughs to establish police pension funds in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred thirty-one of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" as last amended by the act approved the ninth day of May one thousand nine hundred forty-nine (Pamphlet Laws 921) is hereby further amended to read as follows

Section 1131 Police Pension Fund Where a police force is being maintained the borough [may] shall unless there is a private organization or association constituting and managing an existing pension fund for the members of the police force in such borough by ordinance provide for the purchase of annuity contracts for the payment of pensions or establish a police pension fund into which each member of the police force shall pay an equal and proportionate monthly charge not exceeding annually three per centum of the pay of such member All pension funds established under the provisions of this section shall be under the direction of the borough council or such committee as it may designate and shall be applied under such regulations as the council may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service Any allowances made to those who are retired by reason of disability or age shall be in conformity with a uniform scale

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dairymple,	Kline,	Olsen,	Varnar,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 789, as follows:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended by adding immediately after Section 689 a new section to read as follows

Section 689.1 Unlawful Coercion in Contracting Insurance Who ever being engaged in the business of financing the purchase of real or personal property or of lending money on the security of real or personal property requires as a condition precedent to financing the purchase of such property or to lending money upon the security of a mortgage thereon or as a condition prerequisite for the renewal or extension of any such loan or mortgage or for the performance of any other act in connection therewith that the person for whom such purchase is to be financed or to whom the money is to be loaned or for whom such extension renewal or other act is to be granted or performed shall negotiate any policy of insurance or renewal thereof covering such property through a particular insurance company agent or broker shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and in the case of individuals or the responsible officers agents or employees of a corporation partnership or association to undergo imprisonment not exceeding one (1) year or both

Nothing contained in this section shall prevent any person from approving or disapproving for good cause the insurance company selected to underwrite such insurance

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudensfield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kiline,	Olsen,	Varnier,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pitney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,

Ferster,
Fillip,
Fila,
Firmstone,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,
Goodling.

Leven,
Light,
Limper,
Loftus,
Loprestl,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley.

Price, R. A.,
Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovansek,

Wheeler,
White,
Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—2

Bower,

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 860, as follows:

An Act concerning devises bequests or gifts in trust for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Every nonprofit corporation heretofore or hereafter incorporated under the laws of the Commonwealth of Pennsylvania for the purpose of conducting or maintaining a public or private cemetery therein and every religious corporation authorized by its articles to maintain a burial ground may be appointed the original trustee or when for any reason a vacancy may occur in a trusteeship substituted or successor trustee for and as such may receive devises bequests or gifts the principal of which is to be held in trust in perpetuity or for a lesser period of time for the care maintenance preservation ornamentation or benefit of its cemetery or burial ground or the cemetery lots therein in which burial rights have been or may hereafter granted upon giving its own bond without surety provided the court having jurisdiction of the appointment of any such trustee or substituted or successor trustee so to be appointed has made proper provision for the administration of said devises bequests or gifts separate and apart from the corporate assets of said corporation

Section 2 Any such corporation which as trustee or substituted or successor trustee may receive devises bequests or gifts the principal of which is to be held in trust in perpetuity or for a lesser period of time for the care maintenance preservation ornamentation or benefit of its cemetery or burial ground or the cemetery lots therein in which burial rights have been or may hereafter be granted may combine and merge the principal of two or more such trust funds in an omnibus fund for purposes of investment of the same

Section 3 Corporations which may receive such trusts as aforesaid shall not be required to file triennial accounts but shall be subject to the court having jurisdiction to proceedings to compel the filing of accounts in the discretion of said court

Section 4 All actions and proceedings which have taken place heretofore and which conform to the provisions of this act are hereby ratified and confirmed to all intents and purposes as if taken after the passage of this act

Section 5 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

Section 6 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kilne,	Olser,	Vanner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Fillp,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 940, as follows:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of non-

payment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any county city borough incorporated town township school district poor district or county institution district has heretofore failed to file in the office of the prothonotary of the county any tax claim or municipal claim assessed against any property within the time limit required by law for such filing whereby the lien of such tax or municipal claim is lost or has heretofore filed any tax claim or municipal claim assessed against any property and in such claim has described the property against which the claim was assessed only by the name of the owner and the distance from a given point or has heretofore filed in the office of the prothonotary of the proper county any tax or municipal claim and the county city borough incorporated town township school district poor district or county institution district has not within a period of five (5) years after the date on which any such claim was filed sued out a writ of scire facias to reduce the same to judgment or has not done so in time in the case of a tax or municipal claim has not within said period of five (5) years filed a suggestion of nonpayment and an averment of default or whenever any writ of scire facias has been issued to reduce any such claim to judgment and by reason of defense or any other court proceedings or by reason of failure to file a praecipe on time judgment has not been entered within a period of five (5) years after the date on which such writ was issued or whenever any such tax or municipal claim has been reduced to judgment and the county city borough incorporated town township school district poor district or county institution district has not within the period of five (5) years after the date on which such judgment was entered or within five (5) years after the date on which such judgment was last revived filed a suggestion of nonpayment and an averment of default or sued out a writ of scire facias to revive the same or has not within a period of five (5) years from the date of filing a suggestion of nonpayment and an averment of default prior to the twentieth day of May one thousand nine hundred forty-nine in cases of other than tax claims issued a writ of scire facias to revive said claim or claims or lien or liens then in any such case any such county city borough incorporated town township school district poor district or county institution district may within six (6) months after the effective date of this act file such tax or municipal claim or amend such claim so as to properly describe the property against which the claim is assessed or issue its praecipe for a writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in case of writ of scire facias has been issued but the same has not been reduced to judgment within five (5) years from the date of issuance issue its praecipe for an alias writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in the case of a tax or municipal claim where no judgment has been entered file a suggestion of nonpayment and an averment of default or in case judgment has been entered on a tax or municipal claim either file a suggestion of nonpayment and an averment of default or issue its praecipe for a writ of scire facias on any such judgment and proceed to judgment in the manner provided by law to obtain judgments of revival and such claim or judgment so entered or revived shall be a valid claim or judgment and be a lien upon the real estate upon which it was a lien at the time the claim was filed or the judgment was entered and said claim or judgment was entered and said claim or judgment may be revived or further revived and collected as other claims or judgments upon tax or municipal claims are revived and

collected Provided however That the lien of any such claim or judgment shall not reattach against any real estate transferred to any purchaser before such claim is filed or during the time when the lien of any such tax or municipal claim or judgment was lost nor shall the lien of any such claim or judgment impair or affect the priority of the lien of any mortgage or other lien which gained priority because of the failure of the county city borough incorporated town township school district poor district or county institution district to file such claim or to properly describe the property against which the claim was assessed or to sue out the writ of scire facias or file a suggestion of nonpayment and an averment of default within the five (5) year period or was entered of record during the time the lien of such tax or municipal claim or judgment was lost nor shall any such lien so revived impair or affect the priority of the lien of any mortgage or other lien which was entered prior to the tax or municipal claim or which gained priority during the time such lien was not revived or was not effective

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyte,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varnier,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 944, as follows:

An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" by increasing the fees in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" as last amended by the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 773) is hereby further amended to read as follows

Section 1 Be it enacted &c That from and after the passage of this act the fees to be charged and received by constables in this Commonwealth shall be as follows

For executing a warrant on behalf of the Commonwealth for each defendant [one dollar] two dollars fifty cents

For conveying defendants except vagrants to jail on mittimus or warrants for each defendant one dollar fifty cents and in addition thereto for each mile going and returning ten cents

For arresting persons guilty of a breach of the peace riotous or disorderly conduct drunkenness or who may be engaged in the commission of any unlawful act tending to imperil the personal security or endanger the property of the citizens or violating any ordinance of any borough for the violation of which a fine or penalty is imposed or offending or suspected of offending against the laws of this Commonwealth protecting timberlands or the violation of any other law of this Commonwealth authorizing arrest by constable without process and bringing such offender before a justice of the peace for each defendant one dollar and for every act in or about the arrest or commitment of vagrants [one dollar] two dollars for each vagrant so arrested or arrested and committed and mileage as hereinafter provided

For levying a fine or forfeiture on a warrant fifty cents

For taking the body of a defendant into custody on a mittimus where bail is afterwards entered before delivery of body to the jailer [one dollar] two dollars fifty cents

For executing discharge to jailer [one dollar] two dollars fifty cents

For executing bail-piece one dollar

For executing a search-warrant and making return thereon one dollar

For making returns to the court of quarter sessions two dollars and fifty cents

For serving summons notices on referees suitor or tenant either personally or by leaving copy [seventy-five] one dollar fifty cents for each person served

For serving subpoena in all cases [seventy-five] one dollar fifty cents for the first witness and [twenty-five] seventy-five cents for each additional witness served

For executing attachment [seventy-five] one dollar fifty cents for each defendant and garnishee served

For arresting on a capias one dollar for each person arrested

For taking bail on a capias or for delivery of goods fifty cents

For notifying plaintiff where defendant has been arrested on capias to be paid by plaintiff twenty-five cents

For serving capias execution one dollar

For executing landlord's warrant [one dollar] two dollars

For taking inventory of goods each item two cents

For levying or distraining goods [one dollar] two dollars fifty cents

For advertising personal property to public sale two dollars and fifty cents

For selling goods levied or distrained [one dollar] two dollars and when the same continues longer than three hours [three] five dollars per day

For clerk hire at said sales when necessary [two] five dollars per day

For watchman taking charge of property levied on when necessary [two] five dollars per day also reasonable expenses of insurance arranging goods for sale heat light storage rent transportation feeding livestock and similar expenses incurred in caring for and keeping goods and chattels levied upon when the same is necessary and advantageous or when requested by the plaintiff or defendant to incur such expense

For receiving and paying over money paid after a levy without sale one dollar and fifty cents

For copy of vendue paper when demanded each item two cents

For putting up notice of distress at mansion-house or at any other place on the premises fifty cents

For serving scire facias either personally or by leaving a copy for each person served [fifty cents] one dollar fifty cents for the first copy seventy-five cents for each additional copy

For executing order of removal of a pauper or paupers [one dollar] two dollars for each pauper

For making return of nulla bona or non est inventus on any writ one dollar fifty cents

For executing writ of restitution [two] five dollars

For executing writ of possession [two] five dollars

For serving summons in landlord and tenant proceedings one dollar fifty cents

For taking inventory of goods on an execution each item two cents

For holding appraisement where exemption is claimed by defendant four dollars out of which the constable shall pay to each appraiser one dollar

For traveling expenses in the performance of any duty or service hereinbefore set forth or in the performance of any other duty or service required by law each mile going and returning ten cents to be computed by the route usually traveled in going from points and places where said constables may reside or where he receives any paper to be executed to the points or places required to be traveled whether that route be by highway railroads or otherwise Provided That in no case shall more mileage be demanded or received than for the miles actually traveled

For services not herein specially provided for the same fee may be charged and received as for similar services

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,

Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varnier,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBols,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Poleh,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1044, entitled:

An Act to amend Section 1178 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by excepting the positions of chief or assistant chief of the fire department or equivalent from civil service provisions providing for reinstatement of such persons to former positions as paid operators of fire apparatus.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMENDED

Mr. HARRY W. PRICE. Mr. Speaker, I move that this bill be recommended to the Committee on Boroughs for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1063, as follows:

An Act to amend Section 1 of the act approved the tenth day of June one thousand eight hundred ninety-seven (P. L. 139) entitled "An act to limit the period of time within which suits may be brought against sureties of constables" by providing that suits on constables' bond shall be brought within six years from time at which cause of action arose

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the tenth of June one thousand eight hundred ninety-seven (P. L. 139) entitled "An act to limit the period of time within which suits may be brought against sureties of constables" is hereby amended to read as follows

Section 1 Be it enacted &c That suits against sureties [in constables bond] on constables' bonds shall not be sustained unless the same shall be instituted within [five] six years [after the date of such bond or obligation] to be computed from the time at which the cause of action shall have accrued

Section 2 All acts and parts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Poleh,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Levan,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1089, as follows:

An Act fixing the minimum pensions of policemen and firemen in certain cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any policeman or fireman who at the time this act becomes effective or thereafter is a beneficiary under any policemen's or firemen's pension or retirement system which was established by any city of the second class A or to which any such city has made financial contributions or appropriations shall be paid not less than one hundred ten dollars (\$110.00) per month

Section 2 The annual appropriation made by such city whether or not it retains its classification as a city of the second class A shall be sufficient when added to the contributions made by members during such year sums received from tax distributions and income from investments to pay in full the retirement allowance payable during such year

Section 3 The provisions of this act shall not be applied so as to result in a reduction of the monthly payments to any beneficiary now receiving such payments

Section 4 Provided that any increase in pension payment received by any person under the provisions of this act shall be deemed cost-of-living increases and shall not be construed as a permanent and binding obligation of the pension fund which will in perpetuity entitle present and future pensioners to secure pensions predicated upon such increases Such increased pensions shall be subject to revision by the General Assembly in the event of a decline or a rise in the cost of living provided that in no event shall any decrease in living costs result in decreasing the pension payments in effect prior to the passage of this act

Section 5 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 6 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,

Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Westcott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Loveti,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yelzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1106, as follows:

An Act authorizing any taxing authority in cities of the first class to take possession of any real estate on which taxes are delinquent designating the office and establishing the procedure relating to the taking over managing and control of such real estate conferring powers and imposing duties on such manager and providing for the distribution of revenue derived therefrom

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any taxing authority in any city of the first class is hereby authorized and empowered to take possession of any real estate within the jurisdiction of the taxing authority which is now or may hereafter become delinquent in taxes for a period of three (3) years and place the same under the control and management of the official responsible for the collection of real estate taxes of any such city of the first class

Section 2 Before taking possession of any such real estate the taxing authority shall file in the court of common pleas to the same term and number as any tax claims which is a lien against the said real estate a certificate setting forth a description of the property the number of years delinquent and the approximate amount without interest and penalties owing to it and any other taxing authority within its jurisdiction of real estate taxes water rents and sewer charges and a formal statement that it is taking possession by virtue of the provisions of this Act A copy of the certificate shall be served by sending by registered mail to the last owner of record at the address shown on the deed and by delivering a copy by hand to the occupant of the real estate if there be one or if there

be no occupant by leaving it upon the premises The copy to the occupant or left on the premises shall be for courtesy notice only and the registered receipt returned either signed or with other notation of the postal authorities shall be conclusive evidence of compliance with this act at the expiration of fifteen days after the mailing of the certificate unless all taxes water rents and sewer charges together with interest penalties and costs have been paid the official responsible for the collection of real estate taxes shall have power to and may assume the management and control of the real estate The taxing authority shall have the right to retain possession of the real estate until all taxes water rents and sewer charges together with interest penalties and costs are paid If the taxing authority is unable to acquire peaceable possession the court upon praecipe filed shall ward a writ in the nature of a writ of habere facias possessionem directed to the owner or any other party or parties in possession or claiming possession commanding him or them to deliver such possession to the taxing authority within fifteen days thereafter

Section 3 The official responsible for the collection of real estate taxes upon assuming the management and control of the real estate shall have the power to lease the property or any part thereof for a period not exceeding one year with the usual privilege of renewal or termination thereof upon three months notice He may make such repairs to the property as may be reasonably necessary to restore it to and maintain it in a tenantable condition utilizing for such purpose funds available for the abatement of nuisances and reimbursing such fund from the first rentals received even prior to application of such rentals to payment of taxes He may advertise for tenants and collect the costs of repairs and advertising from rentals collected He may appoint as agent or agents to collect the rentals of the real estate any properly qualified real estate agent and may pay such agent or agents the customary commission for rent collections All commissions costs and necessary expenses shall be deducted from the rents collected and the balance applied in payment of taxes water rents and sewer charges in the order named Upon payment of all taxes water rents and sewer charges owing either by the owner or by the collection of rentals the taxing authority shall or at such time prior thereto as he may deem advisable may relinquish possession to the owner subject to any lease or leases given or executed by the appropriate official who shall assign any such lease or leases to the owner at the time he relinquishes possession of such property

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraff,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Guttendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,

Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBols,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovanssek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1113, as follows:

An Act to further amend Section 17 of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by providing for partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes providing penalties and making appropriations from the Motor License Fund for the payment of such reimbursements and expenses in connection therewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 17 of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds

thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" as temporarily amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1880) is hereby further amended to read as follows

Section 17 Refunds The Board of Finance and Revenue may refund to distributors taxes penalties and interest paid by them on liquid fuels delivered to the United States government or paid as the result of an error of law or of fact or of both law and fact Claims for such refunds shall be made under the procedure prescribed by The Fiscal Code.

Any person who shall use or buy liquid fuels on which the tax imposed by this act shall have been paid and shall consume the same in the operation of any non-licensed farm tractor or licensed farm tractor when used off the highways for agricultural purposes or non-licensed powered farm machinery for purposes relating to the actual production of farm products shall be reimbursed one-half the amount of such tax

All such claims for reimbursement shall be made upon a form to be furnished by the Board of Finance and Revenue and shall include in addition to such other information as the board may by regulation prescribe the name and address of the claimant the period of time and the number of gallons of liquid fuels used for which reimbursement is claimed a description of the farm machinery in which such liquid fuels have been used and the purpose for which such machinery has been used the size of the farm and part thereof in cultivation on which such liquid fuels have been used Each such claim shall contain statements that the liquid fuels for which reimbursement is claimed have been used only for purposes for which reimbursements are permitted that records of the amounts of such fuels used in each piece of farm machinery have been kept and that no part of such claim has been paid except as stated Each such claim shall contain a declaration that it and accompanying receipts are true and correct to the best of claimant's knowledge and shall be signed by the claimant or the person claiming on his behalf Every claim shall be accompanied by receipts indicating that the liquid fuels tax was paid on the liquid fuels for which reimbursement is claimed All records of purchases of liquid fuels and use in each tractor or powered machinery shall be kept for a period of two years Every such claim shall be made [quarterly for a period represented by the preceding three months] annually for the preceding year ending on the thirtieth day of June and shall be submitted to the Board of Finance and Revenue not later than the [fifteenth day of April July October and January following the end of each three-months period] thirtieth day of September of each year and the board shall refuse to consider any claim received or post-marked later than such date The claimant shall satisfy the board that he has paid the tax and that the liquid fuels have been consumed by him in the operation of a tractor or piece of powered machinery for purposes relating to the actual production of farm products The board may require any claimant to furnish such further information proof or fuller explanation as it shall deem necessary The action of the Board of Finance and Revenue in granting or refusing reimbursement shall be final The board shall deduct the sum of one dollar and fifty cents (\$1.50) which shall be considered as a filing fee from every claim for reimbursement granted Such filing fees are hereby specifically appropriated to the Board of Finance and Revenue and to the Department of Revenue for expenses of any nature whatsoever incurred in the administration of the reimbursement provisions of this act The Board of Finance and Revenue shall have the power to refuse to the Department of Revenue for investigation any claim for reimbursement filed under the provisions of this act and it shall be the duty of the Department of

Revenue to investigate such application and report to the Board of Finance and Revenue relative thereto. Any person making any false or fraudulent statement for the purpose of obtaining reimbursement shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one thousand dollars (\$1000) or to undergo imprisonment for not more than six (6) months or both.

All refunds and reimbursements of moneys allowed hereunder shall be paid from the Motor License Fund and the Liquid Fuels Tax Fund in amounts equal to the original distribution and payment of such moneys into said funds. Provided however that reimbursement for taxes paid on liquid fuels consumed in the operation of tractors and powered machinery for purposes relating to the actual production of farm products shall be paid out of the Motor License Fund.

As much of the moneys from time to time in the Motor License Fund and the Liquid Fuels Tax Fund as may be necessary is hereby appropriated to the Board of Finance and Revenue for the purpose of making refunds and reimbursements as herein authorized. Estimates of the amounts to be expended from these funds for refunds and reimbursements from time to time by the board shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations to administrative departments, boards and commissions and it shall be unlawful for the Auditor General to honor any requisition of the Board of Finance and Revenue for the expenditure of moneys hereunder in excess of the estimates approved by the Governor.

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one and shall apply only to liquid fuels purchased on and after said date.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraff,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudensfield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Brelsich,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buccchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,

Ewing,
Fenrich,
Ferster,
Fillip,
Filo,
Firmstone,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,
Goodling,

Leonard, L.,
Leonard, W. C.,
Leven,
Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Polen,
Price, H. W. Jr.,
Price, R. A.,
Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Westrick,
Whalley,
Wheeler,
White,
Williams,
Witt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—2

Bower,

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1223, as follows:

An Act appropriating certain moneys in the Motor License Fund to Cities, Boroughs, Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 There is hereby appropriated for the two calendar years beginning the first day of January one thousand nine hundred fifty-two to the respective Cities, Boroughs, Towns and Townships of this Commonwealth which are responsible for the maintenance of public roads and streets from one cent of any additional tax over and above the permanent State Tax on liquid fuels as defined in the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) and its amendments known as "The Liquid Fuels Tax Act" the following sums for the purposes and subject to the conditions and limitations hereinafter set forth:

(a) The sum of twelve million dollars (\$12,000,000) per annum shall be paid to such Cities, Boroughs, Towns and Townships in accordance with the following formula:

Seven million two hundred thousand dollars (\$7,200,000) divided by the Total miles of public roads and streets which are maintained by municipalities and townships	Multiplied by the Number of such miles in the particular municipality or township	=
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(b) The sum of three million dollars (\$3,000,000) per annum shall be paid to such Cities, Boroughs, Towns and Townships in accordance with the following formula:

Three million dollars (\$3,000,000) divided by the Total miles of public roads and streets which are maintained by municipalities and townships	Multiplied by the Number of such miles in the particular municipality or township	=
---	---	---

(Amount due the particular municipality or township)

for the improvement of public roads and streets including bridges and drainage structures under their respec-

tive jurisdictions in accordance with agreements with the Department of Highways for projects on which one half or more of the cost is paid by the respective municipality or township from funds obtained from sources other than the Motor License Fund the Liquid Fuels Tax Fund or Federal-aid Highway Funds. In any municipality or township in which all of the roads or streets are classified as improved according to the standards of the Department of Highways the word improvement shall include resurfacing or replacement

Plus

Four million eight hundred thousand dollars (\$4,800,000) divided by the Total official population of the municipalities and townships having responsibility for the maintenance of public roads or streets

Multiplied by the Official population of the particular municipality or township

=
=
(Amount due the particular municipality or township)

to be expended by the authorities of the respective municipalities or townships for the maintenance repair construction or reconstruction of such public roads or streets including bridges culverts and drainage structures for which they are legally responsible

(c) The moneys appropriated and allocated in subsection (a) of this section shall be paid over in the manner provided by law on requisition of the Secretary of Highways to the respective Cities Boroughs Towns and Townships on the first day of March June September and December of each year

(d) The moneys appropriated and allocated in subsection (b) of this section shall be paid over on requisition by the Secretary of Highways in the manner provided by law to the respective Cities Boroughs Towns and Townships under the terms of project agreements with the Department of Highways

Section 2 In order to qualify for its share of the moneys herein provided each City Borough Town and Township shall

(a) Furnish evidence annually to the Department of Highways that its treasurer is bonded in accordance with law

(b) Submit an acceptable report on forms furnished by the Department of Highways concerning the way or ways the funds provided in Section 1 of this act shall be expended

(c) Submit an acceptable report on forms furnished by the Department of Highways on the fifteenth day of January and July for the periods ending December thirty-first and June thirtieth respectively showing the cost of work done pursuant to the funds provided in Section 1 of this act in such detail as may be required by the Department of Highways

(d) Designate one person to supervise the work to be performed with the moneys herein provided

(e) Establish and maintain a special fund into which the moneys herein provided shall be deposited and into which no other moneys may be deposited or co-mingled and a special account which will reflect all expenditures involving such moneys which account shall be subject to inspection by the Department of Highways and audit by the Auditor General

(f) Furnish satisfactory evidence to the Department of Highways that a tax to provide funds for road and street purposes is being levied

Section 3 All materials used and work done on any project financed in whole or in part with the funds appropriated herein shall conform to the current specifications of or specifications approved by the Department

of Highways and be subject to inspection by the Department of Highways

Section 4 (a) The calculation of mileages shall be determined annually as of the first day of January by the Department of Highways from reports submitted by the municipalities and townships. The term "roads and streets" is defined to mean public roads and streets used for travel by horse drawn and motor vehicles and to exclude ways courts and alleys

(b) The calculations involving population shall be made by the Department of Highways and shall be based on the latest available official census figures. Where the population of any municipality or township changes by reason of annexation withdrawal or dissolution the Department shall not be presumed to have notice of such change until furnished with a statement approved by all affected political subdivisions or with an order of a court of competent jurisdiction

Section 5 The Department of Highways shall make available to the corporate authorities of the municipalities and townships copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipt and expenditure of any funds authorized herein

Section 6 Any funds appropriated and allocated under the provisions of Section 1 (a) of this act withheld from any municipality or township for failure to comply with any of the provisions of this act for a period of two years shall lapse and be returned to the Motor License Fund and any funds appropriated and allocated under Section 1 (b) of this act remaining unused or unobligated under agreement with the Department of Highways for a period of three years shall lapse and be returned to the Motor License Fund

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraff,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bombberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Brelsich,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buechin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varnier,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,

Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1226, as follows:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any corporation or any two corporations now formed or organized under the provisions of the ninth paragraph of section two of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (P. L. '73) entitled "An act to provide for the incorporation and regulation of certain corporations" namely "The maintenance of a society for beneficial or protective purposes to its members from funds collected therein" except fraternal benevolent charitable or secret societies issuing beneficial certificates and paying benefits to their membership through the lodge system and insurance or relief associations formed by or for the exclusive benefit of employees of corporations or firms or formed by or for the exclusive benefit of members of any religious corporation or associations may be reincorporated or merged and reincorporated as the case may be as a life insurance company of the class known as limited life insurance companies for the purpose of making insurance either upon the stock or mutual principle upon the health of individuals and against personal injury or disablement and against death resulting from natural or accidental causes including endowment insurance in such amounts and upon such conditions as is now or hereafter may be provided by law in the case of limited life insurance companies Provided however That any such corporation or any two such corporations may not reincorporate or merge and reincorporate as a limited life insurance company under this act unless such corporation or corporations are operating in compliance with the requirements of this act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1643) entitled "An act relating to certain existing beneficial societies conferring certain rights powers and duties upon them their officers and members authorizing the payment of benefits by them in the event of sickness accident disability or death regulating such societies and corporations and limiting the amount for which they may issue membership certificates or policies providing for reserves imposing penalties and repealing certain existing laws and parts of law"

Section 2 Any such corporation or any two such cor-

porations desiring to reincorporate or to merge and reincorporate as the case may be under the provisions of this act shall proceed in the following manner A meeting of the members of such corporation or of each such corporation shall be held and if a majority of the members of such corporation or corporations shall vote or authorize a vote in favor of the reincorporation or merger and reincorporation a resolution or resolutions to that effect shall be adopted and upon the recording of such resolution or resolutions in the office for the recording of deeds in the county where such corporations or each such corporation has its principal office the directors of such corporations or the respective directors of such two corporations acting jointly as the case may be may make articles of association as provided by law for the incorporation of insurance companies upon which articles shall be had the same proceedings as provided by law for the incorporation of new insurance companies and upon the approval of said articles such corporation or corporations shall become a corporation under this act and all the estate and property real and personal rights of action liabilities and obligations of such former corporation or corporations shall be deemed and taken to be transferred to and vested in or attached to the corporation formed under this act without further act or deed

As soon as the entire amount of the authorized capital of a stock insurance company incorporated under this act has been paid in certificates shall be issued therefor to the persons entitled to receive the same which certificates shall be transferable upon the books of the company and the president or secretary of the company shall notify the Insurance Commissioner that the entire capital of the company has been paid in and that it is ready to commence business Upon receipt of such notice the Insurance Commissioner shall in person or by deputy or examiners examine the company and in case he finds that it has complied with the provisions of this act and is possessed of funds equal to the amount of its capital he shall issue to said company a certificate showing that it has been organized in accordance with the provisions of this act and that it has the requisite amount of capital for the transaction of business in the Commonwealth which certificate shall empower the company to issue policies and otherwise transact the business of insurance for which it was incorporated

In the case of a mutual life insurance company incorporated under this act upon the receipt of a notice from the president or secretary of such company the Insurance Commissioner shall make an examination and if he finds that it has the necessary amount of insurance in force and that the guarantee capital has been paid in he shall issue a certificate authorizing the company to commence business

The Insurance Commissioner may also conduct such examination of any proposed company as may be deemed necessary to determine whether the responsibility character and general fitness for the business of the incorporators and directors named in the articles are such as to command the confidence of the public and to warrant the belief that the business of the proposed company will be honestly and efficiently conducted in accordance with the intent and purpose of this act

Until such time as the Insurance Commissioner shall issue a certificate authorizing companies to commence business under this act said companies shall have the same powers to transact the business of insurance as were possessed by said companies prior to their reincorporation under this act

Any corporation formed under this act shall be authorized to transact the business of insurance in the same manner and upon the same conditions as insurance companies are by law authorized to do in so far as not inconsistent with the provisions of law relating to limited life insurance companies

Section 3 Any corporation formed under the provisions of this act shall place reserves on the life portion contained in all policies issued based upon a standard table of mortality with interest at a rate of not more than three and one-half per cent (3½%) as approved by the Insur-

ance Department of the Commonwealth and reserves shall be carried on the disability feature of fifty per centum of the actual weekly monthly or annual premiums in force and reserves shall be charged on all definite and outstanding incurred claims

Section 4 Capital stock of a stock company formed under this act shall not be less than twenty-five thousand dollars and shall be divided into shares of not less than ten dollars each payment of which shall be made in lawful money ten per centum on each share at the time of subscribing and the balance at such times as the company may direct not exceeding one year from the time of subscription and the company may provide such rules with regard to forfeiture of partial payments on subscriptions as they may deem advisable which rules shall be binding upon the subscribers provided they are made known at the time of subscription Each such company shall in addition thereto have a surplus paid in at least equal to the amount of the capital stock

Section 5 The annual meeting for election of directors of any company formed under this act shall be held at such time on or before the first day of May as the by-laws of the company may direct and such notice of the time and place of meeting shall be given to the stockholders or members as may be provided in the by-laws and at such annual meeting the stockholders or members shall elect by ballot not less than five nor more than thirteen directors to serve for one year and until their successors are duly chosen Provided That at any annual meeting of the stockholders or members it may and shall be lawful to divide the directors which are to be chosen into two three or four classes and to elect the first class to serve for the term of one year and the second third and four to serve two three and four years respectively and at all ensuing elections of said company the stockholders or members shall only elect the number of directors necessary to take the place of those whose terms of office shall then expire and such directors shall be elected as hereinbefore provided and in case of vacancy or vacancies shall happen in the number of said directors the board of directors shall choose and elect a proper person or proper persons to fill such vacancy or vacancies during the remainder of the term or terms for which the person or persons in whose place or places such vacancy or vacancies shall have happened shall have been elected

Section 6 Any mutual company formed under this act shall be authorized to do the business of insurance when it shall have insurance in force against death amounting to not less than two hundred fifty thousand dollars upon at least two thousand persons Provided That no such company shall be authorized to do the business of insurance until it shall have a guarantee capital of at least twenty-five thousand dollars and a surplus of at least twenty-five thousand dollars and until it shall have deposited with the Insurance Commissioner the sum of twenty-five thousand dollars in cash or approved securities which sum the Insurance Commissioner is hereby authorized and empowered to receive and it shall be his duty to hold the same for the benefit of the member of such corporation and its creditors preference being given thereto in the following order to wit first claims under policies second salaries of employes third general creditors

Section 1 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraff,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,

Bear,	Guthrie,	McDermitt,	Schmidt.
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varnier,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Fillip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Willt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower.

Flack.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 141, as follows:

An Act authorizing the Secretary of Highways to lay out open construct and maintain a road to be a part of the system of State Highways in Bucks County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Highways is hereby authorized to lay out open construct and maintain as a part of the system of State Highways a road beginning at a point on Route 326 in Upper Makefield Township Bucks County near Bowman's Hill and extending north eastwardly to an intersection with a road in Washington Crossing State Park

Section 2 The laying out opening constructing and maintaining of the road here-in-before authorized shall be in accordance with the provisions of present or future laws governing the relocation widening constructing reconstructing and maintaining of State Highways

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Piaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 151, as follows:

An Act to further amend subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien

of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personalty building or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth of any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the sixth day of June one thousand nine hundred thirty-nine (P. L. 261) is hereby further amended to read as follows

Section 1403 Protection of Commonwealth's Tax Claims in Case of Bulk Sales or Sales of Real Estate or Auction Sales (a) Every corporation joint-stock association limited partnership or company which shall sell or transfer in bulk fifty-one per centum or more of any stock of goods wares or merchandise of any kind fixtures machinery equipment buildings or real estate shall give the Department of Revenue ten days' notice of the sale or transfer prior to the completion of the transfer of such property. It shall also be the duty of every corporation joint-stock association limited partnership or company to file all State tax reports with the Department of Revenue to and including the date of such proposed transfer of property and pay all taxes due the Commonwealth to and including said date. The seller or transferer shall present to the purchaser of such property a certificate from the Department of Revenue showing that all State tax reports have

been filed and all State taxes paid to and including the date of the proposed transfer. The failure of the purchaser to require this certificate shall render such purchaser liable to the Commonwealth for the unpaid taxes owing by the seller or transferer to and including the date of such transfer whether or not at that time such taxes have been settled assessed or determined. Provided That nothing contained in this act shall apply to sales or transfers made under any order of court or to any sales or transfers made by assignees for the benefit of creditors executors administrators receivers or any public officer in his official capacity or by any officer of a court.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dairymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Relly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower,

Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate

with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 209, as follows:

An Act to further amend Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth" by increasing the compensation of coroner's jurors.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth" as amended by the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 757) is hereby further amended to read as follows:

Section 1 Be it enacted &c That all persons hereafter summoned or notified to serve as coroner's jurors in the Commonwealth shall be entitled to receive as compensation the sum of [two dollars] four dollars (\$4) per day and no mileage these fees to be paid in the same manner that the fees of coroner's jurors are now paid.

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dairymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,

Ferster,	Leven,	Price, R. A.,	Wheeler,
Flip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 273, as follows:

An Act to amend Subsection (d) of Section 4 and Section 11 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by authorizing the leasing of certain projects upon their being opened to public use

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (d) of Section 4 and Section 11 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests

therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" are hereby amended to read as follows

Section 4 Purposes and Powers General

* * * * *

(D) To acquire under agreement with the Department of Highways with the approval of the Governor state highways bridges easements or rights of way necessary or desirable for carrying out the purposes of the Authority and (without limitation of the foregoing) to lease from the department any property real personal or mixed or any interest therein now owned or hereafter acquired by the Commonwealth of Pennsylvania with the approval of the Governor for a term not exceeding ninety-nine (99) years at a nominal rental or at such annual rental as may be determined and with the approval of the Governor to lease as lessor to the Commonwealth of Pennsylvania or to the Department of Highways any project at any time constructed or made available for public use by the Authority and any property real personal or mixed tangible or intangible or any interest therein at any time acquired by the Authority and with the approval of the Governor to sell transfer and convey to the Commonwealth of Pennsylvania any project at any time constructed or made available for public use by the Authority and any property real personal or mixed tangible or intangible or any interest therein at any time acquired by the Authority

* * * * *

Section 11 Contracts to Lease and Leases by Department from Authority The department shall have power and authority with the approval of the Governor to enter into contracts with the Authority to lease as lessee from the Authority any or all of the projects undertaken by the Authority for a term with respect to each project constructed not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority and upon the completion of the said projects or in the case of highways and bridges upon the opening of same to public use the department shall have power and authority with the approval of the Governor to lease as lessee any or all of the projects completed by the Authority or opened to public use for a term with respect to each project leased not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,

Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varnier,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reldenbach,	Wood,
Gaffney,	Lovett,	Relly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
Goodling,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Bower, Flack,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

REPORTS FROM COMMITTEES

Mr. GUARNIERI from the Committee on Judiciary, reported as amended, House Bill No. 511, entitled:

An Act to further amend Sections 614 and 615 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by increasing the penalty provisions and providing for fines and imprisonment.

Mr. THOMAS H. W. JONES from the Committee on Judiciary, reported as committed, House Bill No. 1236, entitled:

An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and

liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," by making an editorial correction.

Mr. MADDEN from the Committee on Counties, reported as amended, Senate Bill No. 433, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by reclassifying counties of the fifth, sixth and seventh classes, and providing for elections pursuant to changes of classification by counties

SENATE MESSAGES

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 844, entitled:

An Act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by providing that the provisions of said act shall continue in effect until repealed and Providing That such tax shall be in lieu of other taxes on the same subject imposed by the Commonwealth or any political subdivision thereof

Mr. JOHNSON. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 844

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. SMITH, YEAKEL and ANDREWS.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 73.

An Act to amend Article V of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consol-

idating and changing the laws relating thereto" by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 2, line 15, by striking out after the word "exceeding" the words and figures "twelve dollars (\$12)" and inserting in lieu thereof the words and figure "eight dollars (\$8)"; line 16 by striking out after the word "with" the words "railroad expenses actually incurred" and inserting in lieu thereof the words "mileage at the rate of six cents (6c) for each mile."

On the quetsion,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I move that the House nonconcur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 378.

An Act to further amend the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1743) entitled as amended "An act relating to magistrates and magistrates courts in the city of Philadelphia imposing certain duties upon and prohibiting certain practices by magistrates and fixing their compensation imposing certain duties on the city controller in regard thereto authorizing the employment by him of additional clerks and fixing their compensation regulating the practice in and defining magistrates courts the entering of bail and the issuance of discharges in criminal cases in the county of Philadelphia conferring certain powers over magistrates and magistrates courts and imposing certain duties in connection therewith upon the judges of the courts of common pleas of the county of Philadelphia the Attorney General and the District Attorney providing for the appointment and employment of stenographers to report proceedings in certain cases heard by magistrates fixing the salaries of persons employed by authority of this act providing penalties for violations of the provisions thereof and repealing certain prior acts" by making the increase in salaries of magistrates applicable to all magistrates including the additional salary of the chief magistrate for his duties as such and increasing the same and by further providing for the costs of transcripts or reports

HOUSE BILL No. 684.

An Act providing for the observance of the 175th anniversary of the adoption of the Declaration of Independence creating a commission to cooperate with like commissions of the government of the United States and of the City of Philadelphia in arranging ceremonies and making an appropriation.

HOUSE BILL No. 827.

An Act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and

the payment of such pensions" by reducing the retirement age.

HOUSE BILL No. 983.

An Act requiring wells and cisterns to be covered or sealed and providing penalties.

With information that the Senate has passed the same without amendment.

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 152.

An Act to amend Sections 15 and 17 of the act approved the twenty-second day of April one thousand nine hundred forty-nine (P. L. 715) entitled "An act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor and prescribing certain duties of the Governor the Auditor General and the State Treasurer to be exercised in connection therewith conferring jurisdiction in condemnation proceedings on certain courts of common pleas authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges providing for the operation of such bridges as toll bridges after acquisition providing a plan for making such bridges free bridges under certain terms and conditions and for their control and maintenance after acquisition and making an appropriation" by authorizing the Secretary of Highways to procure and pay for certain insurance for bridges acquired under the provisions of said act and providing for the assignment of route numbers to such bridges.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 152.

An Act to amend Sections 15 and 17 of the act approved the twenty-second day of April one thousand nine hundred forty-nine (P. L. 715) entitled "An act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor and prescribing certain duties of the Governor the Auditor General and the State Treasurer to be exercised in connection therewith conferring jurisdiction in condemnation proceedings on certain courts of common pleas authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges providing for the operation of such bridges as toll bridges after acquisition providing a plan for making such bridges free bridges under certain terms and conditions and for their control and maintenance after acquisition and making an appropriation" by authorizing the Secretary of Highways to procure and pay for certain insurance for bridges acquired under the provisions of said act and providing for the assignment of route numbers to such bridges.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 11, 380, 519, 591 and 595.
Resolution for concurrence (Serial No. 122).

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 378.

An Act to further amend the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1743) entitled as amended "An act relating to magistrates and magistrates courts in the city of Philadelphia imposing certain duties upon and prohibiting certain practices by magistrates and fixing their compensation imposing certain duties on the city controller in regard thereto authorizing the employment by him of additional clerks and fixing their compensation regulating the practice in and defining magistrates courts the entering of bail and issuance of discharges in criminal cases in the county of Philadelphia conferring certain powers over magistrates and magistrates courts and imposing certain duties in connection therewith upon the judges of the courts of common pleas of the county of Philadelphia the Attorney General and the District Attorney providing for the appointment and employment of stenographers to report proceedings in certain cases heard by magistrates fixing the salaries of persons employed by authority of this act providing penalties for violations of the provisions thereof and repealing certain prior acts" by making the increase in salaries of magistrates applicable to all magistrates including the additional salary of the chief magistrate for his duties as such and increasing the same and by further providing for the costs of transcripts or reports.

HOUSE BILL No. 684.

An Act providing for the observance of the 175th anniversary of the adoption of the Declaration of Independence creating a commission to cooperate with like commissions of the government of the United States and of the City of Philadelphia in arranging ceremonies and making an appropriation.

HOUSE BILL No. 827.

An Act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by reducing the retirement age.

HOUSE BILL No. 983.

An Act requiring wells and cisterns to be covered or sealed and providing penalties.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 256

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 256, Printer's No. 245, entitled "An Act to further amend Section 14 of the act approved the twenty-second day of May one thousand nine hundred thirty-five (P. L. 233) entitled 'An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employees of the Bureau of Police in cities of the second class providing a pension fund for said employees and providing for the payment of certain dues fees assessments fines and appropriations thereto regulating membership therein creating a board for the management thereof providing the amount mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds organizations corporations or associations having the same or similar purposes and of such additional monies as may be necessary to carry out the provisions of this act' by fixing and changing the amount of pension payments to beneficiaries."

JOHN S. FINE.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, today we find on our desk what I think is a very beautiful book. It is a copy of the Memorial Services we held for the departed Members of this House last February.

I know nothing can be done too well to keep the memory of them in our hearts. I think for a book such as this the Committee, the Chief Official Reporter, the office of the Chief Clerk, and whoever else is responsible for it, should certainly be congratulated.

To me it is a very, very, beautiful memento; it is something that every Member of this House can be proud to keep in memory of our friends who have gone before us. It is certainly something that we as Members can be proud to send to the families of our departed friends. I do not think anything can be said that would not be complimentary about this piece of literature. It is a beautiful book and again I think that congratulations of the House are in order to those responsible for it.

RESOLUTION

RECALLING HOUSE BILL No. 341 FROM THE GOVERNOR

Mr. GREER offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, May 23, 1951.

Resolved (if the Senate concur), that House Bill No. 341, Printer's No. 244, entitled "An act giving liens against real property priority over each other in point of time fixing the time from which priorities extend and imposing duties on judges and certain court and county officers and employees," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON
HOUSE BILL No. 844

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments non-concurred in by the House of Representatives, to House Bill No. 844, entitled:

An Act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by providing that the provisions of said act shall continue in effect until repealed and providing that such tax shall be in lieu of other taxes on the same subject imposed by the Commonwealth or any political subdivision thereof

And has appointed Messrs WOOD, BERGER and DENT a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

COMMITTEE MEETINGS

Cities and County—Second Class, Mr. Ewing, Chairman, Room 521, Wednesday, May 23, at 10:00 a. m.

Game and Forestry, Mr. Goodling, Chairman, Room 331, Wednesday, May 23, at 10:00 a. m.

Municipal Corporation, Mr. Boorse, Chairman, Room 521, Wednesday, May 23, at 9:00 a. m.

Welfare, Mr. Haudenshield, Chairman, Room 330, Wednesday, May 23, at 10:00 a. m.

ADJOURNMENT

Mr. CONWAY. Mr. Speaker, I move that this House do now and adjourn until Wednesday, May 23, 1951 at 11:00 a. m. EST.

The motion was agreed to, and (at 4:57 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., WEDNESDAY, MAY 23, 1951.

No. 52.

SENATE

WEDNESDAY, May 23, 1951.

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. ROBERT L. CURRY, Pastor of the First Methodist Church, St. Clair, Pennsylvania, offered the following prayer:

God, today is Yours and because of You, ours. Help us use every minute of it well. During this day may we never do anything we ought not do; may we do all we ought to do. We have so much on our minds. We have so many burdens and problems to care for, tax problems, budgets to balance, margarine to color, liquor to control, Sunday to keep holy and on and on.

Father, within the tumbling whirlpool of our feverish activities, make us, force us to stop and listen to You, for always out of the terrible turmoil of living there can come to us the Still Small Voice. O grant us patience and wisdom, patience to believe that things can work out to the good, and wisdom to make it possible to work those things out. Give us large minds and broad views, God. Teach us that self ego and smallness of mind is eventual decay and eternal destruction. Let not our faith in God or man or nation ever be weaned away from us. Let us never give ourselves to the philosophy of defeat, or to the idealism that Democracy might pass away.

God, bless America; God, bless our Commonwealth. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hugh McEwan, Blossburg, Tioga County, for appointment as a Member of the Board of Trustees of Blossburg State Hospital, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

MEMBERS OF THE PHILADELPHIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Philadelphia County Board of Assistance:

Joseph A. Faison (Republican), Philadelphia, from January 26, 1950, until December 31, 1951, and until his successor is duly appointed and qualified.

Louis Glazer (Republican), Philadelphia, from April 19, 1950, until December 31, 1951, and until his successor is duly appointed and qualified.

Miss Marion E. Buzby (Republican), Philadelphia, from September 22, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

Harry J. Magee, Jr. (Republican), Philadelphia, from January 1, 1951, until December 31, 1953, and until his successor is duly appointed and qualified.

J. Griffith Stringfield (Republican), Philadelphia, from January 1, 1951, until December 31, 1952, and until his successor is duly appointed and qualified.

Charles A. Cavanaugh (Republican), Philadelphia, from January 1, 1951, until December 31, 1953, and until his successor is duly appointed and qualified.

William H. Godfrey (Democrat), Philadelphia, from January 1, 1951, until December 31, 1952, and until his successor is duly appointed and qualified.

Miss Marie DeBacker (Republican), Philadelphia, from January 1, 1951, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

COMMUNICATION FROM THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 305,
PRINTER'S No. 205

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 305, Printer's No. 205, entitled "An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a connection with the Eastern Extension of the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and authorizing the Pennsylvania Turnpike Commission to construct operate and maintain either along or in conjunction with the New Jersey Turnpike Authority for the construction operation and maintenance of a bridge across the Delaware River or to acquire the use of a bridge heretofore or hereafter constructed for the further extension of the Pennsylvania Turnpike System and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of such turnpike and bridge providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on May 23, 1951.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the

following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Elmer Heck, Pittsburgh, Rm. 604 Bessemer Bldg.

CAMBRIA COUNTY

Patsy D. Scaramozzino, Spangler, Barnesboro.

CENTRE COUNTY

Mrs. Dorothy M. Deasy, State College.

DAUPHIN COUNTY

Mrs. Catherine A. Sears, Harrisburg.

LEHIGH COUNTY

Miss Theresa Pail, Allentown.

PHILADELPHIA COUNTY

Mrs. Helen V. Varbera, 4801 Fillmore Terrace.

Albert Burstein, 1230 Marlyn Road.

Miss Thelma M. Spahr, 2059 Snyder Ave.

To compute from the dates set opposite their names

SOMERSET COUNTY

John Kircher, Boswell, 6-4-51.

PHILADELPHIA COUNTY

Wm. G. Sherwin, Room 1983 Broad Street, Station Bldg., 6-5-51.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS, that the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

Two-thirds of all the Senators voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 141, entitled:

An Act authorizing the Secretary of Highways to lay out, open, construct and maintain a road to be a part of the system of State Highways in Bucks County.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 273

He also returned to the Senate, Senate Bill No. 273, entitled:

An Act to amend Section 11 of the act approved the eighteenth day of April, one thousand nine hundred forty-nine, (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by authorizing the department to lease certain projects upon their being opened to public use.

with the information that the House has passed the same without amendments.

SENATE BILL No. 151 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 151, entitled:

An Act to further amend subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personalty building or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth.

with the information that the House has passed the same

with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

SENATE BILL No. 209 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 209, entitled:

An Act to further amend Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth" by increasing the compensation of coroner's jurors

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 844

He also informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 844, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended "Cigarette Tax Act" by providing that the provisions of said act shall continue in effect until repealed.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 231

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 22, 1951.

Resolved, (if the Senate concur), That House Bill No. 231, Printer's No. 232, entitled:

An Act relating to mental health including mental illness, mental defect, epilepsy, and inebriety; and amending, revising, consolidating, and changing the laws relating thereto.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 341

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 22, 1951.

Resolved, (If the Senate concur), That House Bill No. 341, Printer's No. 244, entitled:

An Act giving liens against real property priority over each other in point of time fixing the time from which priorities extend and imposing duties on judges and certain court and county officers and employees

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 75, entitled:

An Act to further amend section one thousand nine hundred thirty-one of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act," by requiring boroughs to establish police pension funds in certain cases.

Which was committed to the Committee on Local Government.

House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "The Penal Code" by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company.

Which was committed to the Committee on Insurance.

House Bill No. 860, entitled:

An Act concerning devises, bequests or gifts in trust for the care and maintenance of cemeteries, burial grounds, or cemetery lots; trustees and substituted trustees thereof; sureties of said trustees; the investment of such trust funds; accounts of said trustees; approving actions and proceedings prior to this act, and repealing conflicting laws.

Which was committed to the Committee on Judiciary General.

House Bill No. 940, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of non-payment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

Which was committed to the Committee on Local Government.

House Bill No. 944, entitled:

An Act to further amend section one of the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing the fees in certain cases.

Which was committed to the Committee on Local Government.

House Bill No. 1063, entitled:

An Act to amend Section 1 of the act, approved the tenth day of June, one thousand eight hundred ninety-

seven (P. L. 139), entitled "An act to limit the period of time within which suits may be brought against sureties of constables," by providing that suits on constables' bonds shall be brought within six years from time at which cause of action arose.

Which was committed to the Committee on Judiciary General.

House Bill No. 1089, entitled:

An Act fixing the minimum pensions of policemen and firemen in certain cities.

Which was committed to the Committee on Local Government.

House Bill No. 1106, entitled:

An Act authorizing any taxing authority in cities of the first class to take possession of any real estate on which taxes are delinquent, designating the office and establishing the procedure relating to the taking over, managing and control of such real estate; conferring powers and imposing duties on such manager and providing for the distribution of revenue derived therefrom.

Which was committed to the Committee on Local Government.

House Bill No. 1113, entitled:

An Act to further amend Section 17 of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled, as amended "Liquid Fuels Tax Law," by providing for partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes; providing penalties and making appropriations from the Motor License Fund for the payment of such reimbursements and expenses in connection therewith.

Which was committed to the Committee on Finance.

House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities, Boroughs, Towns, and Townships of the Commonwealth for certain purposes and for a limited time, conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Which was committed to the Committee on Highways.

House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies, heretofore incorporated, to reincorporate or to merge and reincorporate as limited live insurance companies for the purpose of making insurance upon the health of individuals, and against personal injury and disablement and death, including endowment insurance; regulating such corporations, and limiting the amounts for which such corporations may issue policies.

Which was committed to the Committee on Insurance.

House Bill No. 1280, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May, one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available.

Which was committed to the Committee on Appropriations.

House Bill No. 1281, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

Which was committed to the Committee on Appropriations.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 73

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 73, entitled:

An Act to amend Article V of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses.

SENATE INSISTS UPON ITS AMENDMENTS NON- CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 73

Mr. WALKER. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. SNOWDEN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

GENERAL COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

FORTY-FIFTH ANNUAL REPORT OF THE REGISTRATION COMMISSION, CITY OF PHILADELPHIA REGISTRATION COMMISSION For The CITY OF PHILADELPHIA 14TH FLOOR CITY HALL ANNEX PHILADELPHIA

May 15, 1951.

Hon. Lloyd H. Wood,
Lieutenant-Governor
Harrisburg, Penna.

Dear Mr. Wood:

We take great pleasure in forwarding to you, under separate cover, a copy of the Forty-Fifth Annual Report of the Registration Commission for the City of Philadelphia, for the year ending December 31st, 1950.

With best wishes, we are

Sincerely yours,

REGISTRATION COMMISSION

(Signed) KENDALL H. SHOYER, Chairman.

The PRESIDENT. The report will be noted in the Journal.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both Houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 141, entitled:

An Act authorizing the Secretary of Highways to lay out, open, construct and maintain a road to be a part of the system of State Highways in Bucks County.

Senate Bill No. 273, entitled:

An Act to amend Section 11 of the act approved the eighteenth day of April, one thousand nine hundred forty-nine, (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by authorizing the department to lease certain projects upon their being opened to public use.

House Bill No. 378, entitled:

An Act to further amend the act, approved the fifteenth day of June, one thousand nine hundred thirty-seven (P. L. 1743), entitled as amended "1937 Magistrate's Court Act," by making the increase in salaries of magistrates applicable to all magistrates, including the additional salary of the chief magistrate for his duties as such and increasing the same; and by further providing for the costs of transcripts or reports.

House Bill No. 684, entitled:

An Act providing for the observance of the 175th anniversary of the adoption of the Declaration of Independence creating a commission to cooperate with like commissions of the government of the United States and of the City of Philadelphia in arranging ceremonies and making an appropriation

House Bill No. 827, entitled:

An Act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury

of said cities and regulating the administration and the payment of such pensions" by reducing the retirement age.

House Bill No. 983, entitled:

An Act requiring wells and cisterns to be covered or sealed; providing penalties.

Whereupon,

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, Senate Bill No. 685, entitled:

An Act to amend the act approved the twenty-third day of May one thousand nine hundred forty-nine (Appropriation Acts page 49), entitled "An act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean, Potter and Tioga counties, made necessary by floods of July one thousand nine hundred forty-two, May, one thousand nine hundred forty-six, and April, one thousand nine hundred forty-eight, and of carrying out the provisions of existing laws relating thereto," by extending the purpose of the appropriation to cover all flood damage.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1022, entitled:

An Act to amend sections 1 and 7 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (P. L. 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination and the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" by providing for the expenditure of any biennial appropriation made to the Local Government Commission

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1023, entitled:

An Act making an appropriation to the Local Government Commission to continue its work

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 556, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 578, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1280, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1281, entitled:

An Act making an appropriation to the Department of

Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one.

Mr. FREED, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 589, entitled:

An Act to amend Section 1.1 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-one (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties," by further limiting the operation of motor boats on inland waters; and changing penalties.

He also, from the Committee on Forests and Waters, Game and Fish, re-reported as amended, House Bill No. 45, entitled:

An Act to add Section 808.1 to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by prohibiting certain acts relating to hunting trapping and the discharge of weapons in cemeteries and burial grounds.

He also, from the Committee on Forests and Waters, Game and Fish, reported as amended House Bill No. 238, entitled:

An Act to amend Section 256 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing fish wardens to make arrests without warrants under certain circumstances.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 721, entitled:

An Act to further amend clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 730, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred

thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident hunters' licenses for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 931, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 863, entitled:

An Act to further amend Sections 113 and 133 of the act, approved the second day of May one, thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey

Mr. PROPERT, from the Committee on Insurance, reported as committed, Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies, orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth; outlining the procedure; and defining the rights of dissenting certificate holders.

He also, from the Committee on Insurance, reported as committed, House Bill No. 703, entitled:

An Act to amend subsection three of section one and section four of the act, approved the eleventh day of May, one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," by extending the types permitted and fixing requirements thereof.

He also, from the Committee on Insurance, reported as committed, House Bill No. 776, entitled:

An Act to amend Section 506 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by requiring notices of dissolution of stock or mutual fire insurance companies associations or exchanges to be given to policyholders or members

He also, from the Committee on Insurance, reported as amended, Senate Bill No. 165, entitled:

An Act providing that State-aided hospitals, upon giving notice of claim, shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents, entitled to payments from such proceeds.

Mr. McPHERSON, from the Committee on Insurance, reported as amended, Senate Bill No. 606, entitled:

An Act prohibiting any person or beneficial association, fraternal organization or society having death benefits of any kind from requiring any member thereof or the person insured therein to contract with any particular undertaker for the burial of a deceased member and providing penalties.

He also, from the Committee on Insurance, reported as amended House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies.

Mr. DIEHM, from the Committee on State Government, reported as amended, Senate Bill No. 644, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds or moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General.

He also, from the Committee on State Government, reported as amended, House Bill No. 201, entitled:

An Act to further amend the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction.

Mr. HARE, from the Committee on Highways, reported as committed, House Bill No. 1081, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates.

He also, from the Committee on Highways, reported as committed, House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 631, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest, sinking fund and service requirements on the State debt.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 632, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

He also, from the Committee on Highways reported as amended, Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River, and acting alone or in conjunction with each other to construct, finance, operate and maintain such bridge including the power to fix and collect tolls, and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

Mr. TOOLE, from the Committee on State Government, reported as committed, House Bill No. 577, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the

Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the security required for deposits of State moneys and to permit the designation of additional banks or trust companies as active depositories.

Mr. MAHANY, from the Committee on State Government, reported as committed, House Bill No. 972, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police.

Mr. RUTH, from the Committee on State Government, reported as committed, Senate Bill No. 610, entitled:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right, title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh.

He also, from the Committee on State Government, reported as committed, House Bill No. 678, entitled:

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative

officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies.

Mr. YOSKO, from the Committee on State Government, reported as committed, House Bill No. 499, entitled:

An Act to further amend section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled "An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take anything of value for obtaining the same and prescribing penalties for violation of this act" by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury.

He also, from the Committee on State Government, reported as committed, House Bill No. 1040, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil Washington County Pennsylvania providing for reversion to the Commonwealth.

Mr. McMENAMIN, from the Committee on Corporations, re-reported as amended, Senate Bill No. 319, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation of taxable shares of stock in any investment company

He also, from the Committee on Corporations, reported as committed, Senate Bill No. 418, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to

corporations," by permitting the Department of State to copy and destroy or return certain documents; permitting corporations to borrow money, acquire and dispose of real estate, and make, alter, amend, and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon; permitting a change of registered office pursuant to action of directors; permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors; deleting certain requirements as to the appointment, compensation and duties of agents; providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each; fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes; providing that foreign corporations which shall have done business in Pennsylvania without procuring a certificate of authority to do so shall be conclusively presumed to have appointed the Secretary of the Commonwealth their agent to accept service of process in cases arising out of acts of omissions of such corporation in the Commonwealth, and specifying the duties of the Secretary upon receipt of such process.

He also, from the Committee on Corporations, reported as committed, Senate Bill No. 495, entitled:

An Act to amend clause (3) of Section 203 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State department to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by further regulating the manner in which the corporate purposes may be set forth in the articles of incorporation.

He also, from the Committee on Corporations, reported as committed, Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) as amended, entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation; providing for payment of certain fees, taxes, and bonus; and defining the rights, powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

He also, from the Committee on Corporations, reported as committed, Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708), entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain con-

ditions," by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

STUDENTS OF TREVERTON JUNIOR HIGH SCHOOL PRESENTED TO SENATE

Mr. WOLFE. Mr. President, we are happy to have as our guests this afternoon a group of Junior High School students from the city of Treverton, some fifty of them, who are here on an educational tour with their teachers, Professor Sheely and Mrs. Houghton, in charge.

They are in the gallery, and I would like to present them at this time.

The PRESIDENT. Will the guests of Senator Wolfe rise in place and take a bow? That is a very wonderful looking group.

BILLS INTRODUCED AND REFERRED

Mr. MEADE read in his place and presented to the Chair Senate Bill No. 686, entitled:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution.

Which was committed to the Committee on Judiciary General.

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 687, entitled:

An Act to amend subsection (a) of section 461 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by removing clubs from the limitations on the number of licenses therein provided.

Which was committed to the Committee on Law and Order.

Messrs. STEVENSON and HALUSKA read in place and presented to the Chair Senate Bill No. 688, entitled:

An Act to further amend Section 303 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property

of poor districts and the payment of their obligations; imposing certain existing obligations or institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period.

Which was committed to the Committee on Local Government.

Mr. HOLLAND read in his place and presented to the Chair Senate Bill No. 689, entitled:

An Act to promote the uniform development of Allegheny County; creating the Metropolitan Planning Commission of Allegheny County; defining its powers and duties; conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions.

Which was committed to the Committee on State Government.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 690, entitled:

An Act to amend Section 2 of the act, approved the ninth day of May, one thousand nine hundred forty-nine (P. L. 964), entitled "An act to amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled 'An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities,' changing the requirements necessary for a hotel to qualify under said act," by authorizing the granting of licenses to hotels qualified prior to existing law under certain circumstances.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 691, entitled:

An Act to amend Section 4353 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by prohibiting persons employed by authorities from receiving pensions from a city pension fund.

Which was committed to the Committee on Local Government.

SENATE RESOLUTIONS

CONGRATULATIONS EXTENDED TO PROFESSOR JOHN S. STECKBECK FOR HIS CONTRIBUTION OF "THE FABULUS REDMEN"

Mr. WADE offered the following resolution which was twice read, considered and agreed to:

In the Senate of Pennsylvania, May 23, 1951.

The two hundredth anniversary of the founding of Cumberland County with its county seat at Carlisle is an outstanding event in the history of Pennsylvania and the Nation. For a proud record of brilliant achievement in Education, Agriculture, Government and related fields, Cumberland County yields to no other place in this State and Nation—since its magnificent leadership in peace and

in war has been widely recognized and enthusiastically acclaimed.

Against the historic background of State annals shines the unique and spectacular record of the Carlisle Indian School, a truly flourishing institution for almost half a century from 1879 to 1918.

This Trade School for the Indian, established by the Federal Government as a token expression of this Nation's gratitude and appreciation to its first inhabitants, became nationally known and respected for the triumphant achievements of its athletes, particularly on the gridiron. Throughout many years, the Carlisle Indians played and defeated with consistent regularity the best foot ball teams in the United States. Its famous teams and outstanding stars—Jim Thorpe, "Pop" Warner, and "Lone Star" Dietz—occupy a preferential niche in the saga of American sports and will remain forever enshrined in the memory of the followers of clean and hard fought athletic contests.

The Carlisle Indian School, now closed for thirty-odd years, has become a legendary tradition to the present generation. Happily, its record of athletic prowess has been assembled—while the source of reliable information is still intact—in a volume to be published and released on June 1st, 1951. This timely book, entitled "The Fabulous Redmen" by John S. Steckbeck, a native Pennsylvanian and Assistant Professor of Physical Education at Dickinson College, Carlisle, Pennsylvania, is a painstaking and accurate record that has been drawn from interviews with the gridiron Notables themselves, with hundreds of town residents who saw the teams in action and knew the players personally, and has been documented by the newspaper files recounting the halcyon days of an unforgettable athletic era; therefore be it

Resolved, That the Senate hereby congratulate Professor Steckbeck for his splendid contribution of The Fabulous Redmen to the golden story of American history in which all Pennsylvanians can express justifiable pride; and be it further

Resolved, That the Senate extend to Cumberland County and to Carlisle its boundless thanks for their share in nurturing The Fabulous Redmen as a generous gift to the people of Pennsylvania and the United States during its illustrious two century history.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, I would like to express to the Senate that we are privileged today to have in our presence the author of the book entitled, "The Fabulous Redmen," Professor John S. Steckbeck, and I now present him to the Members of the Senate.

URGING THAT THE SECRETARY OF PROPERTY AND SUPPLIES LOCATE PROPERTY SUITABLE FOR THE ERECTION OF STATE OFFICE BUILDING WITHIN AREA OF PROPOSED INDEPENDENCE HALL MALL

Messrs. MEADE, CHAPMAN and STIEFEL offered the following resolution which was twice read, considered and greed to:

In the Senate, May 23, 1951.

Whereas the dispersal and inconvenient location of the offices of the various departments, commissions, bureaus and boards of our State Government in the City of Philadelphia is not conducive to the convenience of the citizens, efficiency of functions and economy of maintaining and above all not commensurate with the dignity and greatness of the Commonwealth of Pennsylvania, and

Whereas the rentals paid by the Commonwealth for its Philadelphia offices for the last two decades would have amply covered the costs of an imposing State-owned edifice erected structurally and artistically according to the highest and most modern standards of office-building

architecture and in a style, attuned to Pennsylvania's glorious past and

Whereas the completion of the Independence Hall Mall will create a terminus in Philadelphia of a highway system that will bring annually thousands of tourists from all over the United States converging upon the National Shrines of the City of Brotherly Love and

Whereas the completion of both the Independence Hall Mall by the Commonwealth of Pennsylvania and the Independence National Historical Park by the Federal Government will stimulate the elimination of dilapidated areas in their vicinity and ensuing construction therein of modern office buildings as well as residential dwellings, thereby causing a concomitant rise in realty values, and

Whereas the erection of a State office building along Independence Hall Mall or Independence National Historical Park will link befittingly the immortal chapters of Pennsylvania's Eighteenth Century History with its modern progress and leadership, now therefore be it

Resolved that the Secretary of Property and Supplies explore forthwith the availability of a suitable parcel of land or old building along the proposed Independence Hall Mall or Independence National Historical Park that would be suitable for the erection of a State Office Building and could be acquired before the completion of the Mall and Park and the ensuing "boom" in the adjacent areas, and be it further

Resolved that the Secretary of Property and Supplies submit, if possible, a report covering his preliminary survey before the adjournment of the current Session of the General Assembly in order that appropriate legislation may be enacted.

RESOLUTION REFERRED TO COMMITTEE

URGIN THE CITY OF PHILADELPHIA TO PROVIDE PROPER CARE OF PENN TREATY PARK AND CRISPIN CEMETERY AND OTHER HISTORIC SITES

Messrs. STIEFEL, CHAPMAN and BYRNE offered the following resolution which was twice read as follows:

In the Senate, May 23, 1951.

Whereas the State and Federal governments have assumed the responsibility for the restoration, improvement and maintenance of the major historical treasurers of Philadelphia through the creation of the Independence National Historical Park project including Independence Hall, Carpenters' Hall and other historic structures, and through the development of the Mall in Philadelphia;

Whereas Philadelphia has many other historic sites of lesser significance when compared with Independence Hall, but nevertheless of great importance in the history of the Commonwealth, such cites including the Penn Treaty Park which marks the site of William Penn's famous treaty with the Indians under the Shackamaxon Elm, and the Crispin Cemetery in which is buried Thomas Holme, first surveyor-general of the Province of Pennsylvania, the man who laid out Philadelphia;

Whereas these two historic sites, the Penn Treaty Park and the Crispin Cemetery, have been in such a state of neglect that they have repeatedly been the subject of proposed appropriations in the General Assembly of the Commonwealth; Now therefore be it

Resolved that the Senate of Pennsylvania hereby calls upon the City of Philadelphia, in view of the fact that the responsibility for the major historic shrines of the City has been assumed by the State and Federal governments, to take measures for the proper care and development of the Penn Treaty Park and care of Crispin Cemetery and such other minor historic sites which are the proper subject for civic action; and be it further

Resolved that the City of Philadelphia should without delay carry out its responsibility for the proper care and improvement of the Penns Treaty Park, which is a property of the City.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President with my sincere apologies to the sponsors of the resolution, I must object to immediate consideration.

The PRESIDENT. The resolution is referred to the Committee on Rules.

CALENDAR

REPORT OF COMMITTEE OF CONFERENCE
ON HOUSE BILL No. 844

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 844, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 844

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 844, entitled:

"An act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended 'An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties' by providing that the provisions of said act shall continue in effect until repealed"

Respectfully submit the following bill as our report:

I. W. WOOD,
JAMES S. BERGER,
(Committee on the part of the Senate.)
CHARLES C. SMITH,
WILSON L. YEAKEL,
H. G. ANDREWS,
(Committee on the part of the House
of Representatives.)

An Act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by providing that the provisions of said act shall continue in effect until repealed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all the sections of the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An

act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" as last reenacted and amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 336) are hereby reenacted and further amended to read as follows

An Act

To provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties

Section 1 Be it enacted &c That this act shall be known and may be cited as the "Cigarette Tax Act"

Section 2 The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Association" Any partnership limited partnership or other form of unincorporated enterprise owned by two or more persons

"Dealer" Any wholesale dealer and in the cases hereinafter prescribed retail dealers The term "wholesale dealer" shall include any person who or which sells within Pennsylvania cigarettes to retail dealers or for purposes of resale or who or which purchases cigarettes directly from any manufacturer for purposes of resale The term "retail dealer" shall include every person other than a wholesale dealer who or which receives from any source whatsoever cigarettes for the purpose of sale to consumers in Pennsylvania or for any other purpose than that of resale whenever the packages of cigarettes so received do not have affixed to them the stamps evidencing the payment of the tax imposed by this act

"Department" The Department of Revenue of this Commonwealth

"Package" The individual package box or other container in or from which retail sales of cigarettes are normally made or intended to be made

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Cigarettes" Any roll for smoking made wholly or in part of tobacco irrespective of size or shape and whether or not such tobacco is favored adulterated or mixed with any other ingredient the wrapper or cover of which is made of paper or any other substance or material excepting tobacco

"Sale" Any transfer for a consideration exchange barter gift offer for sale and distribution in any manner or by any means whatsoever

The singular shall include the plural and the masculine shall include the feminine and the neuter

Section 3 (a) On and after the effective date of this act it shall be unlawful for any person to continue to engage in or thereafter to begin to engage in the sale of cigarettes at wholesale within this Commonwealth or for any person excepting commissaries ships' stores and voluntary unincorporated organizations of military forces personnel operating under regulations promulgated by the Secretary of Defense or departments under his juris-

dictions and excepting retail dealers located in veterans' administration hospitals as to sales of cigarettes to patients in said hospitals to continue to engage in or thereafter to begin to engage in the sale of cigarettes at retail within this Commonwealth unless a cigarette permit or permits shall have been issued to him as hereinafter prescribed

(b) Every person desiring to continue to engage in or hereafter to begin to engage in the sale of cigarettes at wholesale or retail within this Commonwealth except those persons exempt under section 3 (a) hereof shall file an application for a cigarette permit or permits with the department. Every application for a cigarette permit shall be made upon a form prescribed prepared and furnished by the department and shall set forth the name under which the applicant transacts or intends to transact business the location of his place of business within this Commonwealth and such other information as the department may require. If the applicant has or intends to have more than one place of business within the Commonwealth the application shall state the location of each place of business. If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification. The application shall be signed by the owner if a natural person and in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to which shall be attached the written evidence of his authority.

At the time of making such application the applicant shall pay to the department a permit fee of one dollar (\$1.00) for each permit.

Upon approval of the application and the payment of the permit fee or fees herein required the department shall grant and issue to each applicant a cigarette permit for each place of business within the Commonwealth set forth in his application. Cigarette permits shall not be assignable and shall be valid only for the persons in whose names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued.

All permits shall expire on the thirty-first day of December next succeeding the date upon which they are issued unless sooner suspended surrendered or revoked for cause by the department.

(c) Permits issued under the provisions of this act may be renewed annually before the first day of January upon application made to the department and the payment of a renewal fee of one dollar (\$1.00).

Whenever any permit issued under the provisions of this act is defaced destroyed or lost the department may issue a duplicate permit to the holder of the defaced destroyed or lost permit upon the payment of a fee of fifty cents (\$.50).

(d) The department may suspend or after hearing revoke a cigarette permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this act or any rules or regulations of the department prescribed and promulgated under this act. Upon suspending or revoking any cigarette permit the department shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and the holder shall surrender promptly all such permits to the department as requested. Whenever the department suspends a cigarette permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded. After such hearing the department shall either rescind its order of suspension or good cause appearing therefor shall continue the suspension or revoke the permit.

Section 4 A State excise tax is hereby imposed and assessed upon sale of cigarettes by dealers at the rate of two cents per ten cigarettes or fraction thereof except such sales of cigarettes as are not within the taxing power of this Commonwealth under the commerce clause of the

Constitution of the United States and except such sales as are made to authorized purchasers by those persons exempt under section 3 (a) hereof. Provided That only one sale of the same package of cigarettes shall be used in computing the amount of tax due hereunder.

Except as hereinafter provided dealers shall be liable to the Commonwealth as taxpayers for the payment of the tax imposed by this act and shall pay the tax into the State Treasury through the department by purchasing from the department adhesive stamps of such design and denominations as may be prescribed by the department.

Manufacturers of cigarettes located either within or outside of this Commonwealth and wholesale dealers in cigarettes located outside of this Commonwealth may purchase stamps from the department and affix such stamps in the manner hereinafter prescribed to packages of cigarettes to be sold within this Commonwealth in which case the dealer within this Commonwealth receiving such stamped packages of cigarettes will not be required to purchase and affix stamps on such packages of cigarettes.

Section 5 Each dealer shall affix within the time hereinafter prescribed to each package of cigarettes stamps furnished by and purchased from the department evidencing the payment of the tax imposed by this act and shall cancel stamps before such cigarettes are offered for sale or before they are otherwise disposed of unless stamps have been affixed to such packages of cigarettes before such dealer received them. Each wholesale dealer in this Commonwealth shall affix such stamps to each package of cigarettes unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department prior to the delivery of such packages to any retail dealer in this Commonwealth.

Each retail dealer in this Commonwealth except those persons exempt under section 3 (a) hereof shall immediately upon the receipt of any cigarettes at his place of business so affix such stamps to each package of cigarettes unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department or shall immediately mark in ink on each unopened box carton or other container of such cigarettes the word "received" and the month day and year of such receipt and shall affix his signature thereto. The retail dealer shall in any event open such box carton or other container and immediately affix such stamps to each package therein and cancel the same in the manner prescribed by the department within twenty-four hours after such receipt and prior to the sale of such cigarettes.

Whenever any cigarettes are found in the place of business of such retail dealer without the stamps affixed and cancelled or not marked as having been received within the preceding twenty-four hours as required by this section the prima facie presumption shall arise that such cigarettes are kept therein in violation of the provisions of this act.

Stamps shall be affixed to each package of cigarettes of an aggregate denomination not less than the amount of the tax upon the contents therein and shall be affixed in such manner that they will be visible to the purchaser. Upon affixing stamps to a package of cigarettes the person affixing them shall cancel them by such method or in such manner as may be prescribed by the department.

Section 6 The department shall prescribe prepare and furnish adhesive stamps of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act. The department shall make provisions for the sale of such stamps in such places and at such times as it may deem necessary.

The department shall appoint wholesale dealers in cigarettes within this Commonwealth and may appoint any other persons within or without the Commonwealth as agents to affix the stamps to be used in paying the tax herein imposed upon sales of cigarettes but a wholesale dealer shall at all times have the right to appoint the person who is to affix the stamps to any cigarettes under his control and whenever the department shall sell consign or deliver to any agent any such stamps such agent shall be entitled to receive as compensation for his serv-

ices and expenses as such agent in affixing such stamps and to retain out of the moneys to be paid by him for such stamps a commission of four per centum on the par value thereof if and when such agent has purchased the stamps affixed by him directly from the department. The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of the sale delivery or consignment to such agent of such stamps.

Section 7 Every person engaged in the sale of cigarettes at wholesale within this Commonwealth and every person engaged in the sale of cigarettes at retail within this Commonwealth except those persons exempt under section 3 (a) hereof shall maintain and keep for a period of two years such record or records of cigarettes received sold and delivered within this Commonwealth by him together with invoices bills of lading and other pertinent papers as may be required by the department.

The department or any agent appointed in writing by it is hereby authorized to examine the books papers invoices and other records the stock of cigarettes in and upon any premises where the same are placed stored and sold and equipment of any such wholesale or retail dealer pertaining to the sale and delivery of cigarettes taxable under this act to verify the accuracy of the payment of the tax imposed and assessed by this act. Every such person is hereby directed and required to give to the Secretary of Revenue or his duly authorized representative the means facilities and opportunity for such examinations as are hereby provided and required.

Section 8 The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to

(a) The method and the means to be used in the cancellation of stamps

(b) The denominations and sale of stamps

(c) Any other matter or thing pertaining to the administration and enforcement of the provisions of this act

Section 9 Whenever any cigarettes upon which stamps have been placed by a dealer have been sold and shipped by him into another state for sale or use therein or have been sold to those persons exempt under section 3 (a) hereof for resale to authorized purchasers or have become unfit for use and consumption or unsalable or have been destroyed such dealer shall be entitled to a refund of the actual amount of tax paid by him with respect to such cigarettes. If the department is satisfied that any dealer is entitled to a refund it shall certify the proposed amount of such refund to the Board of Finance and Revenue for approval and thereafter shall issue to such dealer stamps of sufficient value to cover the refund as approved by the board. The department is hereby authorized to adopt prescribe and promulgate such rules and regulations with regard to the presentation and proof of claim for refunds as it may deem advisable.

The department may promulgate rules and regulations to relieve manufacturers and dealers from affixing the stamps on such cigarettes as are sold and shipped to points outside the Commonwealth for use outside the Commonwealth or on such cigarettes as are sold to those persons exempt under section 3 (a) hereof for resale to authorized purchasers.

Section 10 Every persons other than a common carrier or the employees thereof who shall possess or transport any cigarettes upon the public highways roads or streets of this Commonwealth for the purpose of delivery sale or disposition shall be required to have in his actual possession invoices or delivery tickets for such cigarettes. The absence of such invoices or delivery tickets shall be prima facie evidence that such person is a dealer in cigarettes in this Commonwealth and subject to the provisions of this act.

Section 11 (a) Any person who shall sell cigarettes without being the holder of a cigarette permit or permits

as required by this act shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars (\$25) and costs of prosecution and in default of payment thereof to undergo imprisonment for not more than ten (10) days.

(b) Any person who shall sell cigarettes without purchasing and affixing stamps to each package thereof as required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred dollars (\$100) or more than one thousand dollars (\$1000) or to suffer imprisonment for a term not exceeding six (6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than five hundred dollars (\$500) or more than one thousand dollars (\$1000) and to suffer imprisonment for a term not less than six (6) months or more than three (3) years.

(c) Any persons who shall fail neglect or refuse to comply with or shall violate the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act or who shall refuse to permit the department or any agent appointed by it in writing to examine his books papers invoices and other records his stock of cigarettes in and upon any premises where the same are prepared stored and sold and his equipment pertaining to the sale of cigarettes taxable under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100) or more than five hundred dollars (\$500) or to suffer imprisonment of not more than six (6) months or both in the discretion of the court.

(d) Any person who falsely or fraudulently makes forges alters [for] or counterfeits any stamp prescribed by the department under the provisions of this act or causes or procures to be falsely or fraudulently made forged altered or counterfeited any such stamp or knowingly and wilfully utters publishes passes or tenders as true any such false altered forged or counterfeited stamp or uses more than once any stamp provided for and required by this act for the purpose of evading the tax hereby imposed and assessed shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to suffer imprisonment for a term of not less than two (2) years or more than five (5) years.

(e) Any person not being a duly licensed dealer under the provisions of this act or not exempt under section 3 (a) hereof who shall have in his possession two hundred (200) or more cigarettes upon which State cigarette tax has not been paid or to the containers of which Pennsylvania cigarette tax stamps are not affixed in the amount herein required shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not more than twenty-five dollars (\$25) and costs of prosecution for each two hundred (200) cigarettes found in his possession the cigarettes shall be forfeited to the Commonwealth and in default of the payment of the said fine costs shall be imprisoned in the county jail one (1) day for each dollar of fine and costs unpaid.

Section 12 The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein.

Section 13 This act shall become effective thirty days after its final enactment and shall continue in effect until [and including the thirty-first day of May one thousand nine hundred fifty-one] repealed.

Section 2 This reenacting and amending act shall become effective on the first day of June one thousand nine hundred fifty-one.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 844

Mr. WALKER. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 844.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, I do not want to take any more of the time of the Senate. We have taken quite a deal of it today already. There is a dinner tonight that some folks are anxious to attend.

However, Mr. President, I was a Member of the Conference Committee, and in the Conference Committee I protested the action of the House in refusing to go along with the Senate Finance Committee's amendment. I have had attached to all the reports of the Conference today a statement of my position on the conference.

I refuse to concur in the Committee on Conference on House Bill No. 844 for the following reasons:

(1) This bill allows taxation by local municipalities under Act 481 upon a subject matter already taxed by the Commonwealth which is contrary to the understanding given to the members of the Finance Committee in the Senate when the passage of Act 481 was before that Committee. It was clearly stated at the meeting of the Finance Committee that under the language of Act 481, local municipalities would not be permitted to tax a subject already taxed by the Commonwealth, specifically taxes on cigarettes.

(2) The wholesale distributor of cigarettes works upon the gross margin of 1.6% on a national scale and that the 1 ½ mills tax now assessed in some communities under Act 481 against this item of taxation is in reality a tax of 10% or more upon gross profits.

(3) The perpetration of this gross injustice to a group of businessmen does not compare to the weak policy of limited taxation upon the great corporate interest of the State because taxation was reduced from 10% on a gross income tax to a 5% by the same forces that are now taxing this industry beyond its ability to pay.

(4) The application of local mercantile and gross receipts tax against this item of taxation applies not only to the sale price of the item but as well against the State Tax itself which is in direct contravention of the Constitutional provisions of Pennsylvania.

(5) When the cigarette tax was originally passed under the Earle Administration they were relieved of the responsibility of paying the State Mercantile Tax. When the State Mercantile Tax was removed, this protection was taken from the cigarette tax on the grounds there was no necessity for this section of the Act. When Act 481 was passed, it was clearly understood that the language of Act 481 was supposed to protect the cigarette vendors from any possibility of a dual tax. This mis-construction of the language of Act 481 has caused an injustice to be perpetrated against this industry. I cannot in good conscience continue the perpetration of this injustice because I believe it to be a violation of the mandate of the Legislature and a violation of the Constitutional protection given to Pennsylvania industry by the Constitution. I further oppose the Conference Report because it is a

continuation of the program of unjust taxation under a "hodge-podge" system in the Commonwealth.

Signed, "John H. Dent, Member of the Conference Committee, Senate Minority Leader."

Now, Mr. President and Members of the Senate, in order that there be no misunderstanding of the whole picture, I do not believe that we can long continue this policy of tax upon tax. I do not know how many of you men have studied the implications of what we are voting for today. Let us take an example of just exactly what is happening. You take a wholesaler who buys cigarettes from the manufacturer, he pays to the local municipality a mercantile tax upon the sale price of that cigarette, including the State and Federal taxes. This makes a tax upon tax. He then sells this article to a retailer. The retailer in the same community then pays a mercantile tax upon the mercantile tax, upon the State tax, upon the Federal tax.

Now, Mr. President, sooner or later, somewhere along the line, we must stop the proposition of tax upon tax. I say to the Members of the Senate that I can, with just a little bit of extra thinking, come up with more and numerous taxes than have ever been conceived before in the minds of a taxing authority under Act 481, if we allow a taxation by a local municipality upon a tax placed by the Commonwealth.

To prove my point, gasoline is a commodity the same as cigarettes, and yet gasoline taxes are not assessed by the local community when they place a mercantile tax upon the tax placed by the Commonwealth. There can be no difference, there can be no separation, except in the weaknesses of persons afraid to face the issue. I know the school boards have been calling on the phone, and I know that they have been threatening some members of the Legislature with reprisals, because they say they need the money. Well, that is perfectly all right. I have yet in eighteen years to have ever been in Harrisburg when the school boards did not need money, and I suppose if I stay here eighteen years more, they will still need money, but that still does not give them the excuse to place a tax upon a tax placed by the Commonwealth.

Now, Mr. President, they say to me, "Well, the Supreme Court has found that the tax is proper." Mr. President, I have a great deal of respect for the Supreme Court and I admire the men that serve upon the Supreme Court, but I think that they, too, ought to have the proper respect for the Legislative Members of the Senate and House who are performing the duty prescribed by the Constitution, the same as the Supreme Court is performing a duty. In the language of Act 481, it says that no tax shall be assessed against an item taxed by the Commonwealth. Now, if they can turn gymnastics mentally and come up with a theory of taxation far and beyond that which was conceived or meant by the Legislature, then they, too, are entitled to no more respect than they gave the thinking of the Members of the Legislature, because I have found upon close examination that most of the men who serve upon the Supreme Court were born, the same as were the Members of the Senate, that they go through life on about the same plane; that they are individuals susceptible to the same weaknesses that we have, and the history of the Supreme Court or any court has been that they enjoy the prerogative of changing

their mind. I think that the Legislature today ought to stand pat upon the theory of taxation that no subdivision of government ought to be permitted to tax upon the tax placed by the Commonwealth. If we are not sound in that proposition, then why do we exempt manufactured products because we say that manufacturers pay a corporate net income tax, and we exempt them specifically because, and that is the only reason we exempted them under Act 481.

Now, Mr. President, some others have said to me, "Why, your colleagues in the House on the Democratic side voted unanimously for it." I will tell you why they voted unanimously for it. It is no secret. The Democratic Members of the House are opposed to Act 481, the spokesman for the Democratic Members was a Member of this Conference. I am not betraying any secret when I tell you exactly his position because I have cleared it with him, and he said that it is perfectly all right, because he intended to make the position clear upon the floor anyway. His position is that the premise upon which I stood was right, that it is a tax upon a tax, and as such it is immoral and illegal, but he said, "I am so opposed to Act 481 that I do not want everybody crawling out from under it. I want it to become so darn obnoxious that the people in this Commonwealth will rise up and repeal it." So, he votes for it for one reason, and I vote against it for another.

I think the time has come when this Senate ought to take a position. I have found upon inquiry that the Republican Caucus has taken the position that, right or wrong, they are going to go along on this Conference Report. That does not stop me from registering a protest vote because I expect, if God willing, that I will be here at a later date, and I will still keep fighting for the same principle. A municipality has no right, absolutely no right under the Constitution or under the mandates of the General Assembly, to pass a tax upon a tax placed by the Commonwealth. If this principle of taxation is not clearly defined by the Legislature, then I predict that within the next year I will personally see to it that in my dual capacity as a Commissioner and a State Senator, I will dig up some "beauties" for the Supreme Court to work on, because if you can place a tax upon a tax, there is no limit under Act 481 that a municipality can go to in its search for tax moneys; there is no limit whatsoever except the limits prescribed by the General Assembly itself, and I say that the General Assembly clearly stated its position when it said that Act 481 was written in such a manner that the local municipalities had no right to tax a commodity taxed by the Commonwealth.

The Governor, in his statement to the Joint Assembly, acknowledged this fact because he said that if we pass the State income or wage tax, that it would be necessary to amend Act 481 to allow a municipality that had already passed a wage tax to allow them to continue to collect this tax. Now, we cannot be fish on one side and fowl on another. You cannot exempt the gasoline dealer, you cannot exempt the beer distributor, you cannot exempt others from the responsibility of paying a local mercantile tax, and then just because a mistake was made, a mistake and a misconstruction, by the Chairman of the Finance Committee in the Senate, that this particular

group of businessmen have to suffer under this burden.

Now, Mr. President, I am holding no brief; I am not trying to kid the Members of the Senate into the belief that this is one of those hardships that is breaking the back of anybody. I am not interested in that angle. I am more interested in whether this Senate means what it says in saying that we cannot tax items in local government that we tax in State Government, or whether we do not mean it, and I am also interested to the extent of saying that I personally have no objection, if it were necessary and the money was needed, if we needed another cent on cigarettes, I would be for that cent on cigarettes rather than a subterfuge tax of this nature or an unfair tax of this nature, because you have so many elements that enter into it.

Mr. President, here is a community on this hand that imposes a mercantile tax. A mercantile tax on a low profit item such as this amounts to anywhere from ten to fifteen per cent of the gross profit. Here is another community within a mile or so that does not place a mercantile tax upon it. The Legislature very wisely tried to provide for a competitive basis of equality in a like business back in the local communities, and what have we done by allowing this amendment to be stricken from this bill? We have allowed an inequality to exist in a competitive field where the profits are prescribed by the taxes that are paid. This is another item that has been growing larger and larger on the horizon and looming larger and larger, and this a problem that must be solved.

Business, under a free enterprise system of government, in my conception of such, is the operation of a business or an enterprise on a profit making basis. When government taxes that business, it becomes a partner. Now, when government taxes amount to more than the item itself costs to produce, costs to sell, then the time has come when one partner is taking too much out of the business, and if government persists in taking more out of the business than what the business can return, the business will soon die. We must stop somewhere along the line and keep from drying up our sources of revenue, because the more that we allow revenue sources to be dried up, the more we are going to have to create new revenue sources.

The time has come when the cost of government itself is a subject of great concern, not only amongst Republicans in Federal Government, but amongst Democrats in Pennsylvania. I am sorry that the two cannot get together. I wish the Republicans here were just as conscientious of taxation as what the Democrats are, and I wish the Democrats in Washington were just as conscientious as the Republicans are down there. I do not know whether we can have a joint convention this summer, but since Philadelphia is being denied the Republican Convention and, perhaps, the Democratic Convention, maybe the Mugwump Party of Democrats in Pennsylvania and the Republicans in Congress could have a convention in Philadelphia.

Mr. President, getting back to the subject, this is something that may interest you.

I called Pittsburgh just to find out what the application of their tax was, and I find that there is now a case being tested in the courts as to whether or not the mer-

cantile tax can be assessed against the tax itself, and it is in litigation. Of course, you will say, "Leave it in the hands of the courts." That is not the proper thing. I think that this is the time to do it. I think that the General Assembly ought to sit down and let personalities sit by the wayside, and take the real meat of the problem and discuss it; but no, we are not doing that in this particular instance. It has now developed into whether someone is right or whether someone is wrong, or whether this fellow ought to be chastised or that fellow ought to be chastised, and I think, Mr. President, for the benefit of the people in Pennsylvania, we have almost reached that stage in this Session of the Legislature where we better go home. I think we should just better fold up and go home, because it is beginning to degrade into a fight that may end up where the people themselves will suffer, and I think that this is one of the items that could have been argued more rationally if it had been taken up early in the Session.

Now, Mr. President, we are faced with a decision that is important. The Members on the Democratic side do not want to be committed to vote against the cigarette tax as it is contained in the Conference Report. The question of whether or not we can have the people understand that we are voting on the Conference Report rather than upon the bill itself remains within the rights of the newspapermen that are here. I do not know whether they can sell to the people of Pennsylvania the idea that the Democratic Members of the Senate are for the tax, but against the Conference Report. So, in order not to take a chance upon the papers selling that idea, I am going to ask my Democratic colleagues to vote for the Conference Report, and I, personally, will vote against it to highlight the situation. Personally, I do not care much what people think about what I am doing if in my own conscience I think I am doing right.

Mr. WALKER. Mr. President, I want to say just one thing to the gentleman from Westmoreland. Because of the time element, I do not want to cover the various fields that he covered in his principal address.

Mr. President, there was some confusion that I would like to straighten out, and I think it only fair to say that when these figures were originally given, they were given to me and through carelessness or perhaps inattention to what I was being told, I transmitted these figures to the Executive Department and advised the Executive Department that the loss to the City of Pittsburgh would be \$15,000.

Now, Mr. President, that was not the proper figure and it certainly was misinformation as far as the front office is concerned. So for whatever sentence is meted out, I want to take the rap for that one because the \$15,000 was simply the estimate furnished by the City Treasurer of the City of Pittsburgh on the wholesale tax in this particular tax division, and the misinformation, or the leading astray of the front office, was strictly my inadvertent error. I want to say that to the gentlemen of the Senate so that there will be a clear understanding.

Mr. President, with regard to the Conference Report which I think should be the subject for discussion, as the gentleman from Westmoreland has said, out of the six conferees, he, like the oft famous song, "walks alone," and as he has stated in his written opinion as well as in his statement on the floor, he has certainly set forth his

position in regard to this, and I think the gentleman of the Senate understand it.

Frankly, Mr. President, the position we take is simply this. We are convinced at this point that the school boards of Philadelphia and Pittsburgh, with their budgets set up, need this money. We are approaching this simply from that basis, and expect to act accordingly. I, therefore, suggest to the gentleman of the Senate that we vote to concur in this Conference Report.

Mr. WOOD. Mr. President, will the Minority Floor Leader permit himself to be interrogated?

The PRESIDENT. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. With pleasure, Mr. President.

Mr. WOOD. Mr. President, I understood the Minority Leader to say in his remarks that the Chairman of the Finance Committee had made misstatements to him, and I think that he should correct that for the record if he means "Yours Truly".

Mr. DENT. Mr. President, I think it is already corrected in the statement that I made, and I only read from my statement, and I want the Senate to know that Senator T. Newell Wood was not the Chairman of the Finance Committee when Act 481 was up before us. I only referred to the Chairman of the Finance Committee when Act 481 was before us and not the cigarette tax. The gentleman from Luzerne had no part in that discussion.

Mr. President, if I may, I appreciate the problem as it is stated by Senator Walker, that the school boards need the money. I knew that all along, but I cannot justify my position on those grounds. The morality of a tax, or the justification of a tax, cannot be measured by the action of any individual or group of individual communities of government. If it is wrong, if the principle is wrong, then it ought to be corrected, and as the Legislature always meets after the budgets are set by the school boards, can anybody within the hearing of my voice tell me how and when we will ever correct this injustice? At what time of the year can we meet when a budget of the school board does not interfere? I might say that in the Supreme Court decision, the reason the Supreme Court gave them the right to tax upon a tax is because a school board had a budget.

Now, Mr. President, the Constitution came before the budget and it will outlive the budgets of the various localities, and I do not think that we ought to determine our position on whether a school board circumvents the Constitution or not. I think that we ought to take a position, and I will live to see the day that we will take the position that you cannot put a tax upon a tax and survive.

Mr. NEFF. Mr. President, I would like to interrogate the Majority Leader.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. NEFF. Mr. President, in following the reply of the Majority Leader to the objections in the Minority Report as delivered by the Minority Leader, is it correct when I say that I am led to believe that the Majority Leader concurs in the Minority Report in principle, but has acted as he has, as one of the majority, on the basis

of political expediency and a need for finances as expressed by the school board in the City of Pittsburgh?

Mr. WALKER. Mr. President, in answer to the gentleman's question, if I might divide the question up, I certainly am not taking this position on the grounds of political expediency. I think that has been very apparent.

I take this position, Mr. President, because I, as I said formerly, am convinced from taking to the representatives of the school boards from Pittsburgh and Philadelphia, and the city setup, that they do need the money. I am not, by any stretch of the imagination, attempting to rebut any of the comments made by the gentleman from Westmoreland on the Conference Report. I, of course, am not including in my comments, Senator Neff, any of this collateral discussion on the Supreme Court because that would certainly be inept for me at this point.

Mr. NEFF. Mr. President, may I once again direct a question to the Majority Floor Leader?

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be further interrogated?

Mr. WALKER. Surely, Mr. President.

Mr. NEFF. Senator Walker, I take it then that you do agree in principle with the Minority Report that a tax upon a tax, such as we have here, is morally and constitutionally wrong?

Mr. WALKER. I do not want to go that far afield, Senator. Let me say this. I agree with the position that it is a tax on a tax. Now, I do not want to get involved in discussing a formal opinion of the Supreme Court from the standpoint of it being morally wrong, because I do not think that the Legislative Branch of the State Government should criticize either the Executive or Judicial Branch, and I do not want to be put in the position of suggesting, even indirectly, that the Supreme Court was morally wrong in arriving at that decision.

May I say to you, sir, if you, Senator Dent and I had been three of the members of the Supreme Court, we probably would not have voted with the majority in that decision.

Mr. NEFF. Mr. President, I think that the Majority Leader has satisfied my question.

Mr. YOSKO. Mr. President, the distinguished Minority Leader said he was going to ask the Democratic Members to vote for the Conference Report because he did not want some of the Minority Members to get in wrong with the people back home, in particular those municipalities where a mercantile tax or a gross receipts tax has been levied. I want to say to the gentleman from Westmoreland, and the Members of the Senate, that that does not worry me. We have a gross receipts tax in the city of Bethlehem, which includes a tax on cigarettes and other items. Of course, I cannot say much about the other items because they are not at issue here, but the cigarette tax is at issue.

I opposed the gross receipts tax by the city when it was proposed, and I opposed it because there were other sources of taxation from which funds could be realized. For instance, and this is a little bit off the subject, we have the Bethlehem Steel Company in Bethlehem, and it is said that the Bethlehem Steel Company property is worth about \$950,000,000, and yet the city assesses the Steel Company property at only \$16,000,000. If they would have increased the assessment of the Bethlehem

Steel property in Bethlehem to at least \$50,000,000, they would not have need for the imposition of the gross receipts tax, which the people there are compelled to pay, so that I have no scruples in voting against this Conference Report with the Minority Leader.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Freed	McPherson, Jr.,	Stevenson,
Barrett,	Hare,	Meade,	Stiefel,
Berger,	Holland,	Pechan,	Taylor,
Blass,	Kephart,	Peelor,	Wade,
Byrne,	Kessler,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Scarlett,	Watson,
DiSilvestro,	McCreesh,	Silvert,	Wolfe,
Fleming,	McGinnis,	Snowden,	Wood,

NAYS—10

Bane,	Lane,	Neff,	Toole,
Dent,	Leader,	Ruth,	Yosko,
Haluska,	McMenamin,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 524, on third reading, entitled:

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 636, on third reading, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 847, as follows:

An Act to amend section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers, wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" by extending the provisions of the additional tax for a limited time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users on fuels within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" as amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 893) is hereby further amended to read as follows

Section 4 Imposition of Tax Exemptions A permanent excise tax at the rate of three cents (3c) a gallon or a fractional part thereof is hereby imposed on all users of fuel upon the use as herein defined of such fuel by any person within this Commonwealth when such fuel is used in whole or in part in an internal combustion engine for the generation of power to propel motor vehicles of any kind or character on the public highways to be computed in the manner hereinafter set forth in this act. The tax herein imposed shall not apply on fuels not within the taxing powers of this Commonwealth under the Commerce Clause of the Constitution of the United States. Provided That the tax herein imposed and assessed shall be paid to the Commonwealth but once in respect to any fuels. Provided further however That no tax is hereby imposed upon 1) any fuel that is used by the United States Government or (2) upon any fuel brought into this State in the fuel supply tank of the motor vehicle directly connected to the motor or (3) upon any fuel used in farm machinery or equipment engaged in the production or harvesting of farm or agricultural products involving the use of the public highways within a ten (10) mile radius of the domicile of the owner of the machinery or the equipment

In addition to such tax an additional State excise tax of two cents (c) a gallon or a fractional part thereof is hereby imposed and assessed on all users of fuel upon the use as herein defined of such fuel by any person within this Commonwealth when such fuel is used in whole or in part in an internal combustion engine for the generation of powers to propel motor vehicles of any kind or character on the public highways for the period beginning the first day of June one thousand nine hundred forty-nine and ending on the thirty-first day of May [one thou-

sand nine hundred fifty-one] one thousand nine hundred fifty-three

The tax shall be payable upon fuels used by the Commonwealth and the political subdivisions thereof

Section 2 Effective Date This act shall become effective on the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	NeZ,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
Disilvestro,	McCreagh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 848, as follows:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain

costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" as last amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 315) are hereby further amended to read as follows

Section 4 Imposition of Tax Exemptions and Deductions A permanent State tax of three cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth excepting liquid fuels delivered to the United States Government on presentation of a duly authorized United States Government exemption certificate or other evidence satisfactory to the department and such liquid fuels used or sold and delivered as are not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States Provided That the tax herein imposed and assessed shall be collected by and paid to the Commonwealth but once in respect to any liquid fuels

In addition to such tax on an additional State tax of two cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth for the period beginning on the day this act becomes effective and ending on the thirty-first day of May one thousand nine hundred [fifty-one], fifty-three

Distributors shall be liable to the Commonwealth for the collection and payment of the tax imposed by this act The tax imposed by this act shall be collected by the distributor at the time the liquid fuels are used or sold and delivered by the distributor and shall be borne by the consumer

The tax shall be payable upon liquid fuels sold and delivered to or used by the Commonwealth and every political subdivision thereof

The department shall allow such handling and storage losses of liquid fuels as are substantiated to its satisfaction

Section 10 Disposition and Use of Tax (a) One-half cent per gallon of the permanent tax collected under the provisions of this act shall be paid into the Liquid Fuels Tax Fund of the State Treasury and such moneys paid into said fund are hereby specifically appropriated for the purposes hereinafter set forth

The moneys so paid into the Liquid Fuels Tax Fund except those that are refunded as hereinafter provided shall be paid to the respective counties of this Commonwealth on the first day of June and December of each year in the ratio that the average return made during the three (3) preceding years of each county bears to the average amount returned to all counties for the three preceding years Providing That the distribution of tax to the counties from the Liquid Fuels Tax Fund that is payable the first day of August one thousand nine hundred and thirty-one shall be made under the provisions of the acts of Assembly repealed by this act

All moneys received by the counties hereunder shall be deposited and maintained in a special fund designated as the "County Liquid Fuels Tax Fund" into which no other moneys shall be deposited and commingled except in any county which does not have sufficient money in such special fund to provide for payments designated in the current annual budget for payment from such special fund for the purposes of construction reconstruction maintenance and repair of county-owned roads highways and bridges property damages interest and principal payments on road or bridge bonds or sinking fund charged for such bonds becoming due within the current calendar year The county for the purpose of such payments and such payments only may borrow and place in such special funds moneys not in excess of the liquid fuels tax funds to be received during the current calendar year and all such loans shall be repaid from such special fund before the expiration of the current calendar year and not thereafter Moneys so received and deposited shall be used only for the purpose of construction reconstruction maintenance and repair of roads highways and bridges including the payment of property damage now due or hereafter to become due occasioned

by or the relocation or construction of highways and bridges and for the payment of interest and sinking fund charges on bonds issued or used for highways and bridge purposes or on so much of any bonds as have been used for such purposes and all payments made by any county either directly or indirectly prior to the first of January one thousand nine hundred and forty-six for any or all such purposes are hereby validated Provided That no expenditures from the county liquid fuels tax fund shall be made by the county commissioners for new construction on roads or bridges without first having obtained the approval of the plans for such construction from the Department of Highways And provided further That the county commissioners shall not allocate moneys from the county liquid fuels tax fund to any political subdivision within the county until the application and the contracts or plans for the proposed expenditures have been made on forms prescribed prepared and furnished and first approved by the Department of Highways The county commissioners of each county shall make to the Department of Highways on or before the fifteenth day of January and July for the periods ending December thirty-first and June thirtieth respectively of each year on forms prescribed prepared and furnished by the Department of Highways a report showing the receipts and expenditures of such moneys received by the county from the Commonwealth under the provisions of this section Copies of such reports shall be transmitted to the department and to the Department of the Auditor General for audit Upon the failure of the county commissioners to file any one of such reports or to make any payments allocations or expenditures in compliance with the provisions of this section the department shall withhold further payments to the county out of the Liquid Fuels Tax Fund until the delinquent report is filed transmitted or said moneys allocated or said expenditures for the prior six months are approved by the Department of Highways

(b) The county commissioners may allocate and apportion moneys from the county liquid fuels tax fund to the political subdivisions within the county in the ratio as provided in this subsection Provided however That when the unencumbered balance in the county liquid fuels tax fund is greater than the receipts for the twelve months immediately preceding the date of either of said reports the county commissioners shall notify the said political subdivisions to make application within ninety (90) days for participation in the redistribution of the said unencumbered balance and distribute the said unencumbered balance to the said political subdivisions making application therefor in the following manner fifty per cent (50%) of said moneys shall be allocated and apportioned among the political subdivisions within the county in the ratio which the total mileage of all roads and streets maintained by the several political subdivisions making application bears to the total mileage of all such roads and streets maintained by such political subdivisions in the county as of January first of the year in which an allocation is made and Provided further That the remaining fifty per cent (50%) of said moneys shall be allocated and apportioned among the same subdivisions on a population basis in the ratio which the population in each such subdivision of the county making applications bears to the total population of such political subdivisions Provided further That in the case of an emergency and upon approval of the Department of Highways the county commissioners may enter into contracts and obligations for the expenditure of the estimated liquid fuels tax receipts for a period not exceeding two years and receive a credit for such expenditures against such subsequent receipts and provided further That except in the case of an emergency as heretofore authorized no county shall carry over any credit balance against future fuel tax receipts from year to year and any credit balance now carried on the reports or in the records of the county commissioners the department or the Department of the Auditor General are hereby specifically invalidated and declared null and void

(c) The Department of Highways shall annually issue

to the county commissioners and to the corporate authorities of the political subdivisions in the counties copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipts and expenditures of any funds authorized to be apportioned allocated or expended as provided herein

(d) The remaining two and one-half cents per gallon of the permanent tax and [one cent] two cents per gallon of the additional tax collected under the provisions of this act all penalties and interests and all interest earned on deposits of the Liquid Fuels Tax Fund shall be paid into the Motor License Fund and are hereby specifically appropriated for the same purposes for which moneys in the Motor License Fund are appropriated by law

[(e) The remaining one cent per gallon of the additional tax of two cents per gallon or fractional part thereof collected under the provisions of this act shall be paid into the Motor License Fund and the following amount thereof are hereby specifically appropriated for the two calendar years beginning the first day of January one thousand nine hundred forty-eight and like amounts for the two calendar years beginning the first day of January one thousand nine hundred fifty for the purposes and in the manner as hereinafter set forth

Ten million dollars shall be paid to the respective townships of the second class of this Commonwealth and shall be allocated and apportioned among the said townships in the ratio which the mileage of township roads in each township of the second class bears to the total mileage of township roads in all townships of the second class in the Commonwealth as of January first of the year in which an allocation is made

Ten million dollars shall be paid to the respective cities of the first class cities of the second class cities of the second class A cities of the third class boroughs incorporated towns and townships of the first class of this Commonwealth and shall be allocated and apportioned among said units of government in the ratio which the mileage of roads and streets not maintained by the Department of Highways under the provisions of existing laws in each suit bears to the total mileage of such roads and streets in all of said units in the Commonwealth as of January first of the year in which an allocation is made

The calculation of mileages shall be determined annually by the Department of Highways of the Commonwealth from reports submitted by the cities boroughs town and townships The term "roads and streets" is defined to mean public roads and streets used for travel by horse drawn and motor vehicles and to exclude ways courts and alleys

The moneys so appropriated allocated and apportioned herein from the Motor License Fund shall be paid over in the manner provided by law on requisition of the Secretary of Highways to cities of the first class cities of the second class cities of the second class A cities of the third class boroughs incorporated towns and townships on the first day of March June September and December of each year

The fund so allocated apportioned and received shall be deposited and maintained in a special fund into which no other moneys shall be deposited and commingled and shall be expended by the corporate authorities of said political subdivisions directly or by contract let but only after approval of the Department of Highways as to the most beneficial and efficient manner of making such expenditures and shall be used only for the maintenance construction reconstruction resurfacing and improvement of public roads and streets not maintained by the Department of Highways under the provisions of existing laws and the maintenance construction and reconstruction of bridges on such roads and streets in said political subdivisions except that in political subdivisions which do not have sufficient funds from other sources for the maintenance and repair of all roads and bridges not maintained by the Department of Highways under the provisions of existing laws the allocation to such political subdivisions may be used in whole or in part for such maintenance and repair purposes Where road and

bridge work is performed by the political subdivision this paragraph shall be construed to permit the funds so allocated to be used and expended only for labor rental of equipment payrolls purchase of material including repair parts necessary for the maintenance of equipment small tools road drags and snow fences

Each political subdivision shall submit to the Department of Highways a report on the fifteenth day of January and July for the periods ending December thirty-first and June thirtieth respectively of each year showing the cost of the work done pursuant to the moneys so allocated and apportioned in such detail as may be required by the Department of Highways In case any records or reports required by law are not made in the manner or at the time required no further moneys shall be approved for payment by the Department of Highways to such political subdivision until such reports have been made and approved

Nothing herein contained shall be construed to prevent the use of any moneys so allocated and apportioned for Federal projects sponsored by the political subdivision or for county-aid work relating to the improvement of roads and bridges

The corporate authorities of the said political subdivision shall at the time of fixing the real estate tax rate for highway road and street purposes for the calendar years one thousand nine hundred and forty-six and one thousand nine hundred and forty-seven give consideration to the anticipated revenue to be received under the provisions of this act

The Department of Highways shall annually issue to the corporate authorities of the said political subdivisions copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipt and expenditure of any funds authorized herein to be apportioned allocated or expended]

Section 2 The provisions of this act shall become effective on the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallory,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,			Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SENATE BILL No. 525 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up from the Third Reading Postponed Calendar Senate Bill No. 525 for consideration at this time.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 525, as follows:

An Act to further amend Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by providing for the regression in classification of cities upon their decrease in population. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and redesigning the mode of ascertaining and changing the classification thereof in accordance therewith" as amended by the act approved the ninth day of March one thousand nine hundred twenty-seven (P. L. 18) is hereby further amended to read as follows

Section 2 The classification of said cities respectively to determine whether they shall advance in classification shall be ascertained and fixed by reference to their population according to the last preceding United States census and whenever it shall appear by any such census that any city of the second second A or third class has attained a population entitling it to an advance in classification as herein prescribed it shall be the duty of the Governor under the great seal of this Commonwealth to certify the fact accordingly which certificate shall be entered at large upon the minutes of the councils of such city and recorded in the office for recording the deeds of the proper county

The classification of said cities respectively to determine whether they shall regress in classification shall be ascertained and fixed by reference to the last two preceding United States decennial censuses and whenever it shall appear by both of such censuses that any city of the first second or second A class has decreased in population below the minimum population figures prescribed for its current classification it shall be the duty of the Governor under the great seal of the Commonwealth to certify the fact accordingly which certificate shall be entered at large upon the minutes of the councils of such city and recorded in the office for recording the deeds of the proper county

It is the intent of the preceding paragraph that the classification of any city of the first second and second class A shall not be changed because its population was below the minimum figure for its class at the time of one United States decennial census because it is recognized that a change in the form of a municipal government is attended by certain expense and hardship and such change should not be occasioned by a temporary fluctuation in population but rather only after it is demonstrated by two censuses that the population of a city has remained below the minimum figure of its class for at least a decade

At the municipal election occurring not less than one month after the date of such certificate the proper officers shall be elected to which the said city will become entitled under the change in classification and upon the first Monday of April next ensuing the term of all officers of said city then in office whose offices are superseded by reason thereof shall cease and determine and the city government shall be duly organized and shall thereafter be controlled and regulated by the laws of this Commonwealth applicable to the same under the classification hereby fixed and appointed

Until otherwise provided by law cities of the second class A shall continue to be governed and shall have all the powers privileges and prerogatives now provided by the laws of the Commonwealth relating to cities of the second class

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 52, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MEADE offered the following amendment:

Amend Sec. 1, page 2, lines 8 to 11 inclusive, by striking out in line 8, the word "Provided," all of lines 9 and 10 and in line 11 "lation by Pennsylvania Public Utility Commission."

It was agreed to.

The section was agreed to as amended.

The second and third sections were read and agreed to.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. MEADE offered the following amendment:

Amend Sec. 4, page 4, lines 2 to 4 inclusive, by striking out in line 2 "of which bureau Fire Department or such De-" and all of lines 3 and 4.

It was agreed to.

The section was agreed to as amended.

The fifth section and title were read and agreed to.

And said bill having been read at length the second time and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 193, entitled:

An Act to repeal the act approved the twenty-eighth day of April one thousand nine hundred fifteen (P. L. 197) entitled "An act regulating the manner and time of payment of employes of cities of the first class"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 194, entitled:

An Act to repeal the act approved the twenty-third day of April one thousand nine hundred fifteen (P. L. 174) entitled "An act regulating the manner of payment of county employes in counties having a population over one million"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 205, on second reading, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth; providing for trial without jury, and for the filing of agreements therefor; providing for the payment of jury fees.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 211, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 452, on second reading, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights power and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capitol stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 568, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by further prescribing for the management administration application and regulation of such fund in cities of the first class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 602, on second reading, entitled:

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further regulating the issuance of liquor licenses, changing license fees of club and the hours certain licensees may sell; and further providing for transfer of certain liquor licenses.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 605, entitled:

An Act to amend subsection (e) of Section 410 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further regulating the importation, purchase and sale of alcohol.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 639, entitled:

An Act to add Section 473 to the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option in the several parts of a borough formed by the consolidation of two or more boroughs

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 646, entitled:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for

the appointment by the board of personal property assessors real estate assessors and assistant real estate assessors clerks and other employees fixing the salaries of the members of the board assessors and assistant assessors and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws" by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by changing residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers distributors and importing distributors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 767, on second reading, entitled:

An Act to amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing the issuance of non-debt revenue bonds for improvement of a boroughs electric light plant

go over in its order.

The PRESIDENT. Is there objections? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 872, on second reading, entitled:

An Act authorizing certain municipal corporations of other states to acquire use encumber and dispose of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property in such other State defining certain of their rights and liabilities in connection therewith and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated

go over in its order.

The PRESIDENT. Is there objections? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 990, entitled:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act denying the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by amplifying the provisions thereof as to persons entitled to such payments.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. MEADE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MEADE, from the Committee on Elections, reported as amended, Senate Bill No. 494, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing a system for the nomination of candidates to fill certain vacancies in public offices occurring under conditions for which said election codes does not prescribe machinery.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 165, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to

persons injured in accidents entitled to payments from such proceeds

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 201, entitled:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 238, entitled:

An Act to amend Section 256 of the act approved the section day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make arrests without warrants under certain circumstances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 418, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions and officers; authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by permitting the Department of State to copy and destroy or return certain documents; permitting corporations to borrow money, acquire and dispose of real estate, and make, alter, amend, and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon; permitting a change of registered office pursuant to action of directors; permitting directors to fill vacancies in the board of directors resulting from an increase in the board of directors resulting from an increase in the number of directors; deleting certain requirements as to the appointment, compensation and duties of agents; providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each; fixing the method of cumulative voting in cases where directors are elected separately by the members of different

classes; providing that foreign corporations which shall have done business in Pennsylvania without procuring a certificate of authority to do so shall be conclusively presumed to have appointed the Secretary of the Commonwealth their agent to accept service of process in cases arising out of acts of omissions of such corporations in the Commonwealth, and specifying the duties of the Secretary upon receipt of such process

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 494, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal, special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing a system for the nomination of candidates to fill certain vacancies in public offices occurring under conditions for which said election code does not prescribe machinery.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 495, entitled:

An Act to amend clause (3) of Section 203 of the act, approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations on the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain state departments, commissions, and officers; authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by further regulating the manner in which the corporate purposes may be set forth in the articles of incorporation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 499, entitled:

An Act to further amend section eleven of the act, approved the seventeenth day of February, one thousand nine hundred six (P. L. 45), entitled "An act to regulate the deposits of State funds, to prescribe the method of selecting State depositories, to limit the amount of State deposits, to provide for the security of such deposits, to fix the rate of interest thereon, to provide for the publication of monthly statements of moneys in the general

and sinking funds, to declare it a misdemeanor to give or take anything of value for obtaining the same, and prescribing penalties for violations of this act," by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by eliminating certain restrictions on the possession of game and other birds and animals.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 556, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 577, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriation from the Commonwealth and imposing penalties affecting every department board commission and officers of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the security required for deposits of State moneys and to permit the designation of additional banks or trust companies as active depositories.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 578, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 589, entitled:

An Act to amend Section 1.1 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-one (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties," by further limiting the operation of motor boats on inland waters; and changing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies, orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth; outlining the procedure; and defining the rights of dissenting certificate holders.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 606, entitled:

An Act prohibiting any beneficial association fraternal organization or society whether incorporated or not paying death benefits of any kind from requiring any member thereof to contract with any particular undertaker for the burial of a deceased member and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 610, entitled:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right, title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact

or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 631, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest, sinking fund and service requirements on the State debt.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 632, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) as amended, entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations; prescribing the procedure for and the effect of a merger or consolidation; providing for payment of certain fees, taxes, and bonus; and defining the rights, powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 644, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of

all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708), entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 678, entitled:

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 685, entitled:

An Act to amend the act approved the twenty-third day of May one thousand nine hundred forty-nine (Appropriation Acts page 49), entitled "An act making an appropriation to the Department of Forests and Waters

for the purpose of flood control and stream channel work in McKean, Potter and Tioga counties, made necessary by floods of July one thousand nine hundred forty-two, May, one thousand nine hundred forty-six, and April, one thousand nine hundred forty-eight, and of carrying out the provisions of existing laws relating thereto," by extending the purpose of the appropriation to cover all flood damage.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 703, entitled:

An Act to amend subsection three of section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 721, entitled:

An Act to further amend clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and damending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 730, entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto" by regulating the issuance of resident hunters' licenses for antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 776, entitled:

An Act to amend Section 506 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing

and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by requiring notice of dissolution of stock or mutual fire insurance companies associations or exchanges to be given to policyholders or members

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 863, entitled:

An Act to further amend Sections 113 and 133 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 931, entitled:

An Act to further amend Section 719 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the dog training period.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 972, entitled:

An Act to further amend section seven hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by regulating the dismissal, suspension, demotion, reenlistment and retirement of enlisted members of the Pennsylvania State Police.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1022, entitled:

An Act to amend section 1 and 7 of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-five (P. L. 244), entitled "An act creating a Local Government Commission to study and report on functions of local government; their allocation and elimination; the cost of local government and means of reducing it; and the consolidation of local government; and making an appropriation," by providing for the expenditure of any biennial appropriation made to the local Government Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1023, entitled:

An Act making an appropriation to the Local Government Commission to continue its work

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1040, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil Washington County Pennsylvania providing for reversion to the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1081, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by making special provisions for the purchase of steel to be used in the manufacture of vehicle registration plates.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on

the officials of such political subdivisions and on the Department of Highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1280, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1281, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Thursday, May 24, 1951, at 10:00 o'clock, a. m., Eastern Standard Time.

The motion was agreed to.

The Senate adjourned at 4:19 o'clock, p. m., Eastern Standard Time, until Thursday, May 24, 1951, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, May 23, 1951.

The House met at 11:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O God our Father, good beyond all that is good, fair beyond all that is fair, in Whom is calmness and peace;

make up, we beseech Thee, the dissensions which divide us from each other and bring us back into that unity of love which is the likeness of Thy sublime nature; that bound together in Thy Spirit, we may know that peace of Thine which maketh all things one; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Tuesday, May 22, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Messrs. TOOMEY and SWOPE.

HOUSE BILL No. 1338.

An Act to further amend Section 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for learner's permits; and appropriating the increase for teaching of safe driving of motor vehicles.

Referred to the Committee on Motor Vehicles.

By Messrs. RIGBY, BLOOM, WILLIAM C.

LEONARD, ROBERTSON and PITZER.

HOUSE BILL No. 1339.

An Act relating to oleomargarine, margarine, yellow oleomargarine, yellow margarine, and other similar products; regulating the sale thereof; prohibiting the serving or use thereof at public eating places; regulating the advertising thereof; conferring powers and imposing duties on the Department of Agriculture; prescribing penalties; and repealing a certain act.

Referred to the Committee on Agriculture and Dairy Industries.

By Mrs. VARALLO, Mrs. COYLE and Mrs.

MONROE.

HOUSE BILL No. 1340.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and pro-

viding for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by establishing a Supplementary Retirement Allowance Reserve Account and providing for the payment by the Commonwealth to employes upon retirement for super annuation of Supplementary Retirement Allowances during the first year after retirement.

Referred to the Committee on Education.

By Mrs. VARALLO, Mrs. COYLE and Mrs. MONROE.

HOUSE BILL No. 1341.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities, allowances returns benefits and rights from taxation and judicial process and providing penalties" by changing the basis for computing retirement allowances and providing supplemental State annuities to bring certain members' annuities up to the corresponding State annuities regardless of cause for which said annuities are less than the State annuity.

Referred to the Committee on Education.

By Messrs. WELSH, TOLL and LEVEN.

HOUSE BILL No. 1342.

An Act to amend Section 302, to further amend Sections 304, 801, 804, 807 and 808, and to amend Section 901, and to repeal Sections 802 and 805, of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk, and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weight, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements and to use certain methods of weighting, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act, and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights,

duties and proceedings thereunder; and making appropriations," by restricting the price fixing powers of the Milk Control Commission to prices to be paid for milk to persons producing milk.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. HARRY W. PRICE, Jr.

HOUSE BILL No. 1343.

An Act to amend section nine of the act, approved the twenty-fifth day of June, one thousand nine hundred and forty-seven (P. L. 940), entitled "An act relating to boarding houses for children; providing for the licensing and inspection thereof; and the adoption of rules and regulations for the maintenance, operation and conduct thereof; by the Department of Welfare; defining offenses; and prescribing penalties," by adding counties which have established a county department of health or joint-county department of health to the political subdivisions which may inspect boarding houses within their jurisdiction.

Referred to the Committee on Welfare.

By Mr. HARRY W. PRICE, Jr.

HOUSE BILL No. 1344.

An Act to amend sections four and ten of the act, approved the fourteenth day of April, one thousand nine hundred and twenty-five (P. L. 234), entitled, "An act relating to Boarding Houses for Infants; providing for the licensing thereof and the adoption of rules and regulations for the maintenance, operation, and conduct thereof, by the Department of Welfare; and fixing penalties," by adding counties which have established a county department of health or joint-county department to the political subdivisions which must approve applications for licenses for boarding houses for infants and which may inspect boarding houses for infants within their jurisdiction.

Referred to the Committee on Welfare.

By Mr. BLAIR.

HOUSE BILL No. 1345.

An Act to further amend section 353 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further defining unfair discrimination.

Referred to the Committee on Insurance.

By Mr. HELM.

HOUSE BILL No. 1346.

An Act to amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by clarifying certain provisions thereof and correcting grammatical and typographical errors therein.

Referred to the Committee on Insurance.

By Mr. HELM.

HOUSE BILL No. 1347.

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by making corrections and conforming certain provisions to existing practice.

Referred to the Committee on Education.

By Mr. KENT.

HOUSE BILL No. 1348.

An Act to amend Section 1 of the act, approved the eighth day of May, one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes, by imposing upon certain foreign corporations, limited partnership and joint-stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania, and requiring the filing of certain reports in the office of the Auditor General," by exempting from the provisions thereof foreign nonprofit corporations.

Referred to the Committee on Ways and Means.

By Mr. ZIEGLER.

HOUSE BILL No. 1349.

An Act to further amend Section 706 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations.

Referred to the Committee on Ways and Means.

PUPILS OF HEBRON SCHOOLS WELCOMED

The SPEAKER. The Chair welcomes pupils of the fourth, fifth and sixth grades of the Hebron Schools of South Lebanon Township, Lebanon County, under the supervision of their teachers, Mrs. Krumbine, Mrs. Gerhart, Miss Knapp and Mr. Gerace. They are guests of the gentleman from Lebanon, Mr. Light.

SENATE MESSAGES

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 11.

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies.

Referred to the Committee on Judiciary.

SENATE BILL No. 595.

An Act to further amend subsection (b) (c) and (e) of section 4 of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" by clarifying the identity of certain taxing districts.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 380.

An Act to amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes; providing when, how and upon what property, and to what extent liens shall be allowed for such taxes; the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 519.

An Act to amend Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (Penicillin) and its derivatives preparations and compounds in the interest of public health" by providing certain exceptions to said act.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 591.

An Act to amend subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties the board to hold other offices or positions or engage in certain businesses.

Referred to the Committee on Cities and County—Second Class.

STUDY OF NEEDS OF THE AGING AND AGED

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

(Serial No. 122) In the Senate, May 1, 1951.

Whereas, The personal, family, social, medical, financial and related problems arising from the continued increase in the number and proportion of Pennsylvanians of advanced age are of growing magnitude; and

Whereas, These problems are of such striking significance and so intricate as to warrant special and intensive attention by the Commonwealth; and

Whereas, All aspects of this rise in the aging population presents the Commonwealth with increasingly serious social and human problems; now therefore be it

Resolved, (if the House of Representatives concur) That the Joint State Government Commission is hereby directed to make a comprehensive and intensive study of the state-wide needs and problems of the aging and the aged and to develop in cooperation with other governmental and voluntary groups ways and means to assist the Commonwealth in meeting these needs and problems and in such study the commission may appoint and consult with a Citizen Advisory Committee of competent lay and professional citizens who have demonstrated interests in and knowledge of the aging and the aged. Such study shall concentrate on the following:

1. Employment opportunities for older persons.
2. Facilities and services for the aged including: counseling and personal services, employment guidance and placement services, medical care services, institutional services, treatment and rehabilitation for the chronically ill, care of and rehabilitation for the disabled and handicapped, recreation, education and related community services.
3. Analysis of the problems of the aged receiving old-age assistance with special reference to the adequacy of grants and standards of living, boarding homes and other sheltered care for the indigent aged.

4. Special attention to the problems of care and treatment of the senile aged.

5. Study of other special needs as develop in the course of the study; and be it further

Resolved, That the Joint State Government Commission shall report to the General Assembly on or before February first, one thousand nine hundred fifty-three, the results of its studies and investigations and recommendations.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

CALL OF THE HOUSE

Mr. ANDREWS. Mr. Speaker, I desire to know how many Members are present in the hall of the House, and I raise the question of no quorum.

The SPEAKER. The Sergeant-at-arms will close the doors of the House. No Member will be permitted to leave the floor of the House during the calling of the roll.

The Sergeant-at-arms is directed to admit Members who appear at the door of the House during the calling of the roll; visitors will not be permitted to enter.

The roll was called and the following were present:

PRESENT—178

Amarando,	Goodling,	Markley,	Royer,
Andrews,	Graybill,	Maxwell,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Scott,
Berkstresser,	Hall,	McInroy,	Seyler,
Blair,	Hamilton, R. K.,	McKinney,	Shotwell,
Bloom,	Hamilton, W. H.,	McMillen,	Smith,
Boles,	Harney,	McNally,	Snider,
Bolton,	Haudenschild,	Metz,	Spencer,
Bomberger,	Headlee,	Mihm,	Stimmel,
Boorse,	Hewitt,	Mikula,	Stoner,
Bower,	Hocker,	Miller, H. G.,	Swope,
Breisch,	Hoggard,	Mills,	Tahl,
Breth,	Hunter,	Mintess,	Taylor,
Brown,	Jenkins,	Monroe,	Thompson, E. F.,
Bucchin,	Johnson,	Moore, C. E.,	Toll,
Byrne,	Jones, G. E.,	Moore, H. A.,	Tompkins,
Cella,	Jones, J. M.,	Muldowney,	Toomey,
Clapper,	Jones, P. F.,	Munley,	VanSant,
Clendening,	Jump,	Musto,	Varallo,
Cochran,	Kamyk,	Najaka,	Varner,
Conway,	Keller,	Naugle,	Verona,
Cooper,	Kline,	Needham,	Wachhaus,
Corr,	Kohl,	Olsen,	Wargo,
Costa,	Kolankiewicz,	Penglase,	Waterhouse,
Coyle,	Kornick,	Peta,	Watkins,
Dalrymple,	Kratz,	Petrosky,	Weldner,
Davis,	Lafore,	Pettigrew,	Welsh,
Dennison,	Lederer,	Pfaff,	Westrick,
Dougherty,	Leisey,	Pitzer,	Whalley,
Dowling,	Leonard, L.,	Polaski,	Wheeler,
DuBois,	Leonard, W. C.,	Polen,	White,
Dunn,	Leven,	Price, H. W. Jr.,	Williams,
Ewing,	Light,	Price, R. A.,	Wilt,
Fenrich,	Limper,	Readinger,	Wood,
Ferster,	Loftus,	Reidenbach,	Yeakel,
Filip,	Lopresti,	Relly, J. M.,	Yester,
Filo,	Lovett,	Rigby,	Young,
Firmstone,	Lutty,	Riley, R. L.,	Ziegler,
Frost,	Lyons,	Robertson,	Sorg,
Gleason,	Madden,	Rose,	Speaker
Good,	Madigan,	Rovansek,	

ABSENT—29

Bear,	Greenwood,	Miller, J. C.,	Schuster,
Duffy,	Helm,	Moran,	Shoemaker,
Erb,	Hersch,	Murray,	Soilenberger,
Flack,	Jones, T. H. W.,	Pichney,	Stank,
Gaffney,	Kent,	Reagan,	Swartz,
Geer,	Kubacki,	Reese,	Thompson, R. L.,
Gibson,	Mazza,	Rosen,	Wescott,
			Yetzer,

The SPEAKER. One hundred seventy-eight Members have answered and a quorum is present. The House is ready to proceed with the business of the day.

FURTHER PROCEEDINGS UNDER CALL
DISPENSED WITH

Mr. ANDREWS. Mr. Speaker, reserving the right to send for absentees, I move that further proceedings under the call be dispensed with at this time.

The motion was agreed to.

PUPILS OF UNIONTOWN ELEMENTARY SCHOOLS WELCOMED

The SPEAKER. The Chair is pleased to welcome one hundred twenty pupils of the Uniontown Elementary School of Coal Township, Northumberland County, under the supervision of their principal, Mr. Ralph Kramer. They are the guests of the gentleman from Northumberland, Mr. Stank.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. HALL for himself for the week after today's session.

Mr. MADDEN for himself for the week after today's session because of illness in the family.

Mr. DOUGHERTY for himself for the week after today's session.

Mr. HAGERTY for himself for the week after today's session.

Mr. GUARNIERI for himself for the week after today's session.

Mr. AMARANDO for himself for the week after today's session.

Mr. PETA for himself for the week after today's session.

Mr. PETTIGREW for himself for the week after today's session.

Mr. WACHHAUS for himself for the week after today's session.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent of the House to address the House.

Mr. Speaker, I desire to make what might be a clarifying statement.

First of all, there are important bills which will be pending upon tomorrow's calendar, various liquor bills and other bills upon which Members of the House may desire to vote. Those bills will proceed in their regular order. There is no consent calendar for tomorrow.

If there is a quorum in the House, I understand the bills on the calendar will be called up for consideration.

Obviously, if there is not a quorum in the House, a quorum will be sent for. It is not my intention tomorrow to make a call of the House. However, I would have no power to prevent someone else from making such a call. It should also be understood, that whatever members are in the Hall of the House tomorrow, can revoke leaves of absence and send for absentees.

Such Members as desire to vote upon the bills on the calendar which we will have tomorrow must necessarily be in their seats. And if there is not a quorum, I understand the majority leadership will take steps to see to it that there is a quorum.

The SPEAKER. The Chair thanks the gentleman, and understands that the gentleman refers to those for whom no valid excuse is offered.

LEAVES OF ABSENCE

Mr. ROSE for himself for the week after today's session.

Mr. TAHL for himself for the week after today's session.

QUESTION OF INFORMATION

Mr. PETROSKY. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. PETROSKY. Am I to understand from the statement by the Minority Leader that we will progress through the calendar without passing over any bills upon the calendar tomorrow.

The SPEAKER. The Chair was given the impression by the Minority Leader that the calendar would be acted upon in accordance with the usual process of treating a calendar.

Mr. ANDREWS. Mr. Speaker, that was not my decision. I understand that that is the position of the Majority Leader.

If that is not the position of the Majority Leader, I am not the one who is saying that the bills on the calendar tomorrow will be called in their order and acted upon.

Mr. SMITH. Mr. Speaker, my only comment is, that I believe it has been the agreement of the House that there will be no consent calendar tomorrow. Bills that are called up, those present will be recorded as voting; and no member will be recorded as voting so far as I am concerned who is not present in the Hall of the House.

PARLIAMENTARY INQUIRY

Mr. PETROSKY. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. PETROSKY. Mr. Speaker, in the event that there would be no consent calendar, and only those present will be recorded as voting, is it true that one Member objecting to the passing over of a bill will necessitate action upon that measure?

The SPEAKER. For the information of the gentleman, a motion to postpone may be made and it would be within the control of the majority of the Members present as to whether that bill would be acted upon or not.

In order to pass over a bill, unanimous consent of the Members present is necessary.

Mr. PETROSKY. I thank you, Mr. Speaker.

LEAVE OF ABSENCE

Mr. GRANVILLE E. JONES for himself for the week after today's session.

Mr. PICHNEY for himself for the week after today's session for business reasons.

Mr. ROSEN for himself for the week after today's session.

Mr. BRETH for himself for the week after today's session.

Mr. BOIES for himself for the week after today's session because of urgent personal business.

Mr. WILT for himself for the week after today's session.

Mr. FILO for himself for the week after today's session to assist the Board of Undertakers of the State of Pennsylvania in holding hearings in Pittsburgh.

Mr. KOLANKIEWICZ for himself for the week after today's session because of professional business.

Mr. Polen for Mr. MAZZA for today and the week to attend a funeral.

Mr. PAUL F. JONES for himself for the week after today's session.

Mr. WILBUR H. HAMILTON for himself for the week after today's session.

PERMISSION TO ADDRESS HOUSE

Mr. MUSTO asked and obtained unanimous consent to address the House.

Mr. Speaker, I suggest to the rest of the Members of the House, to fit in with the leaves of absence, that we all ask for a leave of absence for the rest of the week after today's session.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 844

Mr. SMITH. Mr. Speaker, I offer the report of the Committee of Conference on House Bill No. 844.

The SPEAKER. The Chair understands that this report has been printed.

The report was read by the Clerk as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL No. 844

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 844, entitled:

"An act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended 'An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties' by providing that the provisions of said act shall continue in effect until repealed"

Respectfully submit the following bill as our report:

I. W. WOOD,
JAMES S. BERGER,
(Committee on the part of the Senate.)
CHARLES C. SMITH,
WILSON L. YEAKEL,
H. G. ANDREWS,

(Committee on the part of the House of Representatives.)

An Act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by providing that the provisions of said act shall continue in effect until repealed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all the sections of the act ap-

proved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" as last reenacted and amended by the act approved the twenty-fourth day of March one thousand nine hundred forty-nine (P. L. 336) are hereby reenacted and further amended to read as follows

An Act

To provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties

Section 1 Be it enacted &c That this act shall be known may be cited as the "Cigarette Tax Act"

Section 2 The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Association" Any partnership limited partnership or other form of unincorporated enterprise owned by two or more persons

"Dealer" Any wholesale dealer and in the cases hereinafter prescribed retail dealers The term "wholesale dealers" shall include any person who or which sells within Pennsylvania cigarettes to retail dealers or for purposes of resale or who or which purchases cigarettes directly from any manufacturer for purposes of resale The term "retail dealer" shall include every person other than a wholesale dealer who or which receives from any source whatsoever cigarettes for the purpose of sale to consumers in Pennsylvania or for any other purpose than that of resale whenever the packages of cigarettes so received do not have affixed to them the stamps evidencing the payment of the tax imposed by this act

"Department" The Department of Revenue of this Commonwealth

"Package" The individual package box or other container in or from which retail sales of cigarettes are normally made or intended to be made

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Cigarettes" Any roll for smoking made wholly or in part of tobacco irrespective of size or shape and whether or not such tobacco is flavored adulterated or mixed with any other ingredient the wrapper or cover of which is made of paper or any other substance or material excepting tobacco

"Sale" Any transfer for a consideration exchange barter gift offer for sale and distribution in any manner or by any means whatsoever

The singular shall include the plural and the masculine shall include the feminine and the neuter

Section 3 (a) On and after the effective date of this act it shall be unlawful for any person to continue to engage in or thereafter to begin to engage in the sale of cigarettes at wholesale within this Commonwealth or for any person excepting commissaries ships' stores and voluntary unincorporated organizations of military forces personnel operating under regulations promulgated by the Secretary of Defense or departments under his juris-

diction and excepting retail dealers located in veterans' administration hospitals as to sales of cigarettes to patients in said hospital to continue to engage in or thereafter to begin to engage in the sale of cigarettes at retail within this Commonwealth unless a cigarette permit or permits shall have been issued to him as hereinafter prescribed

(b) Every person desiring to continue to engage in or hereafter to being to engage in the sale of cigarettes at wholesale or retail within this Commonwealth except those persons exempt under section 3 (a) hereof shall file an application for a cigarette permit or permits with the department Every application for a cigarette permit shall be made upon a form prescribed prepared and furnished by the department and shall set forth the name under which the applicant transacts or intends to transact business the location of his place of business within this Commonwealth and such other information as the department may require If the applicant has or intends to have more than one place of business within the Commonwealth the application shall state the location of each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be signed by the owner if a natural person and in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to which shall be attached the written evidence of his authority

At the time of making such application the applicant shall pay to the department a permit fee of one dollar (\$1.00) for each permit

Upon approval of the application and the payment of the permit fee or fees herein required the department shall grant and issue to each applicant a cigarette permit for each place of business within the Commonwealth set forth in his application Cigarette permits shall not be assignable and shall be valid only for the persons in whose names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued

All permits shall expire on the thirty-first day of December next succeeding the date upon which they are issued unless sooner suspended surrendered or revoked for cause by the department

(c) Permits issued under the provisions of this act may be renewed annually before the first day of January upon application made to the department and the payment of a renewal fee of one dollar (\$1.00)

Whenever any permit issued under the provisions of this act is defaced destroyed or lost the department may issue a duplicate permit to the holder of the defaced destroyed or lost permit upon the payment of a fee of fifty cents (\$.50)

(d) The department may suspend or after hearing revoke a cigarette permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this act or any rules or regulations of the department prescribed adopted and promulgated under this act Upon suspending or revoking any cigarette permit the department shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and the holder shall surrender promptly all such permits to the department as requested Whenever the department suspends a cigarette permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded After such hearing the department shall either rescind its order of suspension or good cause appearing therefor shall continue the suspension or revoke the permit

Section 4 A State excise tax is hereby imposed and assessed upon sale of cigarettes by dealers at the rate of two cents per ten cigarettes or fraction thereof except such sales of cigarettes as are not within the taxing power of this Commonwealth under the commerce clause

of the Constitution of the United States and except such sales as are made to authorized purchasers by those persons exempt under section 3 (a) hereof Provided That only one sale of the same package of cigarettes shall be used in computing the amount of tax due hereunder

Except as hereinafter provided dealers shall be liable to the Commonwealth as taxpayers for the payment of the tax imposed by this act and shall pay the tax into the State Treasury through the department by purchasing from the department adhesive stamps of such design and denominations as may be prescribed by the department

Manufacturers of cigarettes located either within or outside of this Commonwealth and wholesale dealers in cigarettes located outside of this Commonwealth may purchase stamps from the department and affix such stamps in the manner hereinafter prescribed to packages of cigarettes to be sold within this Commonwealth in which case the dealer within this Commonwealth receiving such stamped packages of cigarettes will not be required to purchase and affix stamps on such packages of cigarettes

Section 5 Each dealer shall affix within the time hereinafter prescribed to each package of cigarettes stamps furnished by and purchased from the department evidencing the payment of the tax imposed by this act and shall cancel such stamps before such cigarettes are offered for sale or before they are otherwise disposed of unless stamps have been affixed to such packages of cigarettes before such dealer received them Each wholesale dealer in this Commonwealth shall affix such stamps to each package of cigarettes unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department prior to the delivery of such packages to any retail dealer in this Commonwealth

Each retail dealer in this Commonwealth except those persons exempt under section 3 (a) hereof shall immediately upon the receipt of any cigarettes at his place of business so affix such stamps to each package of cigarettes unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department or shall immediately mark in ink on each unopened box carton or other container of such cigarettes the word "received" and the month day and year of such receipt and shall affix his signature thereto The retail dealer shall in any event open such box carton or other container and immediately affix such stamps to each package therein and cancel the same in the manner prescribed by the department within twenty-four hours after such receipt and prior to the sale of such cigarettes

Whenever any cigarettes are found in the place of business of such retail dealer without the stamps affixed and cancelled or not marked as having been received within the preceding twenty-four hours as required by this section the prima facie presumption shall arise that such cigarettes are kept therein in violation of the provisions of this act

Stamps shall be affixed to each package of cigarettes of and aggregate denomination not less than the amount of the tax upon the contents therein and shall be affixed in such manner that they will be visible to the purchaser Upon affixing stamps to a package of cigarettes the person affixing them shall cancel them by such method or in such manner as may be prescribed by the department

Section 6 The department shall prescribe prepare and furnish adhesive stamps of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act The department shall make provisions for the sale of such stamps in such places and at such times as it may deem necessary

The department shall appoint wholesale dealers in cigarettes within this Commonwealth and may appoint any other persons within or without the Commonwealth as agents to affix the stamps to be used in paying the tax herein imposed upon sales of cigarettes but a wholesale dealer shall at all times have the right to appoint the person who is to affix the stamps to any cigarettes under his control and whenever the department shall sell

consign or deliver to any such agent any such stamps such agent shall be entitled to receive as compensation for his services and expenses as such agent in affixing such stamps and to retain out of the moneys to be paid by him for such stamps a commission of four per centum on the par value thereof if and when such agent has purchased the stamps affixed by him directly from the department. The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of the sale delivery or consignment to such agent of such stamps.

Section 7 Every person engaged in the sale of cigarettes at wholesale within this Commonwealth and every person engaged in the sale of cigarettes at retail within the Commonwealth except those persons exempt under section 3(a) hereof shall maintain and keep for a period of two years such record or records of cigarettes received sold and delivered within this Commonwealth by him together with invoices bills of lading and other pertinent papers as may be required by the department.

The department or any agent appointed in writing by it is hereby authorized to examine the books papers invoices and other records the stock of cigarettes in and upon any premises where the same are placed stored and sold and equipment of any such wholesale or retail dealer pertaining to the sale and delivery of cigarettes taxable under this act to verify the accuracy of the payment of the tax imposed and assessed by this act. Every such person is hereby directed and required to give to the Secretary of Revenue or his duly authorized representative the means facilities and opportunity for such examinations as are hereby provided and required.

Section 8 The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to

(a) The method and the means to be used in the cancellation of stamps

(b) The denominations and sale of stamps

(c) Any other matter or thing pertaining to the administration and enforcement of the provisions of this act.

Section 9 Whenever any cigarettes upon which stamps have been placed by a dealer have been sold and shipped by him into another state for sale or use therein or have been sold to those persons exempt under section 3 (a) hereof for resale to authorized purchasers or have become unfit for use and consumption or unsalable or have been destroyed such dealer shall be entitled to a refund of the actual amount of tax paid by him with respect to such cigarettes. If the department is satisfied that any dealer is entitled to a refund it shall certify the proposed amount of such refund to the Board of Finance and Revenue for approval and thereafter shall issue to such dealer stamps of sufficient value to cover the refund as approved by the board. The department is hereby authorized to adopt prescribe and promulgate such rules and regulations with regard to the presentation and proof of claim for refunds as it may deem advisable.

The department may promulgate rules and regulations to relieve manufacturers and dealers from affixing the stamps on such cigarettes as are sold and shipped to points outside the Commonwealth for use outside the Commonwealth or on such cigarettes as are sold to those persons exempt under section 3 (a) hereof for resale to authorized purchasers.

Section 10 Every person other than a common carrier or the employee thereof who shall possess or transport any cigarettes upon the public highways roads or streets of this Commonwealth for the purpose of delivery sale or disposition shall be required to have in his actual possession invoices or delivery tickets for such cigarettes. The absence of such invoices or delivery tickets shall be prima facie evidence that such person is a dealer in cigarettes in this Commonwealth and subject to the provisions of this act.

Section 11 (a) Any person who shall sell cigarettes

without being the holder of a cigarette permit or permits as required by this act shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars (\$25) and costs of prosecution and in default of payment thereof to undergo imprisonment for not more than ten (10) days.

(b) Any person who shall sell cigarettes without purchasing and affixing stamps to each package thereof as required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred dollars (\$100) or more than one thousand dollars (\$1000) or to suffer imprisonment for a term not exceeding six (6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than five hundred dollars (\$500) or more than one thousand dollars (\$1000) and to suffer imprisonment for a term not less than six (6) months or more than three (3) years.

(c) Any person who shall fail neglect or refuse to comply with or shall violate the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act or who shall refuse to permit the department or any agent appointed by it in writing to examine his books papers invoices and other records his stock of cigarettes in and upon any premises where the same are prepared stored and sold and his equipment pertaining to the sale of cigarettes taxable under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100) or more than five hundred dollars (\$500) or to suffer imprisonment of not more than six (6) months or both in the discretion of the court.

(d) Any person who falsely or fraudulently makes forges alters [for] or counterfeits any stamp prescribed by the department under the provisions of this act or causes or procures to be falsely or fraudulently made forged altered or counterfeited any such stamp or knowingly and wilfully utters publishes passes or tenders as true any such false altered forged or counterfeited stamp or uses more than once any stamp provided for and required by this act for the purpose of evading the tax hereby imposed and assessed shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to suffer imprisonment for a term of not less than two (2) years or more than five (5) years.

(e) Any person not being a duly licensed dealer under the provisions of this act or not exempt under section 3 (a) hereof who shall have in his possession two hundred (200) or more cigarettes upon which State cigarette tax has not been paid or to the containers of which Pennsylvania cigarette tax stamps are not affixed in the amount herein required shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not more than twenty-five dollars (\$25) and cost of prosecution for each two hundred (200) cigarettes found in his possession the cigarettes shall be forfeited to the Commonwealth and in default of the payment of the said fine and costs shall be imprisoned in the county jail one (1) day for each dollar of fine and costs unpaid.

Section 12 The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein.

Section 13 This act shall become effective thirty days after its final enactment and shall continue in effect until [and including the thirty-first day of May one thousand nine hundred fifty-one] repealed.

Section 2 This reenacting and amending act shall become effective on the first day of June one thousand nine hundred fifty-one.

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. ANDREWS. Mr. Speaker, as the Members will see from the printed report, it was signed by all of the members of the Conference Committee with the exception of the minority representative in the Senate.

The report in question had to deal with whether or not cigarette interests in Allegheny County should be exempt from the mercantile tax. This was a matter in which the city of Pittsburgh was interested to the extent of at least revenue totalling \$75,000, and in which the city or school district, or both in Philadelphia, would be interested to the tune of at least \$250,000.

The minority representative in the Senate filed a minority report in which the position was taken that the imposition of this mercantile tax upon the cigarette interests was unjust and unfair and contrary to the traditions of the tax legislation upon which the General Assembly had acted.

My personal position was that I was opposed to the amendments imposed in the bill by the Senate, exempting the cigarette interests from the mercantile tax imposed under the provisions of Act 481. It is my position that one by one various interests are seeking to escape from beneath the tent of 481 and that there was a progressive movement to make the provisions of 481 apply ultimately solely to wages and it was upon that basis that I opposed the amendments placed in the bill by the Senate. I was not concerned with the argument made by the minority representative in the Senate that the bill was in some way unjust to the cigarette interests.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Amarando,	Goodling,	Markley,	Rubin,
Andrews,	Graybill,	Maxwell,	Sarraff,
Banker,	Greenwood,	McConnell,	Sax,
Barkdoll,	Greer,	McCormack,	Scanlon,
Baumunk,	Guarnieri,	McCullough,	Schmidt,
Bear,	Gutendorf,	McDermitt,	Schuster,
Beaver,	Guthrie,	McGee,	Scott,
Beech,	Hagerty,	McInroy,	Seyler,
Berkstresser,	Hall,	McKinney,	Shoemaker,
Blair,	Hamilton, R. K.,	McMillen,	Shotwell,
Bloom,	Hamilton, W. H.,	McNally,	Smith,
Boles,	Harney,	Metz,	Snider,
Bolton,	Haudenschild,	Mihm,	Sollenberger,
Bomberger,	Headlee,	Mikula,	Spencer,
Boorse,	Helm,	Miller, H. G.,	Stank,
Bower,	Hersch,	Miller, J. C.,	Stimmel,
Breisch,	Hewitt,	Mills,	Stoner,
Breth,	Hocker,	Mintess,	Swartz,
Brown,	Hoggard,	Monroe,	Swope,
Bucchin,	Hunter,	Moore, C. E.,	Tahl,
Byrne,	Jenkins,	Moore, H. A.,	Taylor,
Cella,	Johnson,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, G. E.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, J. M.,	Murray,	Toll,
Cochran,	Jones, P. F.,	Musto,	Tompkins,
Conway,	Jones, T. H. W.,	Najaka,	Toomey,
Cooper,	Jump,	Naugle,	VanSant,
Corr,	Kamyk,	Needham,	Varallo,
Costa,	Keller,	Olsen,	Varner,
Coyle,	Kent,	Penglase,	Verona,
Dalrymple,	Kline,	Peta,	Wachhaus,
Davis,	Kohl,	Petrosky,	Wargo,
Dennison,	Kolankiewicz,	Pettigrew,	Waterhouse,
Dougherty,	Kornick,	Pfaff,	Watkins,
Dowling,	Kratz,	Pichney,	Weldner,
DuBois,	Kubacki,	Pitzer,	Welsh,

Duffy,	Lafore,	Polen,	Wescott,
Dunn,	Lederer,	Price, H. W. Jr.,	Westrick,
Erb,	Leisey,	Price, R. A.,	Whalley,
Ewing,	Leonard, L.,	Readinger,	Wheeler,
Fenrich,	Leonard, W. C.,	Reagan,	White,
Ferster,	Leven,	Reese,	Williams,
Fillp,	Light,	Reidenbach,	Wilt,
Filo,	Limper,	Relly, J. M.,	Wood,
Firmstone,	Loftus,	Rigby,	Yeakel,
Frost,	Lopresti,	Riley, R. L.,	Yester,
Gaffney,	Lovett,	Robertson,	Yetzer,
Geer,	Lutty,	Rose,	Young,
Gibson,	Lyons,	Rosen,	Ziegler,
Gleason,	Madden,	Rovansek,	Sorg,
Good,	Madigan,	Royer,	Speaker

NAYS—2

Moran.

Polaski,

NOT VOTING—2

Flack.

Mazza,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 46, entitled:

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners to appropriate money to certain borough fire departments and volunteer fire companies located within the county

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 511, entitled:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 558, entitled:

An Act to further amend the definition of "County Employee" in section 1 of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 803) entitled as amended "An act providing for the creation maintenance and operation of a county employees' retirement system in counties of the fifth sixth seventh and eighth class imposing certain charges on counties and prescribing penalties" by including employees whose compensation is paid from fees collected in the county office where he is employed

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 691, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 752, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act relating to payment of costs in criminal cases by the proper county" by making costs payable by the county to aldermen and justices of the peace due and payable at the end of each calendar month

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 754, entitled:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by making costs due and payable by the county to aldermen or justices of the peace due and payable at the end of each calendar month

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1236, entitled:

An Act to amend subsection (d) of Section 804 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedent's estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" by making an editorial correction

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1282, entitled:

An Act authorizing the courts of common pleas of the several counties upon application therefor to place documents defined as historical documents in the custody of certain associations maintaining facilities for public display of historical writings conferring powers and imposing duties on county officers

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1283, entitled:

An Act authorizing the Orphans' Court of the several counties upon application therefor to place documents defined as historical documents in the custody of certain associations maintaining facilities for public display of historical writings conferring powers and imposing duties on registers of wills

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 6, entitled:

An Act relating to the administration and distribution of incompetents' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases the appointment bond removal and discharge of guardians of such estates their powers duties and liabilities the rights of persons dealing with such guardians and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning the determination of incompetency and the powers duties and liabilities of foreign guardians and also generally dealing with the jurisdiction powers and procedure of the common pleas court relating to incompetents' estates.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 17, entitled:

An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 25, entitled:

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 153, entitled:

An Act to amend Section 209 of Article II of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the Orphans' Court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 276, entitled:

An Act to amend Subsection C of Section 315 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by the act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the orphans' court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 433, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by reclassifying counties of the sixth and seventh classes, and providing for elections pursuant to changes of classification by counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 510, entitled:

An Act to amend Section 4 of the act, approved the tenth day of April, one thousand nine hundred thirty-one (P. L. 23), entitled, as amended "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute, located on the left bank of Oil Creek, in Oil Creek Township or Cherry Tree Township, or both, Venango County, to establish and maintain a public museum and park, as the Drake Well Memorial, under the control and supervision of the Pennsylvania Historical Commission, in cooperation with the Department of Forests and Waters, and an advisory board to be appointed by the American Petroleum Institute; prescribing the powers and duties of the Commission relative to said memorial; authorizing the employment of certain assistants and employes, and for the payment of their salaries; empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth; and making an appropriation," by further providing for the acceptance of gifts of money and securities by the Drake Well Memorial Advisory Board.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

SPECIAL ORDER ON HOUSE BILLS Nos. 1280 AND 1281

Mr. JOHNSON. Mr. Speaker, I move that House Bill No. 1280, Printer's No. 377 and House No. 1280, Printer's No. 377 and House Bill No. 1281, Printer's No. 378 on page 25 of today's calendar be made a special order of business on third reading and final passage immediately.

The motion was agreed.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1280, as follows:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available

Whereas Under the Constitution and the laws of this Commonwealth the State Treasurer may not pay out any moneys unless they be specifically appropriated by Act of the General Assembly and

Whereas The laws of this Commonwealth provide that State officers and employes shall be paid semi-monthly on the first and fifteenth days of each month therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of nine million dollars (\$9,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the State Treasurer of the Commonwealth of Pennsylvania for the purpose of paying the salaries and wages of the officers and employes of the State government in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as moneys appropriated by the General Appropriation Act of one thousand nine hundred fifty-one may become available for such purposes

Section 2 Payments out of the appropriation of this act shall be made by the State Treasurer upon requisitions by the several departments boards commissions or officers in the same manner as payments of salaries are ordinarily made

Section 3 All amounts paid by the State Treasurer in

accordance with this act shall be charged against the appropriations made for the salaries and wages of the officers and employes of the State government in the General Appropriation Act of one thousand nine hundred fifty-one

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Royer,
Andrews,	Graybill,	Maxwell,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Praff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunin,	Lederer,	Polaski,	Westcott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Mazza,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1281, as follows:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten million dollars (\$10,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Assistance for the payment of assistance and administrative expenses as provided by the Public Assistance Law and for the payment of attorneys' fees and court costs necessary for the proper conduct of the work of the Department of Public Assistance for the two fiscal years beginning June first one thousand nine hundred fifty-one and for the payment of assistance and administrative expenses attorneys' fees and court costs accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-one

Section 2 Out of the moneys appropriated by section one of this act the Department of Public Assistance shall allocate funds from time to time for the several assistance programs (old age assistance aid to dependent children pensions for the blind general assistance and other programs provided by the Public Assistance Law for administrative expenses of the several county boards of assistance for such administrative expenses incurred by the department which are chargeable to such boards and for the payment of attorneys' fees and court costs necessary for the proper conduct of the work of the department

Section 3 Out of the moneys appropriated by section one of this act there is hereby allocated to the Treasury Department the sum of sixty thousand (\$60,000) and to the Department of the Auditor General the sum of twenty-five thousand dollars (\$25,000) to pay the administrative expenses of said departments in auditing and disbursing the appropriation made by this act during the month of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Royer,
Andrews,	Graybill,	Maxwell,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,

Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Mazza,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. SARRAF asked and obtained unanimous consent to add an additional sponsor to House Bill No. 680.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McKINNEY asked and obtained permission for the Committee on Judiciary to meet during the session of the House.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 685, entitled

An Act to further amend subsection four of Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth to the Universal Concrete Pipe Company and providing for the disposition of the proceeds of the purchase moneys

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1038, entitled:

An Act regulating the sale and use of air and spring guns providing for the licensing of those defined as dealers in air guns conferring powers and imposing duties on the Commissioner of the State Police certain courts chief of police of cities and sheriffs and prescribing penalties

The first, second and third sections were separately read and agreed to.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. WACHHAUS offered the following amendment:

Amend Section 4, page 3, by inserting between lines 13 and 14 the following:

"The parents, guardian or instructor who give or make available to a minor an air gun shall by so doing assume civil liability for any harm or injury caused to any person or property by the use or misuse of the air gun by the minor."

On the question,

Will the House agree to the amendment?

Mr. ROBERTSON. Mr. Speaker, the intent of the amendments offered by the gentleman from Schuylkill, Mr. Wachhaus, to Section 4 for all intents and purposes makes the parents, guardians or instructors of a minor an insurer's liability. What these amendments do is to state that in event a parent, guardian or instructor gives or makes available to a minor an air gun, that he, she or they assume an absolute liability of a civil nature with regard to any damage done by the minor with the gun.

Now it can be very easily assumed that in the event that some parent buys the child a gun under this bill between the ages of, say 14 and 16, and puts the gun away to be only used on a range, and the child gets the gun without permission, goes out and does damage there is an absolute insurer's liability and no defense whatsoever.

I am asking that the House vote down the amendments to section 4 offered by the gentleman from Schuylkill, Mr. Wachhaus.

Mr. WACHHAUS. Mr. Speaker, the intent of the amendment that I have offered is to put some teeth into what I consider a rather weak bill. The sponsor, Mr. Robertson from Delaware, points out that such an instance may happen to a youth between 14 and 16. He does not point out the fact that parents are apt to give children anywhere from 5 to 6 years of age an air rifle—6, 7, or 8— and those children are utterly irresponsible in the way they handle such a weapon.

It is children of that age, who usually use their guns in the back yard, where most of the damage to other children occurs. It is not so much with the boys between 14 and 16, where they are supposed to have a little more judgment in what they shoot at. But the lower age bracket from 6 up to 14 are the ones who need to be deterred. These amendments of mine bring

on a civil liability to any parent or guardian who provides such a gun to youngsters.

I believe the bill will be strengthened considerably if there is some such deterrent. I am asking that the membership of the House give it careful consideration and pass these amendments. I believe that the general feeling is that the previous bills that have come up for consideration in a public hearing were much better, and would have been acceptable to the membership of the House had they been brought on the floor of the House.

PARLIAMENTARY INQUIRY

Mr. ROBERTSON. I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. ROBERTSON. Mr. Speaker, it is my understanding in the discussion of an amendment to a bill that discussion is restricted to the amendment.

The SPEAKER. The gentleman is correct. However, the Chair would remind the gentleman that considerable latitude has been allowed.

The Chair would request the gentleman from Schuylkill, Mr. Wachhaus, to confine his remarks to the subject matter of the amendments to Section 4.

Mr. WACHHAUS. Thank you Mr. Speaker, I shall.

As I have said before, it is my considered judgment, and that of many of the Members of the House here, that the bill is weak, that it needs strengthening and that my amendments will put teeth into the bill. We can pass many weak bills here, as we have done, and this is one opportunity where we can pass a strong bill. If this is not acceptable to the sponsor of the bill, then I say let us refer it back to Committee and study it further so that we can bring out a bill that is acceptable and will protect the eyes of the children in Pennsylvania. I urge the membership of the House to vote in favor of these amendments.

Mr. LOPRESTI. Mr. Speaker, as the gentleman has said his amendments will put teeth into this bill. I agree that is correct. However, the teeth that he puts in will bite too deeply.

As was pointed out by Mr. Robertson, this amendment places practically an insurer's liability upon the parents or the instructors in charge of a child. It is possible, as was pointed out, that the child has received the gun or gotten the gun without the parents' knowledge. His amendment does not require negligence on the part of the parent; but merely the fact that the child has the gun and does the damage makes the parents or the instructor liable.

The teeth that Mr. Wachhaus desires to put in, as I have said before, bite too deeply. I would urge that this amendment be voted down.

Mr. READINGER. Mr. Speaker, I regret very much that I must oppose the amendments proposed by a very dear friend of mine, Mr. Wachhaus, but as someone once said, a wasp on a baby's head is bad, but to hit the wasp with a hammer in order to kill it is worse.

I feel very deeply that these BB guns and air rifles should be outlawed completely in the state of Pennsylvania, but since my view did not prevail in the Committee and the bill is before use to regulate these devices, I think we should do it in a manner that does not unduly penalize people who should not be penalized in this manner.

In my opinion if this amendment goes into the bill it is going to become a booby trap bill. I think we will all agree that most parents who buy these BB guns in the future, should this bill become law, will not know anything about it. They will buy a gun in good faith, knowing that it is lawful to buy them, and let their children use them. They will understand that they are to be with their small children when they are used. But as Mr. Robertson and Mr. Lopresti have pointed out children will get these guns at times contrary to their parents' instructions and precautions and will hurt each other sometimes. Some good fathers and mothers are going to lose their homes, because they did not know that they were becoming insurers with reference to any damages or injuries caused by their child.

What I think should be done, and may be done eventually, if we want to completely protect from monetary laws at least, the family of an injured child, is to provide that any person who buys one of these guns and lets the minor child use it will, at the time he buys it, have to procure a policy of insurance which would cover any person who is injured by the use of one of these guns.

That amendment is not before us, and I merely suggest that that might be a sensible way of solving this problem. I do not think we should pass this amendment. It is not going to restore any child's sight, if a child loses his sight. It is simply going to pauperize some family, parents who perhaps have taken the greatest care not to let their child cause any damage.

I might also point out that a friend of a family might be out with a child when the child is using one of these guns, and if for just one moment he takes his eye off that child and at that moment an accident happens, not an intentional injury but just an accident, that friend would be just as liable as the father or mother to the extent of whatever that damage or injury might be. That of itself is a harsh manner of treating any good friend who takes a friend's child out for an afternoon.

I ask that these amendments be defeated.

Mr. BRETH. Mr. Speaker, these amendments I think are probably offered in good faith. The proponents of these amendments want to strengthen the bill. I have had considerable to do with BB guns, air guns, rifles, shot guns and so forth. These amendments will do two things. And I am serious, I am not facetious about this at all.

First of all, if these amendments are put through and the bill goes through it is a, b, c, that the parents and the boys are going to forget and disregard BB guns entirely. Instead of the parent putting into the hands of the boy who wants to learn to shoot, which is the express purpose of the bill and its preamble, they are going to buy him a 22. They are not going to take the chance of putting into the hands of a boy a BB gun and come under the liabilities under these amendments. They will buy him a 22. There are no regulations of this sort, no liabilities connected with the handling of a 22 in the hands of a boy which these amendments put into the handling of a BB gun. So these amendments defeat the purpose of the bill.

Number two. Mr. Readinger raised the issue of its being a bobby trap. It is in another way of saying it. Lots of times when I go out into the woods, my friends say "Take Jimmy along, he is fourteen, fifteen, take him

along out in the woods with you. He has a new BB gun," or "He wants to shoot." So okeh I take him along. Under these amendments, if he shoots something, anyone, or does any damage, I am liable. I am liable or any Member of this House would be liable, or any sportsman or person accompanying that youth of fourteen to sixteen would be liable, and that to my mind is ridiculous.

I think the amendments to this bill if added to it, would destroy the bill. I am not opposed to the bill as it stands, but I certainly, as a sportsman, an individual and as a citizen and with the future of the boy in mind in his handling of fire arms, which these bills intend to encourage, I say these amendments would defeat that purpose.

Mr. MAXWELL. Mr. Speaker, I would like to interrogate the gentleman from Cambria, Mr. Lopresti.

The SPEAKER. Will the gentleman from Cambria permit himself to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. MAXWELL. For the information of this House would the gentleman please tell us whether parents are now liable for the acts of their minor children; I mean for any act.

Mr. LOPRESTI. As a general rule, Mr. Speaker, parents are not liable for the torts of their children, unless the parents contribute in some way by their negligence to the tort committed by the child.

Mr. MAXWELL. That is all I want to know. I thank the gentleman, Mr. Speaker.

Mr. SARRAF. Mr. Speaker, I feel that the amendment that is presented should be voted into the bill. Personally since 1935 I have been the BB gun sponsor, and to me the BB gun is no toy whatever,—it is a weapon. There is no doubt about it, it is destructive, it is no toy at all. Even the sale of a BB gun means nothing to me. One child's eye is worth more than all the BB guns that are sold.

This argument about soldiers, about young men, is ridiculous. You men that were in the army, you give them the carbine, you get them to aim and you give them the routine and the basic training. These things do not do a thing like it. These amendments I believe, if anything, should outlaw entirely the BB gun in this state.

On the question recurring,

Will the House agree to the amendment?

It was not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. WACHHAUS offered the following amendments:

Amend Section 5, page 4, line 9, by inserting after the word "from" the following: "into."

Amend Section 5, page 4, line 9, by inserting after the word "road" the following: "or sidewalk."

On the question,

Will the House agree to the amendments?

Mr. ROBERTSON. Mr. Speaker, there is no objection on my part as a co-sponsor to the amendments to section 5.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The sixth and seventh sections were separately read and agreed to.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. TAHL offered the following amendment:

Page 6, line 12, following the word disposition, by inserting the following: "Whenever a violation of this act results in injury to any person the magistrate or justice of the peace hearing the matter shall order that the fine or so much thereof as may be necessary shall be paid to the physician surgeon nurse pharmacist or hospital which shall have furnished services care or medicine to the injured person."

On the question,

Will the House agree to the amendment?

Mr. LOPRESTI. Mr. Speaker, I desire to rise in opposition to this particular amendment, for several reasons.

First of all, the amendment brings into law a procedure which I believe is almost totally foreign to our legal procedure in Pennsylvania.

I know of no case where a disposition of the fine is allowed to be made by a magistrate or a Justice of the Peace to certain individuals.

I raise that first objection merely on the basis of principle that it violates a principle of law where the fines are usually made payable to the community, to the state or to some department of the state.

Secondly, I object to this particular amendment because it provides that the fine or portion of it shall be paid to number of individuals.

It says that the fine may be paid to the physician, surgeon, nurse, pharmacist or hospital. It is conceivable that in the case of the person injured there will be a physician, the physician who attends the family, and also a surgeon, also a hospital and also a nurse to be considered. We have the total maximum fine of \$300 which can be charged under this act. A Justice of the Peace is allowed discretion under this act to permit that money to be paid either to the hospital or to the doctor or any one of the individuals named. Where the expenses may amount to several thousand dollars, I do not know how the Justice of the Peace or the magistrate can judiciously divide \$300 without creating some bad feelings among the various professional people involved.

I believe it is a bad amendment and should be voted down. Mr. Tahl might say that the money would be paid to the parents and then the parents in turn would use it toward payment of the medical expenses. But the bill and the amendment itself does not say that; it says that the money shall be paid to the various individuals, and does not say how the magistrate shall determine how much of the fine shall go to each of the individuals.

It is conceivable that the magistrate may allow the entire fine to be paid to the hospital, leaving the doctors, the surgeon and the nurse out; or he may order it all paid to the doctor, leaving the hospital out. I personally think it is a bad amendment and should be voted down.

Mr. READINGER. Mr. Speaker, I rise to defend these amendments offered by the gentleman from Philadelphia.

I think they might have been drawn in a little better manner so that the allocation of any fine imposed might have been distributed more scientifically, if you want to call it that, but I do think the amendment has merit.

This bill is seeking to regulate the use of BB guns, and of course a fine will only be imposed where there has been a violation of the law, or the regulations made under this law. It seems to me to be much more sensible to divert these fines, if any are imposed, to the use of the injured person, than to put them in the county treasury or into the state treasury.

It is conceivable that the person fined under this act might be a very poor person. He might be able to raise \$300 to pay a fine and stay out of jail. He might not have any money with which to pay a civil judgment, if one should be rendered against him. And as I say, it seems manifestly more sensible to give this money to the doctor, or the hospital in whatever proportion the magistrate sees fit, than to put the money in the treasury.

The payment of the fine by the person who causes the injury is his penalty, not to enrich the county or to enrich the state at the expense of some doctor who has given his time, or some nurse or hospital. It simply does not make sense. I would like to see this amendment passed.

Mr. LOPRESTI. Mr. Speaker, I would like to interrogate the gentleman from Berks, Mr. Readinger.

The SPEAKER. Will the gentleman from Berks permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. LOPRESTI. Mr. Speaker, will the gentleman state whether or not he is a member of the bar?

Mr. READINGER. Mr. Speaker, I am.

Mr. LOPRESTI. Mr. Speaker, will the gentleman tell us how, if he were a magistrate, he would proceed to divide the fine collected for these violations where a hospital, nurse, surgeon and doctor are all involved?

Mr. READINGER. Mr. Speaker, I would total up all the bills of the various individuals involved and I would prorate the fine among them. What could be fairer than that?

Mr. LOPRESTI. Mr. Speaker, is there anything in this amendment which would require the Justice of the Peace to do that?

Mr. READINGER. Mr. Speaker, there is not.

Mr. LOPRESTI. Mr. Speaker, is it possible, under this amendment that the Justice of the Peace could favor the doctor as against the hospital, the nurse, and the pharmacist?

Mr. READINGER. Mr. Speaker, very possible. He could prefer anyone he wanted.

Mr. LOPRESTI. Mr. Speaker, in other words, the gentleman says he could prefer the hospital as against the doctor or the doctor as against the hospital, and make a preference in awarding the amount.

Mr. READINGER. Mr. Speaker, he certainly could.

Mr. LOPRESTI. Mr. Speaker, and I desire to know further whether the gentleman from Berks does not think that the fine imposed by the magistrate in a great many instances would be governed to some extent at least, by the amount of bills submitted to the parent of the child?

Mr. READINGER. Mr. Speaker, believing all magistrates and Justices of the Peace to be eminently fair persons, I do not think that the amount of the bills would have anything to do with the amount of the fine imposed.

Mr. LOPRESTI. Mr. Speaker, it is not possible that the fine here could range anywhere up to \$300?

Mr. READINGER. Mr. Speaker, that is right.

Mr. LOPRESTI. Mr. Speaker, and does not the gentle-

man think that that would influence the magistrate in fining the individual?

Mr. READINGER. Mr. Speaker, I think it might in some cases, but I think in the main it would not.

Mr. LOPRESTI. Mr. Speaker, does not the gentleman believe actually that in most cases the magistrate would be governed in his fine by the amount of the bills?

Mr. READINGER. Mr. Speaker, I think not.

Mr. LOPRESTI. Mr. Speaker, I thank the gentleman.

Mr. LOPRESTI. Mr. Speaker, I believe the answers given by Mr. Readinger constitute a good argument to vote down these amendments.

He has admitted that in effect, the magistrate can prefer one class of individuals over and above another class, and I think that that sort of legislation is very bad legislation.

I want to repeat again that I do not believe that we in this Legislature should depart from our general rule that we collect fines for the use of the general public and not for the individual. I do not believe we should make magistrates and the criminal courts a collection bureau.

Mr. TAHL. Mr. Speaker, in defending these amendments, I would say that Mr. Readinger has thoroughly covered the point as to why these amendments should pass.

It is only a matter of fairness that those who are injured should be paid medical expenses. So far as the inconsistency is concerned, I want to call the attention of the gentlemen to the fact that the game laws at the present time provide that in case a person is shot and is injured, the magistrate has the right to apply part of the fine to the payment of the medical expenses.

I think this is fair, it is reasonable. I ask the Members to vote for these amendments.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. Lopresti and Mr. Readinger, and were as follows:

YEAS—75

Blair,	Harney,	Munley,	Shoemaker.
Bloom,	Johnson,	Najaka,	Snyder,
Boies,	Jump,	Needham,	Stimmel,
Boorse,	Kamyk,	Olsen,	Tahl,
Breisch,	Kent,	Petrosky,	Thompson, E. F.,
Breth,	Kline,	Pichney,	Thompson, R. L.,
Brown,	Kohl,	Polaski,	Tompkins,
Cella,	Lafore,	Readinger,	Toomey,
Clendening,	Light,	Reidenbach,	VanSant,
Costa,	Loftus,	Reilly, J. M.,	Verona,
Dalrymple,	Markley,	Rigby,	Wachhaus,
Dennison,	Maxwell,	Robertson,	Waterhouse,
Dunn,	McCormack,	Rose,	Watkins,
Filo,	McKinney,	Royer,	Wood,
Frost,	Mikula,	Rubin,	Yeakel,
Gutendorf,	Miller, H. G.,	Sarraf,	Young,
Guthrie,	Mills,	Sax,	Ziegler,
Hall,	Mintess,	Schmidt,	Sorg,
Hamilton, W. H.,	Moran,	Scott,	Speaker

NAYS—105

Amarando,	Good,	Limper,	Price, H. W. Jr.,
Andrews,	Goodling,	Lopresti,	Riley, R. L.,
Banker,	Graybill,	Lovett,	Rosen,
Barkdoll,	Greer,	Lyons,	Rovansek,
Beaver,	Guarnieri,	Madden,	Scanlon,
Berkstresser,	Hagerty,	Madigan,	Schuster,
Bolton,	Hamilton, R. K.,	McConnell,	Seyler,
Bomberger,	Headlee,	McCullough,	Shotwell,
Bucchin,	Hersch,	McDermitt,	Spencer,
Byrne,	Hewitt,	McGee,	Stoner,
Clapper,	Hoggard,	McInroy,	Swartz,
Cochran,	Hunter,	McMillen,	Swope,
Conway,	Jenkins,	McNally,	Taylor,
Coyle,	Jones, G. E.,	Metz,	Toll,

Davis,
Dougherty,
Dowling,
DuBois,
Duffy,
Ewing,
Ferster,
Fillip,
Firmstone,
Gaffney,
Geer,
Gibson,
Gleason,

Jones, J. M.,
Jones, P. F.,
Jones, T. H. W.,
Keller,
Kolankiewicz,
Kornick,
Kratz,
Kubacki,
Lederer,
Leisey,
Leonard, L.,
Leonard, W. C.,
Leven,

Mihm,
Monroe,
Moore, H. A.,
Muldowney,
Musto,
Naugle,
Penglase,
Peta,
Pettigrew,
Pfaff,
Pitzer,
Polen,

Varallo,
Varner,
Wargo,
Weidner,
Welsh,
Westrick,
Whalley,
Wheeler,
White,
Williams,
Yester,
Yetzer,

NOT VOTING—27

Baumunk,
Bear,
Beech,
Bower,
Cooper,
Corr,
Erb,

Fenrich,
Flack,
Greenwood,
Haudenschild,
Helm,
Hocker,
Lutty,

Mazza,
Miller, J. C.,
Moore, C. E.,
Murray,
Price, R. A.,
Reagan,

Reese,
Smith,
Sollenberger,
Stank,
Wescott,
Wilt,

So the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The ninth and tenth sections were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

The SPEAKER. Will the gentleman from Schuylkill, Mr. Wauchhaus, withdraw his amendment to the title?

Mr. WACHHAUS. I will, Mr. Speaker.

The title was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1014, entitled

An Act to further amend Section 15 and to add Section 15.1 to the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employees directing the payment of all moneys collected into the State Treasury and providing penalties" authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies and association of individuals for prevention of cruelty to animals upon petition to and under supervision of the courts of common pleas and providing for the disposition of unexpended funds

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. SNIDER. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1067, entitled

An Act to add Section 1072.1 to and to further amend Section 1073 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the discontinuance of the office of district superintendent in any district of the third class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1071, entitled

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1091, entitled

An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1101, entitled

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the

Board of Trustees of Allentown State Hospital, to sell and convey a certain tract of land situate in the City of Allentown, County of Lehigh to the Central Railroad Company of Pennsylvania.

The first section was read.

On the question,

Will the House agree to the section?

Mr. STIMMEL offered the following amendment:

Amend Sec. 1, page 4, line 9, by striking out the words "sixty-two" and inserting in lieu thereof "sixty-six".

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1114, entitled

An Act to further amend Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by requiring different types of solid fuels in one vehicle to be separated, and requiring separate weighmaster's certificates for each type.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1289, entitled

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 27, Printer's No. 244, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 52, entitled

An Act to amend Section 24 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by permitting stockholders of banks, banking institutions and trust companies to act as notary public for such banks, institutions and companies; and validating prior acts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 119, entitled

An Act regulating the suspension removal furloughing and reinstatement of police officers in boroughs and townships of the first class having police forces of less than three members and in townships of the second class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 212, Printer's No. 245, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 244, entitled

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by redefining pension annuity contract vesting certain [equities benefits dividends or] rights under pension annuity contracts in the municipality or in the policemen [or their dependents] providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political subdivisions

The first section was read.

On the question,

Will the House agree to the section?

Mr. ROBERTSON offered the following amendment:

Amend, Section 1, Page 5, Line 5, by inserting after the word "amount" and before the word "the" the following "Now received and to be received".

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 245, entitled

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the

return of funds if not used within a certain time by the political subdivisions for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements restricting payments to firemen and their dependents.

The first section was read.

On the question,

Will the House agree to the section?

Mr. ROBERTSON offered the following amendment:

Amend Sec. 1 (Sec. 2), page 4, line 17, by striking out the word "only".

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 306, entitled:

An Act to further amend section 1 and to amend section 5 of the act, approved the twentieth day of May, one thousand nine hundred thirty-seven (P. L. 728), entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth; providing for and regulating the procedure in prosecuting claims before such board; defining the powers of the board; and fixing the compensation of members and employees thereof; providing that the awards of such board shall be final; providing for the payment of awards; and authorizing an appropriation," by increasing per diem wage of members of the board, allowing such members maintenance and traveling expenses, permitting hearings at such places within the Commonwealth as the board shall determine.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 425, entitled:

An Act to further amend section four hundred eleven of the act, approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled, "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by changing the shooting restrictions on regulated shooting grounds.

The first section was read.

On the question,

Will the House agree to the section?

Mr. GOODLING offered the following amendments:

Amend Sec. 1, (Sec. 411), page 4, line 3, by striking out the bracket before the word "be."

Amend Sec. 1 (Sec. 411), page 4, lines 6, 7, and 8, by striking out the following "begin" in line 6, and all of lines 7 and 8.

On the question,

Will the House agree to the amendments?

Mr. READINGER. Mr. Speaker, I desire to interrogate the gentleman from York, Mr. Goodling.

The SPEAKER. Will the gentleman from York permit himself to be interrogated?

Mr. GOODLING. I shall, Mr. Speaker.

Mr. READINGER. Mr. Speaker, I notice that this bill

speaks about second generation ducks. I would like to know whether Mr. Goodling's amendment has anything to do with second generation ducks, and if so what they are and how you tell them from other ducks?

Mr. GOODLING. It does not Mr. Speaker. But in order that this House may have scientific advice on this subject I should like to yield to an outstanding geneticist, the gentleman from Clearfield, Mr. Breth.

The SPEAKER. The gentleman from York, Mr. Goodling, yields to the gentleman from Clearfield, Mr. Breth.

Mr. BRETH. Mr. Speaker, I thank the gentleman for yielding to such an eminent authority. I could be an authority on second generation horse thieves or something like that.

It seems to me if the gentleman is serious well, Mr. Speaker, in any species of life or wild life, the first generation is the first generation. And if the first generation is wild and mated with another species of the opposite sex which is wild, the progeny is wild too. Some of the Members of this House may understand what I mean by their "night life."

However, scientifically this comes, I think, under the federal regulation that you dare not shoot wild ducks. They are national property, federal property and in order to get around that on a public shooting ground—now frankly I am serious—they will take a tame duck and mate it, cross it with a wild duck, and then you get half wild ducks. If they mate the progeny of a half wild duck of that mating, and mate them again, they get the second generation, which is about a quarter wild, which this bill would allow to be shot.

I hope that explanation will satisfy the Chairman of the Game Committee, Mr. Goodling, and also the gentleman from Berks, Mr. Readinger.

Mr. READINGER. Mr. Speaker, if I may be permitted to observe I think both these gentlemen have been ducking the issue.

Mr. ANDREWS. Mr. Speaker, would I be permitted to interrogate the eminent geneticist from Clearfield County?

The SPEAKER. Will the gentleman from Clearfield, Mr. Breth, permit himself to be interrogated?

Mr. BRETH. Mr. Speaker, it is a privilege to be questioned by the eminent Legislator of America.

Mr. ANDREWS. Do these second generation ducks travel with genealogical tables attached, Mr. Speaker.

Mr. BRETH. I did not actually understand the word, Mr. Speaker; was it table or trail?

Mr. ANDREWS. Family tree. Do they carry around with them, or do they nest with them, or do they in any way carry their family tree so that you can detect the descent and the intermingling of blood in connection with the result that you picture in this bill?

Mr. BRETH. They do, Mr. Speaker. The half-wild progeny and the quarter-wild progeny are kept strictly under control.

Mr. ANDREWS. He is not an eminent geneticist, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 426, entitled

An Act to amend section seven hundred twenty-one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by changing the period for retriever trials.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 753, as follows:

An Act relating to appeals from decisions of magistrates aldermen and justices of the peace limiting in certain cases the right of appeal and transferring jurisdiction in such appeals in certain cases to county court of Allegheny county and municipal court of Philadelphia The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In every action of trespass before a magistrate alderman or justice of the peace in which a right of appeal from the decision thereof to the court of common pleas now exists such right of appeal shall hereafter apply only where the judgment given by the magistrate alderman or justice of the peace shall exceed the amount of one hundred dollars (\$100) excluding costs In case the amount of the judgment in any action of trespass does not exceed one hundred dollars (\$100) the judgment of the magistrate alderman or justice of the peace shall be final except by petition for special allowance

There shall not be a right of appeal in any case of trespass where the defendant fails to appear at the hearing except for cause shown upon petition for special allowance

Section 2 Appeals from decisions of magistrates aldermen and justices of the peace in Allegheny county shall hereafter be taken to county court of Allegheny county and in Philadelphia county to the municipal court of Philadelphia the jurisdiction hereby conferred shall be exclusive within the territorial limits of such courts

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Royer,
Andrews,	Graybill,	Maxwell,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrat,
Barkdoll,	Greer,	McCormack,	Sax,

Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchini,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg.
		Rovanseck,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Mazza,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 971, as follows:

An Act to amend the act approved the seventh day of June one thousand nine hundred one (P. L. 493) entitled as amended "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" by permitting the use of bituminized-fibre pipe in certain plumbing construction authorizing the use of substitute materials in certain cases and adding certain persons to the hearing board in cities of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The third paragraph of Section 8 of the act approved the seventh day of June one thousand nine hundred one (P. L. 493) entitled as amended "An act

providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" as last amended by the act approved the thirty-first day of March one thousand nine hundred thirty-seven (P. L. 168) is hereby further amended to read as follows

Materials of House or Building Drains

Section 8

* * * * *

The size of the main house drain shall be determined by the total area of the buildings and paved surfaces to be drained according to the following table if iron pipe or bituminized-fibre pipe is used If the pipe is terra cotta the diameter shall be one size larger for the same amount of area drainage

Diameter	Fall $\frac{1}{4}$ inch Per Foot	Fall $\frac{1}{2}$ inch Per Foot
4 in	1,800 sq ft drainage area	2,500 sq ft drainage area
5 in	3,000 sq ft drainage area	4,500 sq ft drainage area
6 in	5,000 sq ft drainage area	7,500 sq ft drainage area
8 in	9,100 sq ft drainage area	13,600 sq ft drainage area
10 in	14,000 sq ft drainage area	20,000 sq ft drainage area

Section 2 Said act is hereby amended by adding after Section 13 a new section to read as follows

Section 13.1 Where the ground is of sufficient solidity for a proper foundation cylindrical bituminized-fibre pipe of the best quality free from flaws splits or cracks and meeting the applicable commercial standards of the United States Department of Commerce may be used if laid on a smooth bottom in order to give the pipe a solid bearing on its entire length and the soil well rammed on each side of the pipe the tapered ends connected with a bituminized-fibre coupling

Where bituminized-fibre drain pipe joins cast iron drain pipe a slitable adapter must be used and caulked with oakum or a suitable material of a similar nature and poured lead and where bituminized-fibre drain pipe joins terra cotta drain pipe a suitable adapter must be used and caulked with oakum or a suitable material of a similar nature and a hot pitch tar or asphaltum compound It must not be laid closer than five feet to any exterior wall of a building or when the sewer passes near a well nor will it be allowed in bad or made ground

Section 3 Section 27 of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 314) is hereby further amended to read as follows

Section 27 Joints in cast-iron pipes and soil and waste-pipes must be so filled with oakum and lead and hand caulked as to make them gas-tight connections of lead and cast iron pipes must be made with brass sleeve or ferrule of the same size as the lead pipe inserted in the hub of the iron pipe and caulked with lead the lead pipe must be attached to the ferrule by wiped joint joints between lead and wrought-iron pipes must be made with brass nipple of same size as lead pipe the lead pipe must be attached to the nipple by wiped joint all connections of lead waste pipe must be made by means of wiped joints all connections for brass or copper pipe (which shall be full iron pipe size and weight) shall be screw joints properly secured all connections for type K copper pipe shall be sweated or soldered adequate substitute materials may be used when lead cast iron brass or copper (of full iron pipe size and weight) or type K copper pipe are not available

Section 4 Section 70 of said act as last amended by

the act approved the thirty-first day of March one thousand nine hundred thirty-seven (P. L. 168) is hereby further amended to read as follows

Section 70 In case of any dispute or difference of opinion existing between the department or board or Bureau of Health and any person firm or corporation as aforesaid regarding the construction or plumbing house or building drainage or cesspools the same shall be submitted by either party to the director of the Department of Public Safety or the presiding officer of the department or board or Bureau of Health together with the two plumbers of the examining board who are in no wise connected with the city or municipal government and in cities of the second class in addition to the foregoing the public health engineer a plumbing inspector and an architect to be designated by the director of public safety who shall pass upon the same and whose findings therein after hearing shall be final and conclusive upon all parties

On the question,

Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, inasmuch as this bill was talked about at great length two weeks ago I am not going to abuse my privilege on the floor of the House and extend the time of debate on this bill.

I would like to inform the membership of the House that we are now acting on House Bill No. 971, Printer's No. 393, and I respectfully urge the membership of the House to vote against this bill, in the hope that we can have the same roll call that we had two weeks ago.

Mr. ZEIGLER. Mr. Speaker, I should like to yield to the gentleman from Montgomery, Mr. Kratz.

The SPEAKER. The gentleman from Dauphin, Mr. Zeigler, yields to the gentleman from Montgomery, Mr. Katz.

The Chair recognizes the gentleman from Montgomery, Mr. Kratz.

Mr. KRATZ. Mr. Speaker, this bill seems to have caused quite a lot of controversy here in the House.

The pipe in question is used in Pennsylvania in various places. As a matter of fact in the township of Upper Dublin from which I come in Montgomery County, it is permitted by our plumbing code.

Bituminous pipe is not a new material. We used hundreds of thousands of feet of it during the war. It is a pipe that can stand on its own merits. It is much stronger than some of the types of pipe on the market. It has much more resistance to loads moving over it, and above all things it is practically impossible to have root growth get into the pipe. That is a thing that has cost our people lots of money. The small householder very often has roots getting into his pipes, the drainage pipes, filling up and costing considerable money to have them cleared out.

The opponents to this bill the last time we debated it, brought up the question of its manufacture. Some statements were made that were on the border line. I do not suppose I should say they were erroneous, but they were not complete. I want to take this opportunity to correct the impression that was given to this House when the manufacture of the pipe was discussed.

The statement was made that the pipes were first made of old newspapers or old paper in general, and then they were coated with bituminous asphalt or coal tar. That is not so. The paper is taken and digested thoroughly in large steam kettles; it is boiled down and all the material

in paper manufacture known as a filler is eliminated. The only thing that is left is the fibre of the wood from which paper is originally made. This material is then molded into the shape of a pipe and put in a large machine, known as a vacuum pan or a vacuum vessel, the air is extracted, and then at rather high pressure and high temperatures the bituminous material is put into the kettle. That vacuum process allows that material to go into the fibres so that they disappear to the normal eye. They can only be discovered by microscopic examination. The pipe comes out a finished product.

The method of putting it together is by slipping a sleeve over the pipe. The sleeve is forced into position with pressure of sufficient magnitude to practically weld the joint and the pipe together.

It can be said that this is a new development. It is a new engineering material offered to the various trades and approved by them. It is a step in the right direction. It is a modern improvement, and I see no reason why the state of Pennsylvania should deny material of this type to its citizens.

I would ask the House to vote in favor of this bill.

Mr. ANDREWS. Mr. Speaker, I was assured some days ago when this bill was defeated in the House that if I had kept my seat and said nothing about it that the bill would have passed.

Several Members of the House said that to me. They said that my support of the measure was evidence of some kind of collusion, that there must be tremendous pressure back of this bill that would bring me to its support, since it was fathered on the other side of the House.

I have been in Harrisburg off and on connected with legislative matters since 1933, and a few days ago was the first time that anybody in this House, or out of this House or in this state ever intimated that I had opposed or supported a measure because of some special interest that might work to my advantage. So much for that.

I am not appearing as an expert. I do want to read into the record a statement made by someone I believe could be an expert, one Jimmy Lutz of Harrisburg. His letter to me says,

"For forty years, ever since the introduction of plumbing rules in cities of the Third Class, the manufacturers of clay pipe had a monopoly."

That is true. My argument while the bill was pending the first time was that it was not the business of this House to assure clay products a monopoly, or bituminized pipe a monopoly, but if both were recognized products, that they should have an opportunity to go into the market and compete on the basis of their respective values. That in all the third class cities and all the first class cities and second class cities there were engineering staffs and that it should be the privilege of those engineering staffs, from time to time as technological progress became evident, to use those products which they believed were best suited to particular uses.

My argument a couple of weeks ago was not in favor of any particular product, but in favor of the idea that our devotion to free enterprise should be given practical expression and that if there was a good product it should have a right to compete in the open market.

Now this plumber, this master plumber, goes on to say,

"The law provides that if clay pipe is used instead of cast iron, the size shall be one size larger, but they charge just as much for five inch pipe as they do for six inch. You know it costs more to make six inch pipe than five inch pipe, but there was nothing that the progressive master plumber could do about it but pay the price. This fibre pipe has been thoroughly tested in every detail for its strength, its lasting qualities, and has been used as sewerage for forty-two years, and approved by leading engineers in the United States. Hundreds of cities and boroughs and some States have approved this pipe. This pipe can be installed a little cheaper than clay pipe."

"This pipe will not be installed or used for the larger buildings, but will be used in the smaller homes, and as a master plumber I believe that we should have the right to install fibre pipe for our clients."

My only contention is that if master plumbers believe that there is a product suitable for the use of the small home owner they should be permitted to give that product a trial.

Mr. PETROSKY. Mr. Speaker, as I originally intimated, I did not want to get into a long debate on this, but I would like to interrogate the gentleman from Montgomery, Mr. Kratz.

The SPEAKER. Will the gentleman from Montgomery, Mr. Kratz, permit himself to be interrogated?

Mr. KRATZ. I shall, Mr. Speaker.

Mr. PETROSKY. Mr. Speaker, am I right when I state that there is no guarantee given on bituminized fibre pipe?

Mr. KRATZ. Will the gentleman state that question again?

Mr. PETROSKY. Am I right when I say that there is no guarantee given on bituminized fibre pipe?

Mr. KRATZ. I would answer that by saying this, that no guarantee is given on clay pipe or on cast iron pipe either.

Mr. PETROSKY. I thank the gentleman.

Mr. Speaker, from the information I have at hand I have been given the assurance and the information that various kinds of pipe are guaranteed for a period of fifty years.

In respect to the low-cost home buyer, I say that he receives better protection when a guaranteed material is used in his drainage system than he would with a material that is not proven to the extent that a guarantee is offered for its use in underground drainage.

I want to leave at this time the case in the hands of the House for its approval or disapproval, and request the Members of the House to vote against House Bill 971.

Mr. KRATZ. I would like to interrogate the gentleman from Westmoreland, Mr. Speaker.

The SPEAKER. Will the gentleman from Westmoreland Mr. Petrosky, permit himself to be interrogated?

Mr. PETROSKY. I shall, Mr. Speaker.

Mr. KRATZ. Mr. Speaker, I would like to have the gentleman from Westmoreland just outline what he considers a guarantee on cast iron pipe or clay pipe, and also let me know under what conditions the guarantee will be made good, and by whom it will be made good.

Mr. PETROSKY. My information, Mr. Speaker, on that matter, is that the manufacturer guarantees clay pipe for a period of fifty years.

The conditions I do not have at hand. Incidentally may I say to the gentleman at this time that the infor-

mation was in my hands two weeks ago. But inasmuch as the bill fell at that particular time I did not know that it was going to be up for action again, and although of course I realize this is the proper procedure, I do not have the entirety of that information here today.

Mr. KRATZ. Mr. Speaker, I would like to make a brief statement about the so called guarantees and the disposition of them.

Clay pipe, cast iron pipe and bituminized pipe are made by manufacturers. These manufacturers sell to people known as distributors. The distributor in turn sells it to the plumber or other privileged contractor who does sanitary work. Now it is absolutely impossible for any manufacturer to follow a specific piece of pipe from his plant to its final point of usage. There is no identification on it when it gets in the ground at its final point of usage and any guarantee given by any manufacturer on that class of material is of no value whatsoever.

There is another condition. These pipes must be so placed that they are protected from outside forces such as trucks, or wagons moving over them. Therefore when they do break under that condition the only thing that possibly can happen is a replacement of the material itself, and the ultimate user pays plenty to the plumber or other man that installs it.

As for the length of life of a given piece of pipe that fact is absolutely of no value whatsoever.

Mr. LOPRESTI. I desire to interrogate the gentleman from Montgomery, Mr. Kratz.

The SPEAKER. Will the gentleman from Montgomery, Mr. Kratz, permit himself to be interrogated?

Mr. KRATZ. I shall, Mr. Speaker.

Mr. LOPRESTI. Mr. Speaker, just for some information, I would like to know whether any Pennsylvania companies are manufacturing bituminized pipe, and whether or not any Pennsylvania people are employed in the manufacture of this pipe.

Mr. KRATZ. There is no company in Pennsylvania manufacturing bituminized pipe, but there is a large company in Pittsburgh that manufactures the pigment that goes into the filler of the pipe. And that pigment I believe constitutes in the neighborhood of 85 per cent of the volume of the pipe.

Mr. LOPRESTI. I would further like to know if the gentleman knows the name of that company?

Mr. KRATZ. Yes, I believe that is the Koppers Coke Company, Mr. Speaker.

Mr. LOPRESTI. This bituminized pipe would compete chiefly with terra cotta pipe, is that right?

Mr. KRATZ. That is correct, yes sir.

Mr. LOPRESTI. Does the gentleman know of his own knowledge whether or not any Pennsylvania company is manufacturing terra cotta pipe, and whether or not there are any Pennsylvanians employed in the manufacture of that pipe?

Mr. KRATZ. Well, not in Montgomery County.

Mr. LOPRESTI. Is the gentleman familiar with Western Pennsylvania?

Mr. KRATZ. To some extent.

Mr. LOPRESTI. Has the gentleman ever seen the extensive pottery industry in western Pennsylvania up through Clearfield?

Mr. KRATZ. Yes I have, Mr. Speaker.

Mr. LOPRESTI. There are a number of those industries that would be affected then by the sale of bituminized pipe, are there not?

Mr. KRATZ. Not by this bill, no.

Mr. LOPRESTI. No, but by the use of that pipe it would tend to cut down the use of terra cotta pipe and therefore remove at least some of the demand for that pipe, is that right?

Mr. KRATZ. I would say this, if they are not affected at the present time they will not be affected because there are thousands of feet of that pipe being used in Pennsylvania right now, and have been for the last fifteen years.

Mr. LOPRESTI. Will the gentleman state how he arrives at the conclusion; if no terra cotta pipe is replaced, why we need the bill?

Mr. KRATZ. Mr. Speaker, this bill only asks that it be used in . . .

Mr. LOPRESTI. Tell where it is not now permitted.

Mr. KRATZ. No, no. It says cities of the second class A, that is the only thing that this bill seems to provide for—its use in those cities. It is used all over Pennsylvania right now.

Mr. LOPRESTI. Mr. Speaker, but in those cities that you have mentioned it is not permitted to be used?

Mr. KRATZ. Mr. Speaker, that is right.

Mr. LOPRESTI. Mr. Speaker, now if you permit the use of bituminized pipe and it actually comes into actual use, then it will affect the clay products, will it not?

Mr. KRATZ. Mr. Speaker, that I would not know. Of course, there would be some less clay pipe used, yes, but there would be some money saved by the citizens, too; and they would get a better product.

Mr. LOPRESTI. Mr. Speaker, you would say it is a better product?

Mr. KRATZ. Mr. Speaker, absolutely.

Mr. LOPRESTI. Mr. Speaker, the gentleman has mentioned something about roots causing a stoppage in the clay pipe. I would like to know how the bituminized pipe is put together.

Mr. KRATZ. Mr. Speaker, the bituminized pipe is put together by a sleeve. The interior diameter of the sleeve is approximately the same diameter as the exterior diameter of the pipe. Now by the use of force the sleeve is slipped over one pipe and the other pipe is slipped into it, and it is pressed together. The friction developed eliminates a joint.

I have right out in my locker a piece of this pipe with a slip joint on it, which I would be very glad to bring into this mouse in two minutes and let you look at it.

Mr. LOPRESTI. Mr. Speaker, I do not know whether the House would be interested in seeing it or not; but being a user of clay products myself and also installing some sewers here and there, I would like to see the piece after adjournment.

Mr. KRATZ. Mr. Speaker, I would be very glad to show it to you, and I do not sell it, unfortunately.

Mr. ANDREWS. Mr. Speaker, the gentleman from Cambria has raised the point that is the nub of my position on this particular bill. If we are going to legislate to put trade barriers at state boundaries, we destroy the integrity of our entire commercial fabric. There has been an increasing insistence that this Legislature come to the rescue of this particular local product or some other

particular local product, and we have only to extend this principle where we will insist through legislation on making each state a self-contained economic unit, which will destroy the very commercial and manufacturing progress of which we are so proud.

Now we either have to accept the principle that clay products, many of which are manufactured in my county, can go into the market and hold their own against competition or we have to accept the principle that it is our duty as Legislators to come here and build a boundary, that will protect some local industry that happens to be in our district.

I hold that it is a dangerous, reactionary idea that I am down here representing clay products, petroleum products, bituminized pipe or any other kind of product. My sole purpose as a legislator is to see that acceptable products have a free market in this state and throughout the United States.

Mr. PETROSKY. Mr. Speaker, I purposely refrained from a long discussion of this bill, due to the fact that it was gone over two weeks ago. I can see now where I would have been better off if I had repeated my discussion at the time, and the nub of it was at that particular time, not the point raised by the gentleman from Cambria, Mr. Andrews, but upon the fact that from the structure and the makeup of this pipe were placing our stamp of approval upon a commodity that was inferior in its very makeup, and foisting it upon the public.

Therefore, Mr. Speaker, I ask the Members upon the basis of the arguments of two weeks ago, cutting down this debate, to vote upon this on its merits, upon the fact, that at that time I expressed perfectly well that the coal tar pitch could be washed off of this fiber pipe, and then the wet drainage getting at the fiber would disintegrate it and would create a terribly unsanitary condition in the breakdown of that system.

Mr. LOPRESTI. Mr. Speaker, I hate to disagree with my distinguished leader, and his point is well taken. We should not be selfish. But I am selfish enough to want to protect the people of Pennsylvania and the industries of Pennsylvania when I can do so without harming the rest of the state. I think we can do it in this particular instance without doing any harm.

In reading over the bill, on page 4, I find there are a great many "ifs" and "ands" concerning the use of this fiber pipe. It says here: "it may be used if laid on a smooth bottom in order to give the pipe a solid bearing in its entire length."

Now let us stop there for a minute; "On a smooth bottom" if you can give it solid support over its entire length. In a great many places in Pennsylvania it is almost an impossibility to get a smooth bottom over the entire length because we run into stone and sometimes you cannot make a uniformly smooth bottom.

Then it goes on to say: "Tamp soil well around on each side of the pipe, the tapered ends connected with the bituminized fiber carefully." In other words, you must take additional care and additional pains in installing this pipe if it is to be used, under the very terms of the bill itself.

When you lay terra cotta pipe you do not have to worry about a smooth bottom along the entire length of the pipe and you do not have to worry about tamping

it all the way around solidly with dirt. You can lay it in there and then if you want to, if you have good ground conditions, you can push your dirt over it with a bulldozer. There are a lot of things in this bill which say it is good if used under certain conditions, and I do not think you need those certain conditions in the use of terra cotta.

Mr. KRATZ. Mr. Speaker, may I interrogate Mr. Lopresti, the gentleman from Cambria?

The SPEAKER. Will the gentleman from Cambria, Mr. Lopresti, permit himself to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. KRATZ. Mr. Speaker, as an engineer, to start off with I never had the privilege of laying anything on a smooth bottom. I would like the gentleman to tell me how he avoids breaking terra cotta pipe unless he uses a cradle.

Mr. LOPRESTI. Mr. Speaker, in laying terra cotta pipe, we lay a line and then we come down from that line a certain distance and where we run across a bottom which is not entirely smooth, we place pieces of stone on one side and then on the other side until we get it adjusted to the proper fall and we do not have to make the entire bottom smooth, but we make it conform by underpinning it in the proper manner.

Mr. KRATZ. Mr. Speaker, I would like to make this statement. As the only registered professional engineer in this House, I would not approve that type of construction.

Mr. LOPRESTI. If the gentleman will come to Cambria County he will find that type of construction in practically every section of Cambria, because it is the only type you can use.

Mr. KRATZ. It may be a little more frontier practice out there than it is in my section of the country, but you would not get away with it down in my territory.

Mr. LOPRESTI. Mr. Speaker, of course we are out in the "sticks" but we do have sewers that have been functioning for hundreds of years, and they are pretty good.

Mr. KRATZ. Mr. Speaker, I would like to make this further observation about laying this bituminized pipe; you can lay it with a greater degree of safety on any bottom than you can lay terra cotta pipe. And I want to make a further observation about water — — —

Mr. LOPRESTI. Mr. Speaker, I would like to know if the gentleman is through with me; if so, I will sit down.

The SPEAKER. Does the gentleman desire to further interrogate the gentleman from Cambria?

Mr. KRATZ. I do not, Sir, but I would like to make a further statement, if I may.

I would like to make a statement in regard to water washing out bituminous material and leaving the fiber structure. I made the statement some time ago, I made it on scientific information, that the fiber structure does not even exist in the finished pipe.

Mr. ZEIGLER. Mr. Speaker, just to correct an erroneous statement made by the gentleman.

The phraseology in this Bill 971 with respect to laying bituminized fibre pipe on a smooth bottom is exactly the same language as is used in this original act, and is required where terra-cotta pipe is used. It is exactly the same language.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—91

Andrews,	Firmstone,	McConnell,	Spencer,
Banker,	Frost,	McCormack,	Stimmel,
Barkdoll,	Gibson,	McCullough,	Stoner,
Baumunk,	Gleason,	McInroy,	Swartz,
Bear,	Goodling,	McKinney,	Swope,
Beech,	Graybill,	McMillen,	Tahl,
Bloom,	Greenwood,	Metz,	Thompson, E. F.,
Bolton,	Greer,	Miller, H. G.,	Thompson, R. L.,
Bomberger,	Hall,	Mintess,	Tompkins,
Boorse,	Hamilton, W. H.,	Moore, H. A.,	Toomey,
Bower,	Harney,	Naugle,	VanSant,
Breisch,	Hewitt,	Pfaff,	Waterhouse,
Brown,	Jones, T. H. W.,	Plchney,	Watkins,
Cella,	Keller,	Pitzer,	Weidner,
Clapper,	Kent,	Readinger,	Whalley,
Glendening,	Kratz,	Reilly, J. M.,	White,
Cooper,	Lafore,	Riley, R. L.,	Wilt,
Costa,	Leisey,	Robertson,	Wood,
Davis,	Leonard, W. C.,	Royer,	Yeakel,
Dowling,	Light,	Rubin,	Young,
DuBois,	Loftus,	Sax,	Ziegler,
Erb,	Madigan,	Scott,	Sorg,
Ferster,	Markley,	Smith,	Speaker

NAYS—104

Amarando,	Hamilton, R. K.,	Maxwell,	Rigby,
Beaver,	Headlee,	McDermitt,	Rose,
Berkstresser,	Helm,	McGee,	Rosen,
Blair,	Hersch,	McNally,	Rovansek,
Boles,	Hocker,	Mihm,	Sarra,
Breth,	Hoggard,	Mikula,	Scanlon,
Bucchin,	Hunter,	Miller, J. C.,	Schmidt,
Byrne,	Jenkins,	Mills,	Schuster,
Cochran,	Johnson,	Monroe,	Seyler,
Conway,	Jones, G. E.,	Moore, C. E.,	Shoemaker,
Corr,	Jones, J. M.,	Moran,	Shotwell,
Coyle,	Jones, P. F.,	Muldowney,	Snider,
Dalrymple,	Jump,	Munley,	Stank,
Dougherty,	Kamyk,	Musto,	Taylor,
Duffy,	Kline,	Najaka,	Toll,
Dunn,	Kohl,	Needham,	Varallo,
Fenrich,	Kolankiewicz,	Olsen,	Verona,
Fillip,	Kornick,	Penglase,	Wachhaus,
Filo,	Lederer,	Peta,	Wargo,
Gaffney,	Leonard, L.,	Petrosky,	Welsh,
Geer,	Leven,	Pettigrew,	Wescott,
Good,	Limper,	Polaski,	Westrick,
Guarnieri,	Lopresti,	Polen,	Wheeler,
Gutendorf,	Lovett,	Price, H. W. Jr.,	Williams,
Guthrie,	Lutty,	Price, R. A.,	Yester,
Hagerty,	Lyons,	Reidenbach,	Yetzer,

NOT VOTING—12

Dennison,	Haudenshield,	Mazza,	Reese,
Ewing,	Kubacki,	Murray,	Sollenberger,
Flack,	Madden,	Reagan,	Varner,

Less than the majority required by the constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 55, as follows:

An Act prohibiting certain practices of discrimination because of race color religious creed ancestry or national origin by employers employment agencies labor organizations and others as herein defined creating the Pennsylvania Fair Employment Practice Commission in the Department of Labor and Industry defining its functions powers and duties providing for procedure and enforcement providing for formulation of an educational program to prevent prejudice providing for judicial review and enforcement and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act may be cited as the "Pennsylvania Fair Employment Practice Act"

Section 2 Findings and Declaration of Policy

(a) The practice or policy of discrimination against individuals or groups by reason of their race color religious creed ancestry or national origin is a matter of concern to the Commonwealth. Such discrimination foments domestic strife and unrest threatens the rights and privileges of the inhabitants of the Commonwealth and undermines the foundation of a free democratic state. The denial of equal employment opportunities because of such discrimination and the consequent failure to utilize the productive capacities of individuals to their fullest extent deprive large segments of the population of the Commonwealth of earnings necessary to maintain decent standards of living necessitates their resort to public relief and intensifies group conflicts thereby resulting in grave injury to the public health and welfare.

(b) It is hereby declared to be the public policy of this Commonwealth to foster the employment of all persons in accordance with their fullest capacities regardless of their race color religious creed ancestry or national origin and to safeguard their right to obtain and hold employment without such discrimination.

(c) This act shall be deemed an exercise of the police power of the Commonwealth for the protection of the public welfare prosperity health and peace of the people of the Commonwealth of Pennsylvania.

Section 3 Right to Freedom from Discrimination in Employment. The opportunity to obtain employment without discrimination because of race color religious creed ancestry or national origin is hereby recognized as and declared to be a civil right.

Section 4 Definitions. As used in this act unless a different meaning clearly appears from the context.

(a) The term "person" includes one or more individuals partnerships associations organizations corporations legal representatives trustees in bankruptcy or receivers.

(b) The term "employer" includes the Commonwealth or any political subdivision thereof and any person employing six or more persons within the Commonwealth but does not include religious fraternal charitable or sectarian corporations or associations except such corporations or associations supported in whole or in part by governmental appropriations.

(c) The term "employee" does not include any individual employed in the domestic service of any person nor any individual employed by his parents spouse or child.

(d) The term "labor organizations" includes any organization which exists for the purpose in whole or in part of collective bargaining or of dealing with employers concerning grievances terms or conditions of employment or of other mutual aid or protection in relation to employment.

(e) The term "employment agency" includes any person regularly undertaking with or without compensation to procure opportunities to work or to procure recruit refer or place employees.

(f) The term "Commission" means the Pennsylvania Fair Employment Practice Commission created by this act.

(g) The term "discriminate" includes segregate.

(h) The term "department" means the Department of Labor and Industry.

Section 5 Unlawful Employment Practices. Except when the Commission shall have determined and certified that a particular occupation or position reasonably requires the employment of a person or persons of a particular race color religious creed ancestry or national origin and that such qualification is not adopted as a means of circumventing the spirit and intent of this act it shall be an unlawful employment practice.

(a) For any employer because of the race color religious creed ancestry or national origin of any individual to refuse to hire or employ or to bar or to discharge from employment such individual or to otherwise discriminate against such individual with respect to compensation hire tenure terms conditions or privileges of employment.

(b) For any employer employment agency or labor

organization prior to the employment or admission to membership to

(1) Elicit any information or make or keep a record of or use any form of application or application blank containing questions or entries concerning the race color religious creed ancestry or national origin of any applicant for employment or membership

(2) Print or publish or cause to be printed or published any notice or advertisement relating to employment or membership indicating any preference limitation specification or discrimination based upon race color religious creed ancestry or national origin

(3) Establish announce or follow a policy of denying or limiting through a quota system or otherwise employment or membership opportunities of any group because of the race color religious creed ancestry or national origin of such group

(4) Substantially confine or limit recruitment or hiring of individuals with intent to circumvent the spirit and purpose of this act to any employment agency employment service labor organization training school or training center or any other employee-referring source which services individuals who are predominantly of the same race color religious creed ancestry or national origin

(c) For any labor organization because of the race color religious creed ancestry or national origin of any individual to deny full and equal membership rights to any individual or otherwise to discriminate against such individuals with respect to hire tenure terms conditions or privileges of employment or any other matter directly or indirectly related to employment

(d) For any employer employment agency or labor organization to discriminate in any manner against any individual because such individual has opposed any practice forbidden by this act or because such individual has made a charge testified or assisted in any manner in any investigation proceeding or hearing under this act

(e) For any person whether or not an employer employment agency labor organization or employee to aid abet incite compel or coerce the doing of any act declared by this section to be an unlawful employment practice or to obstruct or prevent any person from complying with the provisions of this act or any order issued thereunder or to attempt directly or indirectly to commit any act declared by this section to be an unlawful employment practice

(f) For any employment agency to fail or refuse to classify properly refer for employment or otherwise to discriminate against any individual because of his race color religious creed ancestry or national origin

(g) For any individual seeking employment to publish or cause to be published any advertisement which specifies or in any manner expresses his race color religious creed ancestry or national origin or in any manner expresses a limitation or preference as to the race color religious creed ancestry or national origin of any prospective employer

Section 6 Pennsylvania Fair Employment Practice Commission There shall be and there is hereby established a departmental administrative commission in the Department of Labor and Industry for the administration of this act which shall be known as the "Pennsylvania Fair Employment Practice Commission" and which is hereinafter referred to as the "Commission"

Said Commission shall consist of three members to be known as Commissioners who shall be appointed by the Governor by and with the advice and consent of two-thirds of all the members of the Senate and each of whom shall hold office for a term of five years or until his successor shall have been duly appointed and qualified Provided however That in making the first appointments to said Commission one member shall be appointed for a term of three years one for a term of four years and one for a term of five years Vacancies occurring in an office of member of the Commission by expiration of term death resignation removal or for any other reason shall be filled for a term of five years

Subject to the provisions of this act the Commission shall have all the powers and shall perform the duties

generally vested in and imposed upon departmental administrative boards and commissions by the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) known as "The Administrative Code of 1929" and its amendments and shall be subject to all provisions of such Code which apply generally to departmental administrative boards and commissions.

The Governor shall designate one of the members of the Commission to be its chairman who shall preside at all meetings of the Commission and perform all the duties and functions of the chairman thereof The Commission may designate one of its members to act as chairman during the absence or incapacity of the chairman and when so acting the member so designated shall have and perform all the powers and duties of the chairman of the Commission but shall not receive any additional compensation for so acting

Two members of the Commission shall constitute a quorum for transacting business and a majority vote of those present at any meeting shall be sufficient for any official action taken by the Commission

The chairman of the Commission shall receive a salary of nine thousand dollars (\$9,000.00) per annum and each of the other members shall receive a salary of eighty-five hundred dollars (\$8,500.00) per annum

The members of the Commission shall not hold any other public office or employment nor engage in any business profession or employment during their terms of service as members thereof and shall hold their offices during the terms for which they shall have been appointed if they shall so long behave themselves well

The Commission shall adopt an official seal by which its act and proceeding shall be authenticated and of which the courts shall take judicial notice The certificate of the chairman of the Commission under the seal of the Commission and attested by the secretary shall be accepted in evidence in any judicial proceeding in any court of this Commonwealth as adequate and sufficient proof of the acts and proceedings of the Commission therein certified to

Section 7 Powers and Duties of the Commission The Commission shall have the following powers and duties

(a) To establish and maintain a principal office in the City of Harrisburg and such other offices elsewhere as the Department may deem necessary

(b) To meet and function at any place within the Commonwealth

(c) To adopt promulgate amend and rescind rules and regulations to effectuate the policies and provisions of this act

(d) To formulate policies to effectuate the purposes of this act and make recommendations to agencies and officers of the Commonwealth or political subdivisions of government to effectuate such policies

(e) To initiate receive investigate and pass upon complaints charging unlawful employment practices

(f) To hold hearings subpoena witnesses compel their attendance administer oaths take testimony of any person under oath and in connection therewith to require the production for examination of any books and papers relating to any matter under investigation or in question before the Commission The Commission may make rules as to the issuance of subpoena by individual Commissioners In case of contumacy or refusal to obey a subpoena issued to any person the Court of Common Pleas of Dauphin County or any court of common pleas within the jurisdiction of which the hearing is to be held or the said person charged with contumacy or refusal to obey is found resides or transacts business upon application by the Commission may issue to such person an order requiring such person to appear before the Commission there to produce documentary evidence if so ordered or there to give evidence touching the matter in question and any failure to obey such order of the court may be punished by said court as a contempt thereof

No person shall be excused from attending and testifying or from producing records correspondence documents or other evidence in obedience to the subpoena of the Commission or of any individual Commissioner on

the ground that the testimony or evidence required of him may tend to incriminate him or subject him to a penalty or forfeiture but no person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction matter or thing concerning which he is compelled after having claimed his privilege against self-incrimination to testify or produce evidence except that such person so testifying shall not be exempt from prosecution and punishment for perjury committed in so testifying. The immunity herein provided shall extend only to natural persons so compelled to testify.

(g) To utilize voluntary and uncompensated services of private individuals and organizations as may from time to time be offered and needed.

(h) To create such advisory agencies and conciliation councils local or State-wide as will aid in effectuating the purposes of this act. The Commission may itself or it may empower these agencies and councils to (1) study the problems of discrimination in all or specific fields of human relationships when based on race color religious creed ancestry or national origin and (2) foster through community effort or otherwise good-will among the groups and elements of the population of the State. Such agencies and councils may make recommendations to the Commission for the development of policies and procedure in general. Advisory agencies and conciliation councils created by the Commission shall be composed of representative citizens serving without pay but with reimbursement for actual and necessary expenses and the Commission may make provision for technical and clerical assistance to such agencies and councils and for the payment of the expenses of such assistance.

(i) To issue such publications and such results of investigations and research as in its judgment will tend to promote good-will and minimize or eliminate discriminations because of race color religious creed ancestry or national origin.

(j) From time to time but not less than once a year to report to the Legislature and the Governor describing in detail the investigations proceedings and hearings it has conducted and their outcome the decisions it has rendered and the other work performed by it and make recommendations for such further legislation concerning abuses and discrimination because of race color religious creed ancestry or national origin as may be desirable.

Section 8 Educational Program

(a) In order to eliminate prejudice among the various racial religious and nationality groups in this Commonwealth and to further good-will among such groups the Commission in cooperation with the Department of Public Instruction is authorized to prepare a comprehensive education program designed for the students of the public schools of this Commonwealth and for all other residents thereof calculated to emphasize the origin of prejudice against such groups its harmful effects and its incompatibility with American principles of equality and fair play.

(b) The Commission is hereby authorized to accept contributions from any person to assist in the effectuation of this section and may seek and enlist the cooperation of private charitable religious labor civic and benevolent organizations for the purpose of this section.

Section 9 Procedure Any person claiming to be aggrieved by an alleged unlawful employment practice may by himself or his attorney-at-law make sign and file with the Commission a verified complaint in writing which shall state the name and address of the person employer labor organization or employment agency alleged to have committed the unlawful employment practice complained of and which shall set forth the particulars thereof and contain such other information as may be required by the Commission. The Commission upon its own initiative the Secretary of Labor and Industry or the Attorney General may in like manner make sign and file such complaint. Any employer whose employee or some of them refuse or threaten to refuse to comply with the provisions of this act may file with the Commission a verified complaint asking for assistance by conciliation or other remedial action.

After the filing of any complaint the chairman of the

Commission shall or whenever there is reason to believe that an unlawful employment practice has been committed he may designate one of the Commissioners to make with the assistance of the Commission's staff prompt investigation in connection therewith.

If such Commissioner shall determine after such investigation that no probable cause exists for crediting the allegations of the complaint the Commission shall within ten days from such determination cause to be issued and served upon the complainant written notice of such determination and the said complainant or his attorney may within ten days after such service file with the Commission a written request for a preliminary hearing before the Commission to determine probable cause for crediting the allegations of the complaint. If such Commissioner shall determine after such investigation that probable cause exists for crediting the allegations of the complaint he shall immediately endeavor to eliminate the unlawful employment practice complained of by conference conciliation and persuasion. The members of the Commission and its staff shall not disclose what has transpired in the course of such endeavors provided that the Commission may publish the facts in the case of any complaint which has been dismissed and the terms of conciliation when the complaint has been adjusted.

In case of failure so to eliminate such practice or in advance thereof if in the judgment of the Commission circumstances so warrant the Commission shall cause to be issued and served a written notice together with a copy of such complaint as the same may have been amended requiring the person employer labor organization or employment agency named in such complaint hereinafter referred to as respondent to answer the charges of such complaint at a hearing before the Commission at a time and place to be specified in such notice. The place of any such hearing shall be the office of the Commission or such other place as may be designated by it.

The case in support of the complaint shall be presented before the Commission by one of its attorneys or agents and the Commissioner who shall have previously made the investigation shall not participate in the hearing except as a witness nor shall he participate in the deliberations of the Commission in such case and the aforesaid endeavors at conciliation shall not be received in evidence. The respondent may file a written verified answer to the complaint and appear at such hearing in person or otherwise with or without counsel and submit testimony. The complainant may likewise appear at such hearing in person or otherwise with or without counsel and submit testimony. The Commission or the complainant shall have the power reasonably and fairly to amend any complaint and the respondent shall have like power to amend his answer. The Commission shall not be bound by the strict rules of evidence prevailing in courts of law or equity. The testimony taken at the hearing shall be under oath and be transcribed.

If upon all the evidence at the hearing the Commission shall find that a respondent has engaged in or is engaging in any unlawful employment practice as defined in this act the Commission shall state its findings of fact and shall issue and cause to be served on such respondent an order requiring such respondent to cease and desist from such unlawful employment practice and to take such affirmative action including but not limited to hiring reinstatement or upgrading of employees with or without back pay admission or restoration to membership in any respondent labor organization as in the judgment of the Commission will effectuate the purposes of this act and including a requirement for report of the manner of compliance. If upon all the evidence the Commission shall find that a respondent has not engaged in any such unlawful employment practice the Commission shall state its findings of fact and shall issue and cause to be served on the complainant an order dismissing the said complaint as to such respondent.

The Commission shall establish rules of practice to govern expedite and effectuate the foregoing procedure and its own actions thereunder. Any complaint filed pur-

suant to this section must be so filed within six months after the alleged act of discrimination

Section 10 Enforcement and Judicial Review

The complainant the Secretary of Labor and Industry the Attorney General or the Commission may secure enforcement of the order of the Commission or other appropriate relief by the court of common pleas of the county where the unlawful employment practice shall have occurred or where any person required in the order to cease and desist from an unlawful employment practice or to take any affirmative action resides or transacts business Such proceeding shall be initiated by the filing of a petition in such court together with the transcript of the record upon the hearing before the Commission and issuance and service of a copy of said petition as in proceedings in equity The court shall have power to grant such temporary relief or restraining order as it deems just and proper and to make and enter upon the pleadings testimony and proceedings set forth in such transcript an order or decree enforcing modifying and enforcing as so modified or setting aside in whole or in part the order of the Commission and the jurisdiction of the court shall not be limited by acts pertaining to equity jurisdiction of courts

Any final order made by the Commission may be reviewed upon certiorari by the said court of common pleas No certiorari shall be allowed unless application therefor be made by the Secretary of Labor and Industry or by the Attorney General or by the person aggrieved by the final order of the Commission within thirty days from the date of service of the order nor unless notice in writing of the application with a copy of the application shall have been given to all parties who appeared before the Commission at their last known address and to the Commission by service at the office of the Commission at Harrisburg The evidence presented to the Commission together with its findings and the order issued thereon shall be certified by the Commission to said court of common pleas as its return The allowance of a writ of certiorari to review any order of the Commission shall not supersede or stay such order unless the court of common pleas shall so direct

No objection that has not been urged before the Commission shall be considered by the court unless failure or neglect to urge such objection shall be excused because of extraordinary circumstances Any party may move the court to remit the case to the Commission in the interest of justice for the purpose of adducing additional specified and material evidence and seeking findings thereon provided he shows reasonable grounds for the failure to adduce such evidence before the Commission

The court shall hear the matter as expeditiously as possible on the record certified by the Commission The findings of the Commission as to facts shall be conclusive if supported by substantial evidence on the record considered as a whole After hearing the court shall affirm violation of the constitutional rights of the aggrieved or is not in accordance with law or that the order was made without reasonable notice of the hearing or without reasonable opportunity for testimony or argument to be heard but no order shall be set aside in whole or in part for any irregularity or informality in the proceedings of the Commission If the adjudication by the Commission is not affirmed the court may set aside or modify it in whole or in part or may remand the proceedings to the Commission for further disposition in accordance with the order of the court

The Commission shall be deemed a party to the review of any order by a writ of certiorari of any court

The Commission's copy of the testimony shall be available at all reasonable times to all parties for examination without cost and for the purpose of enforcement or judicial review of the order The case shall be heard on the record without requirement of printing

The Commission may appear in court by one of its attorneys

The jurisdiction of the court of common pleas of the proper county as aforesaid shall be exclusive and its final order or decree shall be subject to review by the Superior

Court upon appeal within thirty days of the filing of such decision The said Superior Court shall affirm the order of the court of common pleas unless it shall find that the same is in violation of the constitutional rights of the appellant or is not in accordance with law or that the appellant had been deprived of reasonable notice of hearing or of reasonable opportunity to be heard or that any finding of fact made by the Commission and necessary to support its adjudication is not supported by substantial evidence on the record as a whole

Section 11 Penalties Any person who shall wilfully resist prevent impede or interfere with the Commission its members agents or agencies in the performance of duties pursuant to this act or shall wilfully violate an order of the Commission shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) nor more than one thousand dollars (\$1000.00) or to undergo imprisonment not exceeding one year or both in the discretion of the court

Section 12 Construction and Exclusiveness of Remedy The provisions of this act shall be construed liberally for the accomplishment of the purposes thereof and any law inconsistent with any provisions hereof shall not apply Nothing contained in this act shall be deemed to repeal any of the provisions of any municipal ordinance municipal charter or of any law of this Commonwealth relating to discrimination because of race color religious creed ancestry or national origin but as to acts declared unlawful by section five of this act the procedure herein provided shall while pending be exclusive and the final determination therein shall exclude any other action civil or criminal based on the same grievance of the complainant institutes any action based on such grievance without resorting to the procedure provided in this act he may not subsequently resort to the procedure herein

Section 13 Separability If any clause sentence paragraph or part of this act or the application thereof to any person or circumstance shall for any reason be adjudged by a court of competent jurisdiction to be invalid such judgment shall not affect impair or invalidate the remainder of this act nor the application of such clause sentence paragraph or part to other persons or circumstances but shall be confined in its operation to the clause sentence paragraph or part thereof and to the persons or circumstances directly involved in the controversy in which such judgment shall have been rendered It is hereby declared to be the legislative intent that this act would have been adopted had such provisions not been included or such persons or circumstances been expressly excluded from their coverage

On the question, Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McMILLEN. Mr. Speaker, it is with some reluctance that I take the floor on this bill, yet I feel that it is an absolute necessity. I regret it, for several reasons, one being that I hesitate to delay the proceedings of the House, but after all that is what we are here for. We are here to discuss legislation regardless of time. And, Mr. Speaker, a little bit of time of the House of Representatives of Pennsylvania is very, very unimportant when you compare it to the importance and the immensity of this piece of legislation, as it will be reflected in the lives of each of us and in the lives of our children for generations to come.

We have here a bill which proposes to control a moral issue; a bill which proposes to control your actions and mine in our human associations one with the other. And that, Mr. Speaker, is a piece of legislation that has importance for time, ages to come.

It is the age old problem of man's inhumanity to man. It is the same old problem which Christ himself dealt with when he started his tour on this earth. And, Mr. Speaker, in spite of the immense influence, in spite of the tremendous impact of the life, the example of Christ Himself and the men who were chosen directly by Him, the twelve disciples, we still have man's inhumanity to man. I say to you that this piece of legislation or any other legislation so designed can not accomplish a change in man's heart unless he himself wills that change.

This bill sets out first of all to eliminate discrimination, and while the bill purports and says that it will eliminate discrimination, the bill itself is full of discriminations.

It might be wise if you took this bill and followed along so you too could read the words as they are printed.

I feel in starting out to discuss this bill that it is so serious and is so close to the human relationships that actually any discussion ought to be started out with the words of the Psalmist when he says "Let the words of my mouth and the meditations of my heart be acceptable in Thy sight." I debate it with no rancor, with no ill will, as I feel my record will demonstrate.

Take the bill itself, and turn to page 2, Section 1 (b), the bill starts out by declaring

"It is hereby declared to be the public policy of this Commonwealth to foster the employment of all persons in accordance with their fullest capacities."

I can thoroughly agree with that, and with that I would agree and go along.

But the bill continues, "regardless of their race, color, religious creed, ancestry or national origin," and there Mr. Speaker, you begin discrimination itself.

The bill goes on in Section 3, page 3,

"The term 'employer' includes the Commonwealth or any political subdivision thereof and any person employing six or more persons within the Commonwealth."

Here again is another discrimination, it does not include religious, fraternal, charitable or sectarian corporations or associations except such corporations or associations are supported in whole or in part by governmental appropriations.

The very same people who are in here fighting to support this bill have very definitely seen to it that they themselves are left out of the confines of this bill.

I point out again to you that it says that anyone who employs "six or more." If discrimination exists in the employment of six or more people, why is not there discrimination in the employment of one or more. If you are setting out to cure an evil, let us start and cure it all the way.

We turn again to Section 5, page 5, which I think is one of the most damaging things of this whole bill. It says,

"It will be illegal to elicit any information or make or keep a record of or use any form of application or application blank containing questions or entries concerning the race, color, religious creed, ancestry or national origin of any applicant for employment or membership."

Now, Mr. Speaker, I am the father of two children.

I hope that someday they will be coming to some employer asking for a job. It is altogether likely and possible that I will not be around to give too much guidance on it. I want the employer of my daughters, either one of them, when that time comes, to jerk her up quickly with this question, "Young lady, do you have any Christian faith, any moral foundation upon which I could judge whether you can be depended upon or not?" That is the basic principle and the foundation of all character. I want it to be such that even though I may fail in my obligation to impress upon those children the importance of this, that an employer at some future time will take my girls to task and say "It is important that you have the basic foundations of a belief, I am not asking you what it is, Protestant or Catholic, Jew or Gentile, I just want to know whether you practice that belief honestly and conscientiously."

This can be carried on a little bit farther, and when the time comes for this youngster to apply for a job, if this bill is permitted to pass in its present form, she can not graduate from school and then advertise or even I, or you hunting for employment, can not come out and say to a broader field of people, "I am available"—"I need a job, I want a job," and expressly state the fact that you are a white man, a colored man, an Indian, a Chinese or a Japanese. You cannot state that you believe in any religion, that you are Christian or non-Christian, because it reads on page 7, part (g)

"It is unlawful for any individual seeking employment to publish or cause to be published any advertisement which specifies or in any manner expresses his race, color, religious creed, ancestry or national origin or in any manner expresses a limitation or preference as to the race, color, religious creed, ancestry or national origin of any prospective employer."

Have we gotten to the place in this country where we have to disallow the fact that we are white men, that we belong to a colored race, the Chinese race. I like a man because he is what he is, not because he belongs to any one particular group. There are scoundrels in all groups. There are individuals of my own group with whom I do not like to associate. I do not want them in my family. I do not want them near my house because of their own habits, their own approach to these problems of living.

I like the fellowship of the men in this House regardless of creed or nationality because they are what they are. I would have less regard, in fact I would have no regard for any one of us that tried to evade the facts of our ancestry or our origin.

If you set up a commission and you continue this kind of propaganda, this kind of thinking, if the Communists are not behind this bill—and I am not convinced they are not—they are certainly missing an opportunity and a good chance to do the thing they had to do through revolution in Russia to stamp out the Christian faith, and a man's willingness to stand up and be counted as a Pole, a Slav, whatever he might be.

On page 6, we open the door for another type of individual. Under Section d, page 6,

"It is unlawful for any employer, employment agency or labor organization to discriminate in any manner against any individual because such individual has opposed any practice forbidden by this

act or because such individual has made a charge, testified or assisted in any manner in any investigation, proceeding or hearing under this act."

It does not make any difference how well known and how sure we are that a man is a professional trouble maker, and we have them in this country today whose only business is to be professional agitators.

I was amazed one day in one of my own classes in college at the answer which a young man gave to a query from the professor. In going around the class he said to this fellow, "What is it that you intend to do when you get out of school here?"

To the amazement of the professor and everybody the fellow said, "I expect to be a professional agitator."

I have followed the man since that time and today that is exactly what he is, a professional agitator.

It is possible through this commission and the protection that is provided to this commission to slip these individuals from one organization to another to foment trouble, and yet in spite of the history that you know about the individual you do not have a thing to do with keeping him out of your organization.

Over on page 9—I am taking them as we go along, I am not trying to follow any particular pattern—I wanted to point out some of the problems that are involved here. On Page 9, we come to the creation of this Commission. We find that it is going to cost \$26,000 for just the three Commissioners. But I can not find anywhere in this bill a limitation on expenditures. I do know that the budget carries approximately \$350,000 for FEPC. I turn over and find on Page 10, part (a) of Section 7, that this Commission after it is established has the power to open a principal office in Harrisburg and other such offices elsewhere as the Department may deem necessary.

Now that certainly is the opening wedge for the development of a bureaucracy without end.

On page 11, part e, let us see what else you do with this commission. You are promulgating rules and regulations which can be changed previous to a hearing and a meeting of any kind, there is no limitation. An employer can be hailed up in front of this commission and before they go into the hearing, these three commissioners can meet and they can make any rule or regulation they feel might be necessary to cope with any particular individual.

Not only that, but under part e, it gives the commission the power to initiate complaints in addition to receiving, investigating and passing upon complaints. The commission may go out looking for complaints.

We have enough trouble in this country right now without a lot of professional snoopers out looking for trouble. Not only can they initiate the complaint but they can act as both the prosecutor and the judge, and you do not have anything much to say about it.

We can go on over here to another section, while we are dealing with that particular thing, and you will find that it reads something like this.

"The Commission shall not be bound by the strict rules of evidence prevailing in the courts of law or equity.

They shall not be bound by the strict rules of evidence. Just someone explain to me what they will be bound by. What is their limitation?

We go on over to page 12, part g, it says that

"This commission may utilize the voluntary and uncompensated services of private individuals and organizations as may from time be offered and needed.

They may

"Create such advisory agencies and councils, local or statewide, as will aid in effectuating the purposes of this act."

Will someone explain to me what the limitations are there?

Under (i) on page 13, they are authorized to issue such publications, results of investigations and so forth. And then worse than that even, the most diabolical, underhanded method I have ever had the misfortune to run up against, on the part of, not the sponsor of this bill—please understand that—but of those who were instrumental in drawing this act and those who influenced the thinking that went into this act, the diabolical attempt to infiltrate further than what they now have, the schools of the Commonwealth of Pennsylvania. And that's the place where your child and mine learns what America is. It is the place where they should learn and do learn to get along together.

This commission is authorized to cooperate with the Department of Public Instruction to prepare a comprehensive educational program designed for the students of the public schools of this Commonwealth.

I say to you in all seriousness, if after 1900 years of the Christian faith and the efforts of the ministry of the Holy Gospel we have not accomplished the brotherhood of man, then no course of study inspired by a man-made theory, by individuals who do not believe in Christ or the Christian faith, we will never do it in the public schools.

We might just as well draw the cloak off this thing and call it what it is. It is an attempt on the part of the enemies of the democratic system to tear out and tear apart the one bulwark of this country that they have never yet been able to conquer.

I turn over to another section—on page 23, Section 12:

Construction and Exclusiveness of Remedy. The provisions of this act shall be construed liberally for the accomplishment of the purposes thereof, and any law inconsistent with any provisions hereof shall not apply.

They are out and beyond the law; you have given them that power.

Now, Mr. Speaker, I have gone over the act rather hurriedly for such a serious business as it is.

To me America is and always has been a land of choices. And because it has been a land of choices, we are what we are today. It was for the very purpose of being able to make the choices that we wanted to make, that people left their homes and came to this country. They left the land of slavery; a land that is still a land of slavery for the great masses of people. And here we are, attempting by legislative means, to return ourselves to a type of slavery, taking away from us the choices which are inherently ours and have been for generations. You have the choice in this country of climate, of work, of association, profession, schools; about the only thing you do not have originally is the choice of parents.

Almost from the time of birth you are a creature of choice in a land of choice. Did you ever stop to think that you have the privilege of choosing whether you want to be employed or employ? If you have the intestinal fortitude to gamble all you have on a business, you can become an employer. If you want to take the easier method, and perhaps the more secure, you can tie yourself up with a man who has that at issue, and be his employee.

Did you ever stop to think that the same power that determines whether I employ you or not can also determine where you shall work and for what employer you shall work? It is only one single step farther than this bill goes, and that step is so simple. Do you, do the workers, do the people of the Commonwealth want to be placed in a position where they cannot select to work for a man they want to work for?

We are setting the stage, we are opening the door. We are giving legal status to an organization that could well become the Commissar or the Gestapo of both labor and capital in America.

I tell you that the influence and the power behind this type of thinking that is prevalent today in this country, will see to it that many of the proper kind of people are placed in these jobs. When once we have these agencies formed and we have one of them in each of the 48 states in the United States, and an association of all the 48 has been formed, it is only one simple step to complete control of the entire 48.

If you continue with this type of thing, you are going to have employers as well as employees running to this type of commission, and eventually you will find that this can become the employment agency of all agencies. This is the agency which could well do away with all employment agencies and all personnel departments of any industry, because no employer would dare face the wrath of this commission which is all-powerful.

I want to ask you another question: how much farther is it, how much farther do you need to go, once this bill is put on the statute books that they cannot write into it, sex, age? Talk about discrimination! I know what discrimination means. I personally lost—I personally was denied—I will say it that way—a commission as first lieutenant in the United States Navy Seabees, because I was an inch and a quarter too short. I did not look right on the parade ground in uniform. I had passed all the technical requirements—you think I do not know what discrimination means. I placed by life on the line. I did not squeal—I went on out as a carpenter's mate, first class.

It is only a very short way from one to the other and such an easy step that we had all better be careful as to what we are doing to start with. I say to you that I could have tried to amend this bill. I cannot see any good in it regardless of amendments, and therefore, I would not accord it the privilege of even attempting to amend it.

I believe that when you vote for this bill, you are either admitting in your own heart and your own conscience that you have intolerance, that you have been guilty of practicing intolerance, or that you are accusing your neighbor of intolerance and that you are going to say to him: "Either you believe as I do and you act as I believe, or we are going to put the law on you." I

want to ask, who am I; who are you to judge your neighbor's tolerance or intolerance?

I have one more statement. The argument will be thrown up to me and back at me, that this is a part of the party platform of both the Republican and the Democratic parties. That is right. I will admit that. But I want to make this statement, and I do not want to be misunderstood, that I believe both the Democratic and the Republican parties were in much measure insincere in that they were hunting votes. It is more important today that we come out and state principles rather than petty approaches to a method of securing the vote of one block or another.

That is a statement which does not augur well with the leaders in both the Democratic and Republican parties. We have come to the place where we believe that anything in political expediency is the rule and not the exception. We have been going along the road of easy come and easy go so long; we have been teaching false philosophies and false fronts for the purpose of securing personal advantage, personal and party-wise that we can no longer see principles.

The principle of fair play, honesty and integrity, the principle of guarantee of freedom, of life, liberty and the pursuit of happiness, has long since been guaranteed and approved in the Constitution of the United States. I do not think anything we can do is going to change it.

Here is something that I think expresses this thing about as well as we can put it. It is this:

"America in the days of its infant weakness, the haven of heretics and the oppressed of all races, must not in the days of its power become the stronghold of bigots. The world has given America the vigor and the variety of its differences. America should protect and enrich its differences for the sake of America and the world. Understanding religious and racial differences makes for a better understanding of other differences and for an appreciation of the sacredness of the human personality as a basis of human freedom. The American answer to differences as to color and creed is not the concentration camp; but cooperation. The answer to human error is not terror; but life and liberty under the moral law. By this light and liberty the negro has made a contribution in work and faith, song and story, laughter and struggle, which are an enduring part of the spiritual heritage of America. It is an acknowledged fact that in spite of the handicaps of slavery and the discrimination, the negro in America has compressed more progress into the shortest time than any race in human history. Slavery gave the negro his christianity; christianity gave the negro his freedom. This freedom must give the negro and all other races equal rights to home, to health, to education, citizenship."

Once we depart from that principle we are taking one long step toward a further collectivization of the United States.

Mr. THOMPSON. Mr. Speaker, it might appear that what I have to say may be anti-climactic to what Mr. McMillen has already said. I too approached this matter with some reluctance because of the fact that it is supposed to be a political issue. But I want to tell you that in my conscience this issue transcends all partisan politics and goes to the very heart of our constitutional American system of government. I trust that by the time I am finished with my argument today you will be in some agreement with me.

I further want to state that I too approach this problem, not with any feeling of rancor, not with any feeling of prejudice or hatred toward any Member of this House, toward any race, creed, color, religion or ancestry.

I am debating an issue, a fundamental issue of America. I am a Gentile. I am white. I am a Methodist by faith. My ancestry—I do not know what they mean by that word except what you might find on your family tree. I have not found any horse thieves yet, but I understand I had a drunken uncle. My national origin on my father's side of the house extends back to Wales in England and on my mother's side of the house to Holland. I am an American. Members of this House, under section 7(g) of this bill, if I go out looking for work and make that statement and persist in making that statement I can be fined up to a thousand dollars and be put in jail upward of a year.

If for no other reason than that one reason alone, which violates the principles of our Constitution guaranteeing the freedom of speech, I am against this bill.

The act itself is discriminatory in its very terms. It picks only on those who operate a business for profit, not any other kind, but on a person who is in business for profit or employs a person for the purpose of trying to make a profit, and who employs six or more persons.

The federal act says fifty. I do not know what the acts of the States contain, but where do they get this mythical number beyond which discrimination begins? Out of the air? Beyond what point does discrimination begin? Who is to determine that factor?

As Mr. McMillen has said, if you are going to eliminate discrimination let's eliminate it. If this is supposed to be an anti-discrimination bill let's make it an anti-discrimination bill. Why pick on certain people and not others, those who employ more than a certain number of people?

Our governmental policy itself is full of discrimination. How does our federal government fix up the immigration quotas for entry into this country, I ask you? They do not enter anybody as they come to our gates any more. They say "We will take so many from a certain nation; we will take so many of a certain race. They themselves have the greatest discriminatory policy that exists anywhere when they set up the quotas that come from any particular country of the world to the shores of this country.

Nowhere in this act does it state that an employee must pick out a certain employer and go and ask that particular employer for a job. He is given that freedom of choice. If he does not want to work for a man because the employer is of a certain race, color, religion, ancestry or national origin he has the choice of not going and filing an application with that employer. When he picks on a particular employer, you say to that employer "You either take this man or we will send you to jail." The act by its very terms is discriminatory.

The act further gives this commission the right to determine who shall be granted exemptions and who will not be bound by the provisions of this act. Do you know of anything that gives greater power to people to control other people than to give them discretion to say what shall be what and who shall be who. They spell nothing out; they just say "If you have the power go and do as you see fit." Those are the things which

are the holes in the dikes of this whole problem. There is no possible way you can plug them unless you plug them all. If you leave one open the dikes are going to break. They are going to run through, they are bound to.

In connection with other Sections of this act I would call your attention to page 11, wherein the commission is given the right to either go into the courts of Dauphin County or any court of common pleas within the jurisdiction in which the hearing is to be held—and the commission is given the right to fix where the hearing shall be held. That means that if they have an employer in the city of Erie they can run to the city of Philadelphia, the court of common pleas and ask that court in Philadelphia for an order, and require the people from Erie and from all over the state of Pennsylvania to go to Philadelphia for the purpose of trying to defend their constitutional rights. It is a run-around section. They can jerk and haul you wherever they please. They can take you to a favorable territory. It has always been my understanding that people are entitled to have their hearings in the jurisdiction where they live.

I want to refer to this educational clause. In doing so I call your attention particularly to section 8b which reads

"The commission is hereby authorized to accept contributions from any person to assist in the effectuation of this section and may seek and enlist the cooperation of private charitable, religious, labor, civic and benevolent organizations for the purpose of this section."

There are no limitations upon the amount which anybody is allowed to contribute. There are no provisions for any accounting of these particular funds. There is nothing to say what shall be done with them and I say to you that the forces which are trying to enter this wedge into our governmental life do not have to have the funds accounted for which they give for the purposes of developing this propaganda machine.

It is these very funds which they are asking for which are to be used for the purposes of preparing literature to be sent into our public schools.

Mrs. Collums can go to the Supreme Court of the United States and have the Supreme Court of the United States tell all the schools in this country that they dare not teach religious education because of the fact that one of those children might be an atheist and might be influenced by those teachings, which they did in that case.

I say unto you that you have no right to develop an educational system of that kind from that kind of funds which are a general liberty of contract and essential to a free pursuit of happiness. There is nothing inherently wrong in having a preference to work with a person of a particular race, religion, color, national origin or ancestry. If racial and national congeniality is not sinful then noncongeniality cannot be a sin. Human brotherhood may be a beautiful ideal, but if the congeniality of Chinese to Chinese, and French to French, and Irish to Irish is a natural feeling and not a vice, how absurd it is to argue that the out growing uncongeniality toward other nationalities and races is so wrongful that action based upon it should be forbidden by law!

Of course racial prejudice and intolerance may be an

ugly thing, fostering unjustifiable hatreds and leading to wasteful conflicts. All unreasoning prejudice and intolerance may be assumed to be evil. But bad thinking cannot be legislated out of the human mind, nor can a person's emotions be controlled by legislation nor can you legislate the brotherhood of man. And how can a government official be endowed with the celestial wisdom necessary to determine unaccounted for, from sources which we perhaps would not care to have if we knew where they come from.

I am going to take up just some phases of perhaps the legal side of this particular bill. It seems to be commonly assumed by opponents as well as by proponents of the bill that no fair-minded person will oppose the objectives of this bill, which is to develop a better feeling between mankind. So, I venture to point out that the dominant objective of the bill is to prohibit and to prevent by governmental action any freedom to choose one's associates or co-workers in business. If that choice is based on considerations of race, religion, color, national origin, or ancestry, yet freedom to choose one's associates because of personal liking and confidence, or individual judgment, whether rational or irrational, in the opinion of others, is one of the most essential freedoms of a free citizen which has been for decades guaranteed by the Constitution of the United States.

Freedom to choose one's associates is essential to a free exercise of the right to earn a livelihood, essential to whether that which is called "prejudice" and "intolerance" is really evil or is, on the contrary, righteous, dislike or hatred? Is it wrong or right for a deeply religious person to prefer not to associate with those who would like to destroy his religion and all its devotees? Is it wrong or right for a free individualist to object to enforced association with a fanatic Communist who seeks to enslave him.

We are forbidden to make any law "prohibiting the free exercise" of religion. But this law prohibits a man from freely exercising his religion and in carrying on a business in association with others who are of like faith. The maker of food products, drugs or sewing machines may desire to have the ethical standards of his religion effective throughout his business organization; but this proposed law would deny him this privilege—this constitutionally guaranteed liberty. The constitutional invalidity of such a law only emphasizes the point that the objective of the law as a denial of freedom of association, freedom of contract and freedom of religion, is not a righteous but a thoroughly unrighteous objective.

If the government is to undertake to prohibit and prevent all unjust discrimination in employment, why stop with "race, religion, color, national origin or ancestry"? The Charter of the United Nations also deprecates distinctions as to "sex" and "language." There are, furthermore, notorious discriminations in employment because of "age", which Mr. McMillen has already stated.

For your information I might state that the state of Massachusetts which adopted an FEPC law several years ago, in a referendum vote last November added something with reference to age to their discrimination law, which only goes to prove that you are only covering four subjects in connection with discriminations when

you bring it down to race, creed, color, and so forth.

Persons are frequently not hired because "too old" or "too young." Many persons are refused employment because they are "tall" or "short" or "fat" or "thin" or "sickly" or "partially disabled" or because they have "holitosis" or "body odor."

More recently we have run into the subject of the discriminations which have arisen regarding the young men who are in the selective service. Now, if we are going to open the gates of discrimination, let us open the gates. Let us not have only four doors and close all the rest of them.

Thousands upon thousands of persons are always being denied employment for such discriminatory reasons. A government bureau would certify most of them as "qualified," but, "by accident of birth" or otherwise without personal fault, they do now appeal to the employer as desirable employees. If the employer, of more than six persons, is to be regarded as a mere instrument of state policy who can be required to employ anyone whom a government bureaucrat finds to be "qualified" for a particular job, why should not all employments be made through a government agency? This would save a great deal of time and energy which will otherwise be wasted in litigations between government and employers. Then the employer would have nothing to do except to try to run his business with "civil service" employees furnished by the government and made secure in their jobs and in advancement, as provided by this bill! The plain fact is that the function of the employer in private enterprise, and the system of private enterprise itself, would soon disappear as the high-sounding objectives of anti-discrimination laws were logically developed.

I was most happy to hear the gentleman from Cambria, Mr. Andrews, get up and defend competition as the life of free enterprise, in the previous bill for consideration before this House. That is the basic foundation of this very bill itself, that if we are going to have competition in free enterprise we cannot limit it to certain people that may be employed. We will employ all people for the purposes of turning out our product.

Furthermore I would like to point out to you that the right to earn a livelihood is impaired by the lack of jobs, not by prejudice. The current FEPC enthusiasm is not directed at the economic problem of government; it is a venture in compulsory ethics only.

The findings of fact and declarations of policy by the Legislature are not conclusive as to the need or propriety or constitutional validity of the law." Any statement that is of debatable character and accuracy may be challenged.

I am not going to read the statement of policy; it is too long but I am only going to point out to you that liberty of contract, freedom of association and religious freedom are established constitutional principles and subject only to such limitations as are absolutely necessary to protect the good order of society and to prevent injury to others and undue restrictions upon freedom of others.

To insist that the government shall undertake to determine how and what employe shall be selected, and thus to restrict competition and the competitive judgment of the managers of private enterprise, is to undermine

the very foundations of private enterprise and a competitive system. Paragraph (a) in the statement of policy in this particular bill is simply an oratorical justification of legislation based on assumptions which cannot be regarded as findings of fact.

Justice Holmes in one of his opinions stated "that any legislation attempted for the purpose of disintegrating society "into individual atoms" would be "an attempt to reconstruct society."

The proposed law is "an attempt to reconstruct society" by subjecting all private enterprise to regulation by the state for the purpose of substituting the moral judgment of a political majority for the independent judgment of an employer as to those persons with whom he wishes to associate himself in the activities of a private business enterprise. The sustaining of such an authority in the government would open the door wide to the complete domination of private business by the state and, as has been pointed out, the gradual but sure destruction of private enterprise."

Nothing in the proposed law requires a wage earner to work for a particular employer. That, of course, would violate the Thirteenth Amendment. But, an employer, in establishing an employment relation, accepts many obligations by law and custom to his employee. If an employer is required either to serve employees not of his selection, or else to go out of business, is he not given a choice between either not engaging in business or of accepting a form of "involuntary servitude?" The proposed law would thus compel every substantial employer to accept involuntary servitude as a condition of engaging in a lawful business. It would be invalid under the Thirteenth Amendment.

Now I could go on with a great deal more, which I am not going to burden you with, but I want to summarize some of the items which are in this bill as they relate to the constitutionality.

The attempt to compel employers to hire undesired persons and to deny employment to desired persons, and to substitute governmental judgment for personal judgment as to the qualifications and desirability of persons for employment and advancement, is a serious and indefensible denial of liberty of contract, in violation of the Fifth Amendment.

Section 5 furthermore prohibits a free exercise of religion, in violation of the First Amendment.

It also imposes arbitrary restraints on freedom of association in business, in schools and in labor organizations, denying an essential liberty of a free people, in violation of the Fifth Amendment.

It also denies to a minority of those operating private enterprises the same liberty of contract and the same freedom of association which are preserved for the majority, thus violating the constitutional guarantee of "equal protection of the laws," which is implicit in the Fifth Amendment.

It would operate to impose a species of involuntary servitude upon employers, in violation of the Thirteenth Amendment.

I have endeavored to bring to you the highlights of my objections to this particular bill, my legal objections to this bill and my God-given right as an American to oppose this bill.

Mr. ROSE. Mr. Speaker, I yield to the lady from Philadelphia, Mrs. Monroe.

The SPEAKER. The Chair recognizes the lady from Philadelphia, Mrs. Monroe.

Mrs. MONROE. Mr. Speaker, FEPC—the initials stand for fair employment practice. It is a government commission for the protection of all persons, against discrimination in employment because of race, color, religion, ancestry or national origin.

All the religious and labor groups, women's and civic organizations are in favor of a strong FEPC.

There are State FEPC laws in New York, New Jersey, Connecticut, Oregon, Washington, New Mexico and Massachusetts. When we overcome discrimination, it takes away one of the Communist issues owing to the fact that an effective FEPC law is what all minority groups need.

Any foe of FEPC would oppose discrimination. Why? Because it is un-American and not in keeping with democratic traditions.

When prejudice is translated into active discrimination solely because of race or color, people are denied the opportunity of earning a living for themselves or their families.

It is the duty of our government to prevent such practices. Members of minority groups have fought, bled and died for the freedom of the people of all the world; but are denied by you here at home.

The argument is you are deprived of the right to work or the limitation of employment. It is not only an injustice to the individual, but a source of bad judgment to any community, and it drags down the economic level. Republicans and Democrats alike prompted the FEPC action by party platform.

Let us have equal job opportunity which will give encouragement to all people. This is evident to all thoughtful people, friends or foes of FEPC alike.

When discrimination is allowed, the buying power is reduced. Business will suffer, if we earn we buy; if we buy, production will continue.

In a country where civil liberties are ignored, free enterprise is doomed. Prejudice will not pay. Discrimination is destruction.

Mr. ROSE. Mr. Speaker, I am not reluctant to arise at this time. I am very happy to take this opportunity in spite of the fact that the hour is late to meet some of the distorted statements that have been made by the gentlemen on the other side who spoke against this bill.

I respect the views of the gentlemen. I respect their right to utter their views; but when they resort to distortions I think the Members of the House should be entitled to have such distortions reviewed by those who see through the smoke screen that has been erected here today.

The statement of the gentleman from Indiana that the respective political parties resorted to some political chicanery in placing in their platforms a pledge designed to pass fair employment practices legislation certainly should be met here.

I do not think that the party platform of either party was made by individuals who were motivated merely by political expediency, as has been indicated. I think the party platform planners, realizing that in America today we are at the cross roads, placed into their platforms a

pledge to insure fair employment practices, and it is one of the few things that I am very happy to see both parties join in.

This is not a partisan issue; this is a matter that is going to insure real democracy in America.

If anyone were to say that any Member of this House was sympathetic to communism, he would meet with violent objections by everyone. And yet the failure to enact fair employment practices legislation has been one of the most damaging things in the great propaganda war that the free peoples are now fighting against the forces of communism and the forces of darkness throughout the world.

We all well know that at this very moment Communist agitators, not only in America, but throughout the world, are pointing to the fact that discriminatory tactics exist not only in Pennsylvania but in other states in this Union. They are using the fact that we do not have legislation of this nature upon the books as a point to press their communist literature and propaganda, and one of the things we have got to bring to the attention of the free peoples everywhere in the world, not only here but behind the Iron Curtain, is that in America we are not going to resort to the things that the Communists say we are resorting to.

One of the gentlemen said that this bill will eliminate professional agitators. The very fact that we do not have legislation of this nature upon the books has given a heyday to the professional agitators. Those men who are trying to array class against class, religion against religion, group against group have constantly been agitating against different groups, and it will be the existence of legislation of this nature upon the books that will strike down the weapons that these professional agitators have been using for these many years.

I have listened with some interest to the closing statement made by the gentleman from Indiana, Mr. McMillen. I do not know who he was quoting; I do not know the author of that statement. If the gentleman had arisen and merely made that statement, I would have been satisfied to allow this measure to be voted upon without any other statement, because I think he indicated in that statement the very thing that has made America great, the thing that we are called to vote upon today.

It is very true, Mr. Speaker, that we are trying to eliminate differences that have caused so many tensions in America, and if we, by this piece of legislation are enabled to do that very thing, we will have contributed a great deal in the battle that we are now facing against the foes of free people throughout the world.

The principle of fair play, honesty and integrity that the gentleman enumerated are the things we all seek. I say to you that the passage of this bill will go a long way in assuring that fair play, honesty and integrity will exist in the Commonwealth. It will go a long way in eliminating the bigotry and intolerance which is exhibited not only in dealings between peoples, but in our very economic fabric.

I cannot help, since one of the gentlemen who is an eminent member of the Bar and whose legal views I respect greatly mentioned some legal points, to point out to you that the gentleman was somewhat mistaken when he said that the bill that is before us today is in violation of the Fifth Amendment. The gentleman very well knows

that the interpretations placed upon the Fifth Amendment to the Constitution are such as to preclude certain Federal action. If he felt that there was violation of the "due process" clause of the Fourteenth Amendment he would have said so, but I am quite certain that if there were any question of the constitutionality of fair employment practices legislation, not only of the Federal Constitution but of any state Constitution, those states where such legislation has already been enacted would have seen this question brought to the highest courts.

There is no doubt of the constitutionality of this measure, and if there were, certainly the forces of evil that are against this type of legislation would have brought the matter to the courts by now and tested its constitutionality.

We are on the threshold today. We are either going to join forces with those who believe in democracy and fight the evil forces throughout the world that are trying to stifle the initiative of free peoples, or we are going to give them further ammunition to spread their iniquitous propaganda and feed the fires of bigotry and intolerance that are all too prevalent in many areas throughout the world today.

I call upon the Members of this House to adhere to their party pledges and to exhibit the principles of fair play, honesty and integrity which we all seek.

Mr. ROBERTSON. Mr. Speaker, I rise at this time to express some of the thoughts I have had while listening to the debate on the floor here today.

I think one thing that people more or less fail to see, is the difference between a theory and a fact. There is no question in my own mind that I am in favor of a fair employment practices act. But I am afraid this act goes beyond that.

During this last fracas which we called a war there were many races, creeds and colors that never came back. I was with them. But you know the particular thing that this very act denies was around the neck of every man who wore a uniform, and that was his dog-tag. On the dog-tag, was either a 'P' or a 'C' Protestant or Catholic. On it was his blood type.

This bill annoys me for two main reasons. Yes, I am a lawyer and maybe I can not get away from it. But in the bill it states that the commission is not bound by the rules of evidence. That means to me that someone can go before the commission; take an oath to testify and then he can say that "John said," that "Mary said," that "Jake said," that "Bill said" that something happened. Hearsay evidence. The hearsay evidence rule is as old as the common-law under which we act. And the reason why we cannot use hearsay is because we cannot question the person who originated the statement. To me that is a terrific back-down from the protection of anyone's rights.

The rules of evidence have been long established. They are what we work under, whether we be in court or out of court. I suspect a lot of times people have come up to some of the Members of the House and said, "Well, John said," or "Mary said . . . so and so." I suspect oftentimes we have said, "When John or Mary tells me that, I will believe it." Or we will go around and say to John or Mary, "Did you say so and so?" "Why of course not!" It is very easy to bend what a person

says, especially if you go through several people's minds because they leave out certain parts and bring in certain parts.

Another Section of this act, which I think is bad, is the Section which prohibits anyone from publishing an advertisement in which he gives his race, creed, color and the rest.

What, Mr. Speaker, first of all, is an advertisement? If you will read that Section of the act, it does not say advertisement in the newspaper, over the radio or anything else; it merely says advertisement. I submit that under the definition of the word "advertisement," if any of us should write a letter that goes to our prospective employer, that is an advertisement.

This bill goes beyond, away beyond the basic concepts of fair employment practices. I think anything we can do to do away with the constant bickering, and as the gentleman from Philadelphia, Mr. Rose says, bigotry, then we have gone a long way toward making this country of ours a great democracy; but where we turn around on the other foot and deliberately prevent someone who is attempting to gain employment from stating what he is then I say we have gone well beyond what fair employment practice is.

Another thing I would like to bring to the attention of this House is that under the act charitable, religious and fraternal organizations are free from the act unless they receive money from the Commonwealth. Is not that a discrimination? Does the fact that one religious, fraternal or charitable organization operates on its own feet make it free from discrimination? Does the fact that they operate on their own feet mean they are not practicing discrimination? I do not think so, and I suggest that any proper bill would have included all or none.

Finally, Mr. Speaker, the question I bring up here is that under the public educational program as permitted by this act is the liberty on the part of the commission to accept aid and assistance from other organizations without pay.

There are a lot of organizations in this country, in this state, who would be willing to enter into this purely for the purpose of furthering their own ends. There are a lot of organizations in this country of ours that are based upon and which live on the idea of fomenting strife and trouble between their fellow men. I suggest that there are a lot of these organizations that are against bills which are presently on the calendar before this House in regard to question of our belief in our own country.

If those particular individuals who are either members, or who are, shall be say fellow "travelers," instructing in our public schools, get a chance to open up, they will take every advantage of it.

So there will be no question in anyone's mind, I am for a fair employment practice act, but from the objections and from a reading of this bill, particularly because of the fact that it makes it impossible for anyone to state to a prospective employer what he is, what he hopes to be, I regret that I must vote against this bill.

Mr. DOWLING. Mr. Speaker, I wish to interrogate the gentleman from Delaware, Mr. Robertson.

The SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. ROBERTSON. I shall, Mr. Speaker.

Mr. DOWLING. Mr. Speaker, I would like to ask the

gentleman from Delaware whether or not he is familiar with the rules of the various boards and commissions in the Commonwealth of Pennsylvania having to do with the admission of evidence?

Mr. ROBERTSON. Mr. Speaker, I can honestly say that I do not know exactly to what board the gentleman from Dauphin is referring. I know some of them are bound by the rules of evidence and some are not.

Mr. DOWLING. Mr. Speaker, I should like to ask the gentleman from Delaware whether or not he is familiar with the Pennsylvania Workmen's Compensation Act and whether or not in that Act it specifically sets forth that the administrators of the Act shall not be bound by the technical rules of evidence.

Mr. ROBERTSON. Mr. Speaker, I am not acquainted with that section.

Mr. DOWLING. Mr. Speaker, I wish to ask whether or not the gentleman is familiar with the standard clause in the administrative policies of this Commonwealth having to do with the administrative acts, as to whether or not they shall be construed liberally. I am especially referring to an Act that has been on the statute books since 1916, the Pennsylvania Workmen's Compensation Act, more than 35 years in existence that has worked out an equitable result between the employer and the employee?

Mr. ROBERTSON. Mr. Speaker, I am acquainted with that and there are several other Acts which have the same principle, that they shall be construed liberally.

Mr. DOWLING. Mr. Speaker, I wish to make a brief statement with respect to the question involving the administration of this particular Act that is set forth in House Bill 55.

The SPEAKER. Does the gentleman desire to further interrogate the gentleman from Delaware, Mr. Robertson?

Mr. DOWLING. Mr. Speaker, no. Thank you, Mr. Robertson.

Mr. Speaker, it is my understanding of the administration of the various Acts having to do with the admission of evidence, that the Act itself specifically sets forth that all types of evidence shall be received, especially the type that was referred to by my distinguished friend from Delaware, as hearsay evidence.

I further believe that the decisions in this Commonwealth have set forth fully that no finding of fact can be based on anything but competent evidence in this Commonwealth.

I wish to make that position very clear. I did not wish to interrogate the gentleman from Indiana, Mr. McMillen, because he was not an attorney and I preferred to interrogate the gentleman from Delaware who discoursed on this point.

Mr. READINGER. Mr. Speaker, I had not intended to speak on this bill when I came here today, but I have been sitting here and have been amazed that up to this time no member of the majority party has risen to defend this bill. That leads me to the belief that perhaps those of us who have any thoughts on this matter had better express them in order to persuade the members of the majority party to vote in favor of the bill. It may be that many of them are going to do so, but I see no evidence of it so far.

A lot of things have been said today, I think, which

require some comment. The first two gentlemen to debate the bill in my opinion stated very ably the arguments against this particular legislation. Among their remarks they have both said that you cannot legislate the brotherhood of man, and with that I agree.

I do not think that anybody expects this bill to eliminate all prejudices, all bigotry and to eliminate all discrimination in employment. To hope for that much would be beyond the realm of good reasoning, in my opinion. But at least this is a start to eliminate to some extent by legislation, by law, discrimination which all of us know has existed, and I suppose will exist for many years to come.

Where bigotry and intolerance originate I can only guess. But my guess is that it is in the home as much as any place.

Children are born, they are raised with their parents and they are with their parents continually most of the time until they start going to school. I have no doubt, and my own opinion is that much of the bigotry and intolerance that exists in the Commonwealth of Pennsylvania, in the United States and in the world today comes from the mouths of the parents. They got it from their parents and probably from friends as they grew up, and got out into the world.

Mr. McMillen said in his discussion that for 1900 years we have not been able to eliminate intolerance and bigotry, and that is true. The churches have tried. They have not succeeded completely. The schools are one place where I have never heard any bigotry or intolerance taught, and I defy any man here to say that he was taught any such things in school.

I was amazed when I heard Mr. McMillen take exception to Section 8 of this bill, page 14, in which it is proposed to have this fair employment commission cooperate with the Department of Public Instruction to give to the school children some kind of an educational program designed to emphasize the origin of prejudice against certain groups and so forth, which is the basis for bigotry. In other words, unless we can clarify the minds of these children in some way and show them what the basis for bigotry and intolerance might be, I do not see how we will ever get rid of it.

It is my conception of this bill, its meaning and its operation, that the commission appointed by the Governor, and the personnel employed by the commission are not going to become a hob-goblin, sit in a high place and point a finger at every employer who says "I do not want to employ somebody because he happens to be Jewish" or "because he happens to be colored." If that employer has a valid reason, a good reason for being able to say "I would rather have an Irishman because I am an Irishman," this commission is not going to persecute people, but it is going to go a long way to try to educate employers that there is no reason why a Jew or a Catholic or a Negro should not be employed if he is equal to somebody else in intelligence and educational training and so forth.

I do not believe this commission would even think of trying to interfere with an employer who has to pick a competent person, if he has a choice between five different nationalities or five different creeds or whatever you have. I have not found anything in this bill which says that as an employer I can not pick out of five or six applicants for a job the one I think is best suited whether he happens to be black or white or Catholic or Jew.

The educational value of this bill in putting the force of the law back of a philosophy in my opinion is certainly worth a trial. We have passed laws before in this House and Senate and they have been on the statute books and they were found to be bad. We found that they did not do what we wanted them to do, so we either repealed or amended them. The same thing is true of this bill. If by experience it is found not to be feasible or workable or it interferes to such an extent with employment that employment in general ceases, we are here every two years—if most of us had our way we would be back every year—and we can correct these things.

But to take the position that this bill is bad because of minor defects such as the fact that you might use a little hearsay evidence before this commission or the fact that the commission might pick a county far removed from the point of employment and so forth, to stress technical matters of such a nature as reason to defeat this bill, in my opinion is not good sense.

I think we should vote for this bill today, not because the Republican platform said that it should be done, not because the Democratic platform said it should be done, but because it is the right thing to do. Unless we want to continue discrimination in employment because of race, color, creed and these other items, unless we want to see that continued in order to give everybody complete choice in choosing his employees—unless we want to do that, then this bill should be passed.

Much has been said today about restricting the matter of choice on the part of employers. Mr. McMillen I believe mentioned the fact that this country has grown great because we have had freedom of choice, but I would like to call your attention to the fact that year after year complete freedom of choice on the part of everybody has been curtailed. When we were a small group of colonies and we did not have a million complex situations as we do today to deal with, a lot more freedom of choice was a proper thing. But as we grow closer and closer to each other, as we live on each other's doorsteps it becomes more necessary all the time to limit that choice in a wise way.

Nobody likes to be told in detail how he has got to live; when he has got to get up; when he has got to go to bed; when he has got to go to work, but you will find that if you analyze your own life that your choice of avenues is limited in many respects and for the benefit of everybody.

I would like to see this bill passed.

Mr. DOWLING. Mr. Speaker, the hour is growing late and I am convinced that all of my colleagues in the House have studied this bill very thoroughly.

The distinguished Minority Whip, Mr. Readinger, has made the statement that no Member on the Republican side of this House has stood up to defend House Bill 55 introduced by Representative Mintess from Philadelphia. I stand here in defense of that bill and say to the Members on the Republican side of this House that I intend to vote for this bill.

Mr. SMITH. Mr. Speaker, I would like to make just one statement at this time. The only reason no one stood up on this side is because they just have not had a chance as yet.

I am standing now, and will yield to Mr. Mintess. I will

stand up later and discuss the bill; but I absolutely have not had a chance and the Press is looking very anxiously up here, believe me.

Mr. MINTESS. Mr. Speaker, as sponsor of House Bill 55, I earnestly seek the support of it from all Members of this House.

It is designed, as you know, to insure and to safeguard the basic rights that are inherent in all people.

During the last campaign, definite legislation concerning fair employment practice was a plank common to the platform of both parties, because our leaders on both sides of the aisle are acutely aware of the urgent necessity for fair and equitable laws that apply in like manner to all segments of our social groups.

I need only to direct your attention to the splendid encouragement that has been expressed in behalf of the pending bill by many religious, labor, veterans, civic and women's groups affiliated with the State Council for FEPC. Surely, a cause that wins such widespread appeal must enlist your support.

In urging your unqualified and sincere endorsement of House Bill 55, may I suggest that its educational features are worthy of more than passing notice. For, it is only by the slow and painstaking process of bringing the wholesome lessons of tolerance and fairness to our children in the schools that we shall ultimately enjoy the satisfying reward of a social group, unmarked by petty and irrational differences.

I appreciate the good will that has always motivated the deliberation of our Members, and I respectfully and feverently recommend that you respond in kind with your overwhelming approval of House Bill 55.

Mr. SMITH. Mr. Speaker, I intend just to make a very brief statement.

Fair employment practice was a pre-election promise that the Republican party made in its campaign during the last year.

House Bill 55 is the fulfillment of that pledge.

When you keep a promise, you are not trying to collect votes, like one of the gentlemen said here today. We are past collecting votes; we are now keeping our promises.

This is further proof that our Governor is keeping every platform pledge that it is humanly possible for him to keep, and I for one am proud of his attitude. He says a campaign platform and a campaign pledge should be kept when you are elected on it. If it is good enough to run on, it is good enough to operate on, and I do not think any man or any party can be condemned for keeping its platform pledges. FEPC was a Republican platform pledge.

Mr. ANDREWS. Mr. Speaker, I do not propose to discuss the synoptic gospels after the fashion of the gentleman from Indiana, nor do I propose to join in a constitutional argument with the gentleman from Cameron.

I would call the attention of the House to the fact that an FEPC bill has been a part of party promises these many Sessions. I would call the attention of the House to the fact that in 1945 we kept our promise. I would call the attention of the House to the fact that in 1947 we kept our promise. I would call the attention of the House to the fact that in 1949 we kept our promise.

I should also call the attention of the House to the fact that in keeping our promise in 1951 we can bring to the

support of this measure the entire membership of the minority group on this floor.

It is my regret that since the two parties have joined these many years in an identical promise, it has come about at long last that the majority group, through its Governor, who I suggest will be surprised at the intimation that his adherence to the FEPC principle was communistic inspired—I say it is my regret that the majority side of this House is unable to rally to the support of this bill in the same unanimous fashion that I believe the minority will be able to rally to it, I still point out that the only opposition to this bill has come from the other side of the central aisle.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs Rose, Lovett and Snider.

The roll was verified and was as follows:

YEAS—160

Amarando,	Hamilton, W. H.,	McDermitt,	Sax,
Andrews,	Harney,	McGee,	Scanlon,
Beaver,	Haudenshield,	McInroy,	Schmidt,
Beech,	Headlee,	McKinney,	Schuster,
Berkstresser,	Helm,	McNally,	Scott,
Bloom,	Hersch,	Mihm,	Seyler,
Boles,	Hocker,	Mikula,	Shoemaker,
Breth,	Hoggard,	Miller, H. G.,	Shotwell,
Brown,	Hunter,	Miller, J. C.,	Smith,
Bucchin,	Jenkins,	Mills,	Snider,
Byrne,	Johnson,	Mintess,	Stank,
Cella,	Jones, G. E.,	Monroe,	Stimmel,
Clendening,	Jones, J. M.,	Moore, H. A.,	Swartz,
Cochran,	Jones, P. F.,	Moran,	Swope,
Conway,	Jones, T. H. W.,	Muldowney,	Tahl,
Cooper,	Jump,	Munley,	Taylor,
Corr,	Kamyk,	Murray,	Thompson, E. F.,
Costa,	Keller,	Musto,	Thompson, R. L.,
Coyle,	Kent,	Najaka,	Toil,
Dalrymple,	Kline,	Needham,	VanSant,
Dougherty,	Kohl,	Olsen,	Varallo,
Dowling,	Kolankiewicz,	Penglase,	Varner,
Duffy,	Kornick,	Peta,	Verona,
Dunn,	Kubacki,	Petrosky,	Wachhaus,
Erb,	Lederer,	Pettigrew,	Wargo,
Ewing,	Leonard, L.,	Pfaff,	Watkins,
Fenrich,	Leonard, W. C.,	Pichney,	Weldner,
Fillip,	Leven,	Polaski,	Welsh,
Filo,	Light,	Polen,	Westrick,
Gaffney,	Limper,	Price, H. W. Jr.,	Whalley,
Geer,	Loftus,	Price, R. A.,	Wheeler,
Good,	Lopresti,	Readinger,	White,
Goodling,	Lovett,	Reidenbach,	Williams,
Greenwood,	Lutty,	Reilly, J. M.,	Wilt,
Greer,	Madden,	Rigby,	Wood,
Guarnieri,	Markley,	Rose,	Yeakel,
Gutendorf,	Maxwell,	Rosen,	Yester,
Guthrie,	McConnell,	Rovansek,	Yetzer,
Hagerty,	McCormack,	Rubin,	Ziegler,
Hamilton, R. K.,	McCullough,	Sarra,	Sorg,

Speaker

NAYS—38

Banker,	DuBois,	Leisey,	Robertson,
Barkdoll,	Ferster,	Lyons,	Royer,
Bear,	Firmstone,	Madigan,	Spencer,
Bolton,	Frost,	McMillen,	Stoner,
Bomberger,	Gibson,	Metz,	Tompkins,
Boorse,	Gleason,	Moore, C. E.,	Toomey,
Bower,	Graybill,	Naugle,	Waterhouse,
Clapper,	Hewitt,	Pitzer,	Wescott,
Davis,	Kratz,	Riley, R. L.,	Young,
Dennison,	Lafore,		

NOT VOTING—9

Baumunk,	Flack,	Mazza,	Reese,
Blair,	Hall,	Reagan,	Sollenberger,
Brelschi,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 937, Printer's No. 355
was passed over at the request of the SPEAKER.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WILT asked and obtained unanimous consent to add Mr. Van Sant as an additional sponsor to House Bill No. 969 to be introduced by him.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 969, as follows:

An Act to further amend section five of the act approved the thirteenth day of May one thousand nine hundred fifteen (P. L. 286) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" by permitting the appearance of minors under eighteen years of age in radio and television performances if permits are obtained and other regulations complied with.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five of the act approved the thirteenth day of May one thousand nine hundred fifteen (P. L. 286) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the

conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" as last amended by the act approved the second day of June one thousand nine hundred forty-seven (P. L. 389) is hereby further amended to read as follows

Section 5 No minor under sixteen years of age shall be employed or permitted to work in about or in connection with any manufacturing or mechanical occupation or process nor on scaffolding nor in heavy work in the building trades nor in stripping or assorting tobacco nor in any tunnel nor upon any railroad steam electric or otherwise nor upon any boat engaged in the transportation of passengers or merchandise nor in operating motor vehicles of any description nor in any anthracite or bituminous coal-mine or in any other mine

No minor under eighteen years of age shall be employed or permitted to work in the operation or management of hoisting machines in oiling or cleaning machinery in motion in the operation or use of any polishing or buffing-wheel at switch-tending at gate-tending at track-repairing as a brakeman fireman engineer or motorman or conductor upon a railroad or railway as a pilot fireman or engineer upon any boat or vessel in the manufacture of paints colors or white lead in any capacity in preparing compositions in which dangerous leads or acids are used in the manufacture or use of dangerous or poisonous dyes in any dangerous occupation in or about any mine nor in or about any establishment wherein gun-powder nitroglycerine dynamite or other high or dangerous explosive is manufactured or compounded

No minor under eighteen years of age shall be employed or permitted to work in about or in connection with any establishment where alcoholic liquors are distilled rectified compounded brewed manufactured bottled sold or dispensed nor in a public bowling alley nor in a pool or billiard room Provided That male minors sixteen years of age and over may be employed and permitted to work in a public bowling alley

No minor shall be employed or permitted to serve or handle alcoholic liquor in any establishment where alcoholic liquors are sold or dispensed nor be employed or permitted to work in violation of the laws relating to the operation of motor vehicles by minors

In addition to the foregoing it shall be unlawful for any minor under eighteen years of age to be employed or permitted to work in any occupation dangerous to the life or limb or injurious to the health or morals of the said minor as such occupations shall from time to time after public hearing thereon be determined and declared by the Industrial Board of the Department of Labor and Industry Provided That if it should be hereafter held by the courts of this Commonwealth that the power herein sought to be granted to the said board is for any reason invalid such holding shall not be taken in any case to affect or impair the remaining provisions of this section

Notwithstanding any provisions of this act a minor under eighteen years of age may appear in radio or television performances recitals concerts festivals or plays that are produced or presented by schools or churches or by nonprofit making organizations or groups or by teachers not connected with schools which give individual or group instruction provided such appearances are only occasional and further provided permits for such appearances are obtained by such schools churches teachers organizations or groups from the Bureau of Women and Children of the Department of Labor and Industry Such permits shall be granted under regulations approved by the Industrial Board of the Department of

Labor and Industry to provide for safeguarding the health welfare and morals of the minor

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Royer,
Andrews,	Graybill,	Maxwell,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
		Rowansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Mazza,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1056, as follows:

An Act to further amend clause (q) of section seven hun-

dred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing additional penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (q) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 434) is hereby further amended to read as follows

Section 731 Penalties Any person violating any of the provisions of the sections of this article shall upon conviction be sentenced to pay the following fines and costs of prosecution for each offense

* * * * *

(q) Except as otherwise herein provided for hunting or chasing or catching or taking or killing or wounding or receiving or delivering or transporting or shipping or using or concealing or assisting to conceal or having in possession or attempting to hunt for catch take kill wound or transport contrary to this article or regulations adopted thereunder by the commission or for violating any of the provisions of this article relating to the shipping or transportation or removal of this Commonwealth or relating to the buying or selling or bartering of

I Each elk or part thereof two hundred dollars and in the discretion of the court six months' imprisonment

II Each deer or part thereof one hundred dollars

III Each bear or part thereof two hundred dollars

IV Each wild turkey ruffed grouse pheasant quail partridge or woodcock or part thereof twenty-five dollars

V Each raccoon or part thereof twenty-five dollars

VI Each other wild bird or wild animal or part thereof ten dollars

* * * * *

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Royer,
Andrews,	Graybill,	Maxwell,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,

Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Mazza,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1134, as follows:

An Act to amend Article VI of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by defining distressed school districts authorizing the Department of Public Instruction to assume control of the affairs of such districts defining the powers and duties of the Department with regard thereto authorizing the levy of an additional tax in certain cases imposing duties on Department of Auditor General and boards of school directors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article VI of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding at the end thereof a new subdivision to read as follows

(f) Distressed School Districts

Section 691 When District Distressed A school district shall be deemed to be distressed when any one of the following circumstances shall arise

(1) The salaries of any teachers have remained unpaid for a period of three months or more

(2) The tuition due another school district remains unpaid on and after January first of the year following the year it was due and there is no dispute regarding the validity or amount of the claim

(3) Any amount due any person or firm doing business with the school district remains unpaid for a period of eighteen (18) months or more and there is no dispute regarding the validity or amount of the claim or claims

(4) The school district has defaulted in payment of its bonds or interest on such bonds

(5) The school district has contracted any loan not authorized by law

(6) The school district has accumulated a deficit equal to two per centum (2%) or more of the assessed valuation of the taxable real estate within the district

Section 692 Control by the Department of Public Instruction Whenever any school district has become distressed the Department of Public Instruction may in its discretion assume control of the affairs of the district and operate it in the place of the school directors during the period necessary to liquidate its debts and reestablish a sound financial structure in the district

Section 693 Powers of Department of Public Instruction When the Department of Public Instruction assumes control of a distressed school district it shall have power and is hereby authorized to exercise all the rights powers privileges prerogatives and duties imposed or conferred by law on the board of school directors of the distressed district In addition thereto the Department of Public Instruction shall have power

(1) To revise the proposed budget and increase the tax levy of the school district for the succeeding school year if a budget has not been adopted

(2) To increase the tax levy if a budget has been adopted for the succeeding year and tax notices have not been sent out

(3) To appoint a special tax collector for the district who need not be a resident of the school district Such special tax collector shall exercise all the rights and perform all the duties imposed by law on tax collectors for school districts

Section 694 Additional Tax When the operation of a distressed school district has been assumed by the Department of Public Instruction the board of school directors of the district shall with the approval of the Department levy an additional tax or taxes sufficient to liquidate the indebtedness of the district during a period not to exceed five years

Section 695 Audit by Department of Auditor General It shall be the duty of the Department of the Auditor General upon request by the Department of Public Instruction to audit the accounts of the distressed school district

Section 696 School Directors to Remain in Office Elections The school directors of a distressed district shall continue in office for the remainder of their terms during the time the district is operated by the Department of Public Instruction and shall perform any duties delegated to them by the Department The assumption of control of a distressed school district by the Department of Public Instruction shall in no way interfere with the regular election or reelection of school directors for the district

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Madigan,	Goodling,	Maxwell,	Royer,
Amarando,	Graybill,	McConnell,	Rubin,
Andrews,	Greenwood,	McCormack,	Sarraf,
Banker,	Greer,	McCullough,	Sax,
Barkdoll,	Guarnieri,	McDermitt,	Scanlon,
Baumunk,	Gutendorf,	McGee,	Schmidt,
Bear,	Guthrie,	McInroy,	Schuster,
Beaver,	Hagerty,	McKinney,	Scott,
Beech,	Hall,	McMillen,	Seyler,
Berkstresser,	Hamilton, R. K.,	McNally,	Shoemaker,
Blair,	Hamilton, W. H.,	Metz,	Shotwell,
Bloom,	Harney,	Mihm,	Smith,
Boles,	Haudensfield,	Mikula,	Sulder,
Bomberger,	Headlee,	Miller, H. G.,	Sollenberger,
Boorse,	Helm,	Miller, J. C.,	Spencer,
Bower,	Hersch,	Mills,	Stank,

Breisch,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Bucchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Cella,	Johnson,	Muldowney,	Taylor,
Clapper,	Jones, G. E.,	Munley,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Murray,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Musto,	Toll,
Conway,	Jones, T. H. W.,	Najaka,	Tompkins,
Cooper,	Jump,	Naugle,	Toomey,
Corr,	Kamyk,	Needham,	VanSant,
Costa,	Keller,	Olsen,	Varallo,
Coyle,	Kent,	Penglase,	Varner,
Dalrymple,	Kline,	Peta,	Verona,
Davis,	Kohl,	Petrosky,	Wachhaus,
Dennison,	Kolankiewicz,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pichney,	Waterhouse,
Dowling,	Kubacki,	Pitzer,	Watkins,
DuBois,	Kufore,	Polaski,	Weldner,
Duffy,	Lederer,	Polen,	Welsh,
Dunn,	Leisey,	Price, H. W. Jr.,	Wescott,
Ewing,	Leonard, L.,	Price, R. A.,	Westrick,
Fenrich,	Leonard, W. C.,	Readinger,	Whalley,
Ferster,	Leven,	Reagan,	Wheeler,
Filip,	Light,	Reese,	White,
Filo,	Limper,	Reidenbach,	Williams,
Firmstone,	Loftus,	Reilly, J. M.,	Wilt,
Frost,	Lopresti,	Rigby,	Wood,
Gaffney,	Lovett,	Riley, R. L.,	Yeakel,
Geer,	Lutty,	Robertson,	Yester,
Gibson,	Lyons,	Rose,	Yetzer,
Gleason,	Madden,	Rosen,	Ziegler,
Good,	Markley,		Sorg,
Rovansek,			Speaker

NAYS—3

Bolton, Erb, Young,

NOT VOTING—2

Flack, Mazza,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1155, as follows:

An Act to amend section sixteen of the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1110) entitled "An act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts" by permitting the resale retransfer or reassignment of installment sale contracts to the installment sellers from whom such contracts were originally acquired

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section sixteen of the act approved the twenty-eighth day of June one thousand nine hundred forty-seven

(P. L. 1110) entitled "An act defining and regulating certain installments sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts" is hereby amended by adding after subsection D a new subsection to read as follows

Section 16 Transfer of Installment Sale Contract

* * * * *

E Whenever an installment sale contract which has been lawfully acquired by a sales finance company is in default the holder may resell retransfer or reassign such contract to the installment seller from whom such contract was originally acquired Such new holder shall furnish to the buyer in such contract a written notice of such resale retransfer or reassignment Such notice shall set forth the name and address of the new holder shall notify the buyer of the name and address of the person authorized to receive future payments on such contract and shall set forth the contract if any

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yays and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Royer,
Andrews,	Graybill,	Maxwell,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. E.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,

Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack, Mazza,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 67, as follows:

An Act proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and is hereby proposed in accordance with the eighteenth article thereof

That article fourteen be amended by adding thereto section eight as follows

Section 8 (1) In Philadelphia all county offices are hereby abolished and the city shall henceforth perform all functions of county government within its area through officers selected in such manner as may be provided by law

(2) Local and special laws regulating the affairs of the city of Philadelphia and creating offices or prescribing the powers and duties of officers of the city of Philadelphia shall be valid notwithstanding the provisions of section seven of article three of this Constitution

(3) All laws applicable to the county of Philadelphia shall apply to the city of Philadelphia

(4) The city of Philadelphia shall have assume and take over all powers property obligations and indebtedness of the county of Philadelphia

(5) The provisions of article fifteen section one of the Constitution shall apply with full force and effect to the functions of the county government hereafter to be performed by the city government

(6) This amendment shall become effective immediately upon its adoption

(7) Upon adoption of this amendment all county officers shall become officers of the city of Philadelphia and until the General Assembly shall otherwise provide shall continue to perform their duties and be elected appointed compensated and organized in such manner as may be provided by the provisions of this Constitution and the laws of the Commonwealth in effect at the time this amendment becomes effective but such officers serving when this amendment becomes effective shall be permitted to complete their terms

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yays and nays were taken and were as follows:

YEAS—183

Amarando,	Greer,	McConnell,	Sarraf,
Andrews,	Guarnieri,	McCormack,	Sax,
Banker,	Gutendorf,	McDermitt,	Scanlon,
Barkdoll,	Guthrie,	McGee,	Schmidt,
Baumunk,	Hagerty,	McInroy,	Schuster,
Bear,	Hall,	McKinney,	Scott,
Beaver,	Hamilton, R. K.,	McNally,	Seyler,
Beech,	Harney,	Metz,	Shoemaker,
Berkstresser,	Headlee,	Mihm,	Shotwell,
Blair,	Helm,	Mikula,	Smith,
Bloom,	Hersch,	Miller, H. G.,	Snider,
Boies,	Hewitt,	Mills,	Spencer,
Boorse,	Hocker,	Mintess,	Stank,
Bower,	Hoggard,	Monroe,	Stimmel,
Breisch,	Hunter,	Moore, C. E.,	Stoner,
Breth,	Johnson,	Moore, H. A.,	Swartz,
Brown,	Jones, G. E.,	Moran,	Swope,
Bucchin,	Jones, J. M.,	Muldowney,	Tahl,
Byrne,	Jones, P. F.,	Munley,	Taylor,
Cella,	Jones, T. H. W.,	Murray,	Thompson, E. F.,
Clapper,	Jump,	Musto,	Thompson, R. L.,
Clendenning,	Kamyk,	Najaka,	Tompkins,
Cochran,	Keller,	Naugle,	Toomey,
Cooper,	Kent,	Needham,	VanSant,
Corr,	Kline,	Olsen,	Varallo,
Costa,	Kohl,	Penglase,	Varner,
Coyle,	Kolankiewicz,	Peta,	Verona,
Dalrymple,	Kornick,	Pettigrew,	Wachhaus,
Davis,	Kratz,	Pfaff,	Wargo,
Dennison,	Kubacki,	Pichney,	Watkins,
Dowling,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leonard, L.,	Polen,	Wescott,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Fenrich,	Leven,	Price, R. A.,	Whalley,
Ferster,	Light,	Readinger,	Wheeler,
Fillip,	Limper,	Reidenbach,	White,
Filo,	Loftus,	Reilly, J. M.,	Williams,
Firmstone,	Lopresti,	Rigby,	Wilt,
Frost,	Lovett,	Riley, R. L.,	Wood,
Gaffney,	Lutty,	Robertson,	Yeakel,
Geer,	Lyons,	Rose,	Yester,
Gibson,	Madden,	Rosen,	Yetzer,
Good,	Madigan,	Rovansek,	Ziegler,
Goodling,	Markley,	Royer,	Sorg,
Graybill,	Maxwell,	Rubin,	Speaker

NAYS—11

Bolton,	Gleason,	Jenkins,	Miller, J. C.,
DuBols,	Hamilton, W. H.,	Leisey,	Young,
Erb,	Haudenshield,	McCullough,	

NOT VOTING—13

Bomberger,	Greenwood,	Petrosky,	Sollenberger,
Conway,	Mazza,	Reagan,	Toil,
Dougherty,	McMillen,	Reese,	Waterhouse,
Flack,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 126, Printer's No. 233

Senate Bill No. 170, Printer's No. 46

Senate Bill No. 171, Printer's No. 47

Senate Bill No. 202, Printer's No. 241

Senate Bill No. 282, Printer's No. 196

Senate Bill No. 357, Printer's No. 171

Senate Bill No. 453, Printer's No. 165

Senate Bill No. 464, Printer's No. 234
 Senate Bill No. 479, Printer's No. 163
 Senate Bill No. 526, Printer's No. 201 and
 Senate Bill No. 527, Printer's No. 181

were passed over at the request of the SPEAKER.

RESOLUTION

RECALLING HOUSE BILL No. 231 FROM THE GOVERNOR

Mr. TOOMEY offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, May 23, 1951.

Resolved (if the Senate concur), that House Bill No. 231, Printer's No. 232, entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORTS FROM COMMITTEES

Mr. VARNER from the Committee on Municipal Corporations, reported as committed, House Bill No. 15, entitled:

An Act prohibiting political subdivisions from imposing wage, income or occupation taxes on non-residents, and abolishing such taxes heretofore imposed.

Mr. WELSH from the Committee on Municipal Corporations, reported as committed, House Bill No. 119, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible.

Mrs. COYLE from the Committee on Municipal Corporations, reported as committed, House Bill No. 289, entitled:

An Act to amend subsection (b) of Section 5 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled, as amended "An act to promote public health; safety, morals, lic bodies, corporate and politic, to be known as housing and welfare by declaring the necessity of creating public authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Planning Board, and certain other State officers and departments," by further defining the residence qualifications of members of certain housing authorities.

Mr. PITZER from the Committee on Welfare, reported as committed, House Bill No. 382, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May, one thousand nine

hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane and patriotic purposes" by exempting young men's and young women's Christian associations.

Mrs. MONROE from the Committee on Municipal Corporations, reported as committed, House Bill No. 556, entitled:

An Act to amend Section 625 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

Mr. ROBERTSON from the Committee on Municipal Corporations, reported as committed, House Bill No. 627, entitled:

An Act empowering cities, boroughs, incorporated towns, townships and school districts to levy, assess and collect for general revenue purposes an annual tax on trailer coach parks and prohibiting the imposition of certain other taxes by them relating or incident to the same subject; providing and authorizing machinery therefor; and providing and permitting penalties.

Mr. ROBERTSON from the Committee on Municipal Corporations, reported as committed, House Bill No. 628, entitled:

An Act regulating the operation of trailer coach parks; requiring their licensing; imposing duties on the Department of Health of this Commonwealth; providing for liens and the enforcement thereof against the property of tenants of such parks; and for the right of disposition by the licensee; and fixing penalties.

Mr. WILT from the Committee on Cities and County—Second Class, reported as amended, House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May, one thousand nine hundred fifteen, (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by increasing the amount of pension in certain cases, increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

Mr. ROBERTSON from the Committee on Municipal Corporation, reported as committed, House Bill No. 732, entitled:

An Act to repeal the act, approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 535), entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments, and prescribing the procedure therefor," in so far as it relates to counties of the fourth class and cities, boroughs, townships and school districts situate in such counties.

Mr. LOUIS LEONARD from the Committee on Municipal Corporations, reported as committed, House Bill No. 801, entitled:

An Act to amend Section 931 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing that certain county roads when abandoned shall become townships

roads, or borough or city streets as their location shall determine.

Mr. DOWLING from the Committee on Municipal Corporations, reported as amended, House Bill No. 870, entitled:

An Act to further amend section 1, and to add section 5 to the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by fixing minimum retirement allowances and providing benefits for surviving spouse in cities of the first class.

Mr. KAMYK from the Committee on Welfare, reported as amended, House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act, approved the sixteenth day of April, one thousand nine hundred seven (P. L. 92), entitled, as amended, "An act defining the duty of coroners, where death is sudden or violent, or is of a suspicious nature and character, and of police, and health authorities, in this Commonwealth, in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner, but where it appears the cause of death is not surrounded by suspicious circumstances," by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

Mr. WOOD from the Committee on Appropriations reported as amended, House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first, one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and fifty-one.

Mr. TOMPKINS from the Committee on Game and Forestry, reported as amended, House Bill No. 1173, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under Commission regulations from automobiles.

Mr. LOUIS LEONARD from the Committee on Municipal Corporations, reported as amended, House Bill No. 1184, entitled:

An Act to amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 349), entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto, and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds; making the provisions of the act retroactive; and repealing existing laws," by requiring the refunding of and giving the right to recover such taxes and fees in every case where paid when not lawfully due and owing.

Mr. GUARNIERI from the Committee on Judiciary, reported as committed, Senate Bill No. 289, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Common-

wealth of Pennsylvania by providing for annual sessions of the General Assembly.

Mr. HAROLD G. MILLER from the Committee on Welfare, reported as committed, Senate Bill No. 406, entitled:

An Act to further amend Section 305 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing, and consolidating the law relating to the care of the poor; and repealing existing laws," by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare.

Mr. ROBERTSON from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 531, entitled:

An Act to amend the last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitation for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by providing an effective date for tax levies on persons subjects businesses transactions or privileges within two or more political subdivisions when another such political subdivision has previously levied such tax.

MEMBER THANKED

The SPEAKER. The Chair on behalf of the House thanks the gentleman from Adams, Mr. Pitzer for supplying apples to the members from the D. A. Musselman Company.

COMMITTEE MEETINGS

Banking and Building and Loan Associations, Mr. Cooper, Chairman, Room 330, Thursday, May 24, at 9:30 a. m.

Education, Mr. Sollenberger, Chairman, Room 324, Thursday, May 24, at 9:00 a. m.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. POLASKI. Mr. Speaker, I move that this House do now adjourn until Thursday, May 24, 1951, at 10:00 a. m., EST.

The motion was agreed to, and (at 4:31 p. m., EST,) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., THURSDAY, MAY 24, 1951.

No. 53.

SENATE

THURSDAY, May 24, 1951.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. ROBERT L. CURRY, Pastor of the First Methodist Church, St. Clair, Pennsylvania, offered the following prayer:

Father, it is good for us to talk with You before the heavy business of the day begins. We want to say thanks for all the good that was in yesterday, and please, God, may today be even better than yesterday was. We thank You for this big, wide, wonderful world.

Give us a sense of appreciation for all who serve us, and if we serve others, may they then appreciate us. Let us never rest at night with the idea that we run this world alone. There are bus drivers, secretaries, mailmen, store clerks, doctors, housewives and many other humble souls. God bless much, in this day of strain and stress, all people who preach sermons without saying words.

Keep our faith so strong that we will always believe in the ultimate triumph of righteousness. May we never pick up the sour philosophy of Hamlet, "The world's out of joint, O cursed spite that I was ever born to set it right."

Father, make within us the desire to set the world right, and if we find despair in this hour, teach us the heavenly vision to know that God is always working out His plan for the world which He has made. Just use us, God, to the best we can be in that master plan. Keep our Nation strong; may our State ever be a part of the strength of the Nation. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. MALLERY, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR NOTARIES PUBLIC

The Secretary to the Governor being introduced, pre-

sented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on May 24, 1951.

Mr. SNOWDEN. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

BERKS COUNTY

George Burgess Bach, West Reading, Reading.
Marvin L. Reber, Reading.

CAMBRIA COUNTY

Miss Marion Kauffman, Johnstown.

DELAWARE COUNTY

Lloyd B. White, Jr., Upper Darby Twp., Upper Darby.

FAYETTE COUNTY

Miss Eleanor Hulway, Uniontown.

LUZERNE COUNTY

Mrs. Rose Keating Ormando, Pittston Twp., Pittston.

MONTGOMERY COUNTY

Miss Catherine A. Hillegass, Pennsburg.
Norman L. John, Norristown.

VENANGO COUNTY

Arthur McEntire, Jr., Franklin.
Miss Ruth E. Russell, Oil City.

WESTMORELAND COUNTY

Charles W. Johnson, New Kensington.

To compute from the dates opposite their names

ALLEGHENY COUNTY

Mrs. Zelma E. Hoffman, Pittsburgh, 100 Sixth St., 6-2-51.
Edward J. Michel, Pittsburgh, 718 N. Homewood Ave., 6-10-51.
Mrs. Wilma H. Vlha, West Mifflin, Homestead, 6-10-51.
Mrs. Gladys H. Whalen, Pittsburgh, 437 Grant St., 6-10-51.

CAMBRIA COUNTY

Mrs. Irene Fesko, East Conemaugh, Johnstown, 6-10-51.

LACKAWANNA COUNTY

Edward A. Gerhardt, Carbondale, 6-10-51.
Mrs. Agnes M. Shander, Blakely, Peckville, 6-10-51.

MONTGOMERY COUNTY

Miss Alta E. Geyer, Whitpain Twp., Ambler, 6-10-51.

PHILADELPHIA COUNTY

Cleophas J. Watson, c/o Pioneer Paper Stock Co. (40), 6-10-51.

SNYDER COUNTY

Mrs. Rachel A. Zellner, Beavertown, 6-10-51.

VENANGO COUNTY

D. K. Anderson, Oil City, 6-10-51.

ALLEGHENY COUNTY

Mrs. Kathryn M. Anderson, Pittsburgh, 23 Trent St., 6-11-51.
William Douglass, Munhall, 6-11-51.
Robert R. Work, O'Hara Twp., Sharpsburg, 6-11-51.

DAUPHIN COUNTY

Mrs. Elizabeth W. Guthrie, Susquehanna Twp., Harrisburg, 6-11-51.

LACKAWANNA COUNTY

Harold Jacobson, Scranton, 6-11-51.

PHILADELPHIA COUNTY

Wm. P. Mahoney, Rm. 505, 1700 Walnut St., 6-11-51.
George Ovington, Jr., 711-15 Western Saving Fund Bldg., 6-11-51.

ALLEGHENY COUNTY

Albert E. Gold, Pittsburgh, 417 Grant St., 6-12-51.

BEAVER COUNTY

J. H. McKeague, Potter Twp., Monaca, 6-12-51.

BERKS COUNTY

Woodrow W. Mertz, Kutztown, 6-12-51.

LACKAWANNA COUNTY

Donald A. Seal, Scranton, 6-12-51.

McKEAN COUNTY

Mrs. Lillian M. Eisenhart, Bradford, 6-12-51.

PHILADELPHIA COUNTY

Harold R. Kremer, c/o Gimbel Bros., Inc., 6-12-51.

ALLEGHENY COUNTY

Mrs. Alice E. Broerman, Pittsburgh, 516 Federal St., 6-13-51.
J. F. Hooper, Forest Hills, Westinghouse Electric Corp., 6-13-51.

FAYETTE COUNTY

Edw. H. Savage, Uniontown, 6-13-51.

LACKAWANNA COUNTY

D. A. Gardner, Scranton, 6-13-51.

SCHUYLKILL COUNTY

Rudolph Valentine, Coaldale, 6-13-51.

YORK COUNTY

Harry M. Steinhauser, York, 6-13-51.

PHILADELPHIA COUNTY

Mrs. Florence P. Snyder, 140 S. 8th St., 6-14-51.

YORK COUNTY

Arno L. Becker, Hanover, 6-14-51.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. SNOW-DEN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Tools,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peeler,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silver,	Yosko,
Fleming,	McGinnis,	Snowden,	Taylor,
Freed,	McMenamin,		Pres. Pro Tem.

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 55, entitled:

An Act prohibiting certain practices of discrimination because of race, color, religious creed, ancestry or national origin by employes, employment agencies, labor organizations, and others, as herein defined; creating the Pennsylvania Fair Employment Practice Commission in the Department of Labor and Industry; defining its functions, powers and duties; providing for procedure and enforcement; providing for formulation of an educational program to prevent prejudice; providing for judicial review and enforcement; and imposing penalties.

Which was committed to the Committee on Judiciary General.

House Bill No. 753, entitled:

An Act limiting in certain cases the right of appeal to the court of common pleas from decisions of magistrates, aldermen and justices of the peace.

Which was committed to the Committee on Judiciary General.

House Bill No. 969, entitled:

An Act to further amend section five of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "Child Labor Law," by permitting the appearance of minors under eighteen years of age in radio and television performances if permits are obtained and other regulations complied with.

Which was committed to the Committee on Labor and Industry.

House Bill No. 1056, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act, approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by providing additional penalties.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 1134, entitled:

An Act to amend Article VI of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949" by defining distressed school districts; authorizing the Department of Public Instruction to assume control of the affairs of such districts; defining the powers and duties of the Department with regard thereto; authorizing the levy of an additional tax in certain cases; imposing duties on Department of Auditor General and boards of school directors.

Which was committed to the Committee on Education.

House Bill No. 1155, entitled:

An Act to amend section sixteen of the act, approved the twenty-eighth day of June, one thousand nine hundred forty-seven (P. L. 1110), entitled "Motor Vehicle Sales Finance Act," by permitting the resale, retransfer or reassignment of installment sale contracts to the installment sellers from whom such contracts were originally acquired.

Which was committed to the Committee on Banking.

HOUSE CONCURS IN SENATE BILL No. 67

He also returned to the Senate, Senate Bill No. 67, entitled:

An Act proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

with the information that the House has passed the same without amendments.

The PRESIDENT pro tempore. The Chair invites the gentleman from Crawford, Mr. Mahany, to the rostrum to preside.

The PRESIDING OFFICER (ROWLAND B. MAHANY) in the Chair.

REPORTS FROM COMMITTEES

Mr. Snowden on behalf of Mr. HARE, from the Committee on Education, reported as committed, House Bill No. 1043, entitled:

An Act to further amend section 1026 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by limiting the eligibility of candidates for county superintendent of schools

He also on behalf of Mr. HARE, from the Committee on Education, reported as amended, Senate Bill No. 41, entitled:

A Supplement to the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon the boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees.

He also on behalf of Mr. HARE, from the Committee on Education, re-reported as amended, House Bill No. 534, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners

BILLS RE-REFERRED

Mr. LETZLER, from the Committee on Education, reported as committed, House Bill No. 826, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employees' Retirement Law," by redefining the term "final salary" and further providing the manner of computing employees' annuities.

which was re-referred to the Committee on State Government.

He also, from the Committee on Education, reported as committed, Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for military leaves for employees of school districts.

which was re-referred to the Committee on State Government.

He also, from the Committee on Education, reported as committed, Senate Bill No. 652, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing credit for retirement purposes for out-of-state service in certain cases.

which was re-referred to the Committee on State Government.

He also, from the Committee on Education, reported as committed, Senate Bill No. 659, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing that employe earnable salary used as a basis for determining contributions to the School Employees' Retirement Fund, and final salary shall include all compensation for services received from employes.

which was re-referred to the Committee on State Government.

REPORT FROM COMMITTEE

Mr. WATSON, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 219, entitled:

An Act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State-Federal Social Security Board and conferring powers and imposing duties upon the Board authorizing the Board to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations

Mr. BANE, from the Committee on Education, reported as amended, Senate Bill No. 478, entitled:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled, "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto," by providing for the appointment of supervisors of public

school nurses, their qualifications, duties, salary, expenses and making appropriations therefor to the Department of Public Instruction.

He also, from the Committee on Education, reported as committed, Senate Bill No. 651, entitled:

An Act to amend clause 10 of Section 925 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing compensation allowable to attorneys employed by school directors in certain counties.

He also, from the Committee on Education, reported as amended, House Bill No. 614, entitled:

An Act to amend section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for qualifications of principals.

He also, from the Committee on Education, reported as amended, Senate Bill No. 477, entitled:

An Act to amend Article X of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the appointment and removal of technical personnel, their qualifications, term of office, duties, salary and method of filling vacancies.

Mr. RUTH, from the Committee on Education, reported as committed, Senate Bill No. 505, entitled:

An Act to further amend the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," by authorizing the leasing of school buildings prior to completion; authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds; limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders.

He also, from the Committee on Education, reported as committed, Senate Bill No. 506, entitled:

An Act to amend Section 2511.1 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto,"

changing the annual payments by the Commonwealth to school districts erecting or sharing in the erection of buildings or providing educational facilities under the State Public School Building Authority Act; and making an appropriation.

He also, from the Committee on Education, reported as committed, House Bill No. 277, entitled:

An Act to amend section six hundred eighty of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring new residents and residents becoming of age to notify assessors of such facts; and prescribing penalties and providing for public notice of the requirement.

Mr. LEADER, from the Committee on Education, reported as committed, House Bill No. 947, entitled:

An Act to amend Sections 1704, 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled, "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for voting by boards of school directors establishing and maintaining joint schools or departments, method of adopting budget and employing teachers and for voting by joint school committees and the effect of failure to comply.

HOUSE MESSAGES

HOUSE RECEDES FROM NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 73

The Clerk of the House of Representatives being introduced, informed the Senate that the House recedes from its non-concurrence in the amendments made by the Senate to House Bill No. 73, entitled:

An Act to amend Article V of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by permitting school directors to attend meetings of educational and financial interest to districts and providing for the payment of their expenses.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 77

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 77, entitled:

An Act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by changing the employer's right of subrogation.

BILL INTRODUCED AND REFERRED

Mr. NEFF read in his place and presented to the Chair Senate Bill No. 692, entitled:

An Act to amend Section 1 of the act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 837), entitled, as amended, "An act providing for and requiring in certain cases preference in

appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by further defining the word "veteran" to include all persons who served in the armed forces since the twentieth day of June, one thousand nine hundred fifty, and who are honorably discharged therefrom.

Which was committed to the Committee on Military Affairs and Aeronautics.

RESOLUTION

THANKS OF THE SENATE OF PENNSYLVANIA EXTENDED TO MR. ERIC JOHNSTON, PRINCIPAL SPEAKER, AND MR. L. R. LINDGREN, PRESIDENT OF THE PENNSYLVANIA LEGISLATIVE CORRESPONDENTS ASSOCIATION

Messrs. HOLLAND and WALKER offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 24, 1951.

Whereas, the Pennsylvania Legislative Correspondents held their twenty-eighth Biennial Dinner at the Penn-Harris Hotel last evening, May twenty-third, and

Whereas, the principal speaker was Eric Johnston, director of the Office of Economic Stabilization of the United States, and

Whereas, Mr. Johnston gave a straight-from-the-shoulder analysis of the tremendous problem involved in stabilizing the economy of America for War or for Peace, which was very enlightening to all those present, and

Therefore, Be it Resolved, that the Senate of Pennsylvania officially thank Mr. Johnston for his part in making the program such that all those present left the evening festivities with a much better understanding of what is needed in America to make the Economic Stabilization Program a success, and

Be It Further Resolved that a copy of this Resolution be sent to Mr. Johnston and a copy to L. R. Lindgren, President of the Pennsylvania Legislative Correspondents Association, with the thanks of the Senate of Pennsylvania to him and to his organization for affording a very entertaining and enlightening evening.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 151, as follows:

An Act to further amend subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing

penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personalty building or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the sixth day of June one thousand nine hundred thirty-nine (P. L. 261) is hereby further amended to read as follows

Section 1403 Protection of Commonwealth's Tax Claims in Case of Bulk Sales or Sales of Real Estate or Auction Sales (a) Every corporation joint-stock association limited partnership or company which shall sell or transfer in bulk fifty-one per centum or more of any stock of goods wares or merchandise of any kind fixtures machinery equipment buildings or real estate shall give the Department of Revenue ten days' notice of the sale or transfer prior to the completion of the transfer of such property It shall also be the duty of every corporation joint-stock association limited partnership or company to file all State tax reports with the Department of Revenue to and including the date of such proposed transfer of property and pay all taxes due the Commonwealth to and including said date The seller or transferer shall present to the purchaser of such property a certificate from the Department of Revenue showing that all State tax reports have been filed and all State taxes paid to and including the date of the proposed transfer The failure of the purchaser to require this certificate shall render such purchaser liable to the Commonwealth for the unpaid taxes owing by the seller or transfer to and including the date of such transfer whether or not at that time such taxes have been settled assessed or determined Provided That nothing contained in this act shall apply to sales or transfers made under any order of court or to any sales or transfers made by assignees for the benefit of creditors executors administrators receivers or any public officers in his official capacity or by any officer of a court.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 151

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 151.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stieff,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Probert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 209, as follows:

An Act to further amend Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth" by increasing the compensation of coroner's jurors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth" as amended by the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 757) is hereby further amended to read as follows

Section 1 Be it enacted &c That all persons hereafter summoned or notified to serve as coroner's jurors in the Commonwealth shall be entitled to receive as compensation the sum of [two dollars] four dollars (\$4) per day and no mileage these fees to be paid in the same manner that the fees of coroner's jurors are now paid

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 209

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 209.

Mr. LETZLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blam,	Kessler,	Probert,	Wagner,
Byrne,	Letzler,	Robinson,	Walker,
Chapman,	Lane,	Rosenfeld,	Watkins,
Crowe,	Leader,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Yosko,
DiSilvestro,	McGinnis,	Snowden,	Wood,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDER

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 52, as follows:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or business which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to promote the public safety and the general welfare cities of the first class of this Commonwealth in addition to other remedies provided by law are hereby authorized and empowered to enact and enforce by ordinance five prevention codes to govern and regulate the occupation and use of all types of buildings and structures and the method and manner of conducting or engaging in trades or businesses which due to the nature thereof create fire hazards or danger to life or property by fire or explosion Such ordinances need not be published or advertised in full as required by law in the case of the adoption of ordinances Provided That a notice of the adoption of such ordinances as the fire prevention code of any such city together with a brief summary setting forth the principal provisions thereof in such reasonable detail as will give adequate notice of its contents in form approved by the State Department of Labor and Industry and a reference to the place

where copies thereof are deposited and may be examined shall be published in the manner provided for the publication of ordinances

Section 2 The ordinances enacted pursuant to this act shall not be inconsistent with the provisions of any statute governing the same matter but all regulations prescribed by such ordinances which are additional or supplementary to the statute law and not inconsistent therewith or enacted for the purpose of carrying into effect the provisions of the statute law shall be valid and binding

Section 3 The said ordinances may provide proper penalties not exceeding fines of five hundred dollars (\$500.00) or imprisonment not exceeding thirty days for violation of the provisions thereof The fines may be increased within the limit if five hundred dollars (\$500.00) each for second or subsequent violations of the same person firm or corporation The said ordinances may provide that each calendar day of violation shall constitute a separate offense

Section 4 The said ordinances may provide for the setting up of a Bureau of Fire Prevention in the Department of Public Safety fire department or such department board or commission as city council of cities of the first class shall direct

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Haluska,	Meade,	Stiefel,
Bane,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blam,	Kessler,	Probert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 193, as follows:

An Act to repeal the act approved the twenty-eighth day of April one thousand nine hundred fifteen (P. L. 197) entitled "An act regulating the manner and time of payment of employees of cities of the first class"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-eighth day of April one thousand nine hundred fifteen (P. L. 197) entitled "An act regulating the manner and time of payment of employees of cities of the first class" is hereby repealed

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Propert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 194, as follows:

An Act to repeal the act approved the twenty-third day of April one thousand nine hundred fifteen (P. L. 174) entitled "An act regulating the manner of payment of county employes in counties having a population over one million"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-third day of April one thousand nine hundred fifteen (P. L. 174) entitled "An act regulating the manner of payment of county employes in counties having a population over one million" is hereby repealed

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Propert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 211, on third reading, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 524, on third reading, entitled:

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 568, as follows:

An Act to further amend section one of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by further prescribing for the management administration application and regulation of such fund in cities of the first class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" as last amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2795) is hereby further amended to read as follows

Section 1 Be it enacted &c That the several cities of this Commonwealth incorporated by general or special laws shall establish by ordinance a police retirement fund to be maintained by an equal and proportionate monthly charge against each member of the police force which shall not exceed annually three and one-half per centum of the pay of such member and by annual appropriations made by the city [which fund] In cities of the first class the fund shall be under the direction of the Board of Directors of the Pension or Retirement Fund Association and the President of Council and three members of council appointed by the President acting as members ex-officio of such board as provided for by the by-laws of the association In other cities the fund shall be under the direction of councils or committed to the direction of such officers of the city as may be designated by councils [and] Such fund shall except in cities of the first class be applied under such regulations as councils may by ordinance prescribe and in cities of the first class shall be applied by the aforesaid Board of Directors for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service but such retirement allowances as

shall be made to those who are retired by reason of the disabilities or age shall be in conformity with a uniform scale

The annual appropriation made by the city each year shall be sufficient when added to the contributions made by members of the police force during such year and income from investments to pay in full the retirement allowances payable during such year

[Such] In cities of the first class the Board of Directors and in other cities the ordinance may prescribe a minimum of continuous service not less than twenty years and a minimum age of fifty years after which members of the force may be retired from active duty and such members as are retired shall be subject to service from time to time as a police reserve until unfitted for such service when they may be finally discharged by reason of age or disability

Payments made under the provisions of this section shall not be a charge on any other fund in the treasury of the city or under its control save the police retirement fund herein provided for The basis of the apportionment of the retirement allowance shall be determined by the rate of the monthly pay of the member at the date of death honorable discharge or retirement and shall not in any case exceed in any year one-half the annual pay of such member computed at such monthly rate

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Propert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 605, on third reading, entitled:

An Act to amend subsection (e) of Section 410 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure

without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the importation purchase and sale of alcohol

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 636, on third reading, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L., 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 639, as follows:

An Act to add Section 473 to the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the law relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further providing for local option in the several parts of a borough formed by the consolidation of two or more boroughs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for

local option and repealing existing laws" is hereby amended by adding immediately following Section 472 thereof a new section to read as follows

Section 473 Local Option Status and Procedure When Boroughs Consolidate Whenever two or more boroughs shall hereafter consolidate into one borough the local option status of each such borough at the time of the consolidation shall continue in force throughout the territory of such former borough and thereafter for the purpose of this article each such former borough shall be considered as a municipality and the electors thereof shall have the right to act under such provisions separate and apart from the electors of the consolidated borough and the question of granting said liquor licenses within the territory included in such former borough shall be submitted to and decided by the electors of such former borough in the same manner as if such borough had not become part of a consolidated borough

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Probert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 646, as follows:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for the appointment by the board of personal property assessors real estate assessors and assistant real estate assessors clerk and other employes fixing the salaries of members of the board assessors and assistant assessors and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws" by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled "An act relating to the assessment of real and

personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for the appointment by the board of personal property assessors real estate assessors and assistant real estate assessor clerks and other employes fixing the salaries of members of the board assessors and assistant assessors and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws" is hereby amended by inserting immediately after Section 14 a new section to read as follows

Section 14.1 With respect to the assessment of personal property it shall be the duty of the board to hear appeals whenever it is in session at any time subsequent to the time prescribed for appeals and previous to the payment of the tax and to make such revision thereof as shall appear to the board to be just and reasonable in the same manner as it might have done at the time prescribed for appeals from personal property assessments No such appeal shall be heard unless the person aggrieved by any assessment shall have given due notice thereof to the personal property assessor of the proper district

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Probert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 648, as follows:

An Act to amend subsection (c) of section 431 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and town-

ships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by changing residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers distributors and importing distributors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of section 431 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" is hereby amended to read as follows

Section 431 Malt and Brewed Beverages Manufacturers' Distributors' and Importing Distributors' Licenses

* * * * *

(c) The aforesaid licenses shall be issued only to reputable individuals partnerships and associations who are or whose members are citizens of the United States and have for two years prior to the date of their applications been residents of the Commonwealth of Pennsylvania or to reputable corporations organized or duly registered under the laws of the Commonwealth of Pennsylvania Such licenses shall be issued to corporations duly organized or registered under the laws of the Commonwealth of Pennsylvania only when it appears that all of the officers and directors of the corporation are citizens of the United States and have been residents of the Commonwealth of Pennsylvania for a period of at least two years prior to the date of application and that at least fifty-one per centum of the capital stock of such corporation is actually owned by individuals who are citizens of the United States and have been residents of the Commonwealth of Pennsylvania for a period of at least two years prior to the date of application Provided That stock inherited by a nonresident from a deceased resident owner thereof shall for the purposes of this subsection be considered as being owned by a resident of the Commonwealth of Pennsylvania so long as it is actually owned by such nonresident inheritor

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelot,	Wade,
Blass,	Kessler,	Probert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freud,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 990, as follows:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by amplifying the provisions thereof as to persons entitled to such payments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A Supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" as last amended by the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 507) is hereby further amended to read as follows

Section 1 In addition to those persons included within the definition of the word "employee" as defined in section one hundred and four of the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An act defining the liability of a nempoyer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as last reenacted and amended at the regular legislative session of one thousand nine hundred and thirty-nine there shall be included all members of volunteer fire companies or volunteer fire departments of the various cities boroughs incorporated towns and townships who shall be and are hereby declared to be "employees" of such cities boroughs incorporated towns townships for all the purposes of said act and shall be entitled to receive compensation in case of injuries received while actually engaged as firemen or while going to or returning from any fire which the fire companies or fire department of which they are members shall have attended or while participating in instruction fire drills in which the fire company of which they are members shall have participated ir while repairing or doing other work about or on the fire appartus or buildings and grounds of such fire company upon the authorization of the chief or other person in charge or while answering any emergency call for any purpose or while riding upon the fire apparatus owned or used by the fire companies of which they are members at any time ir while performing any other duties of such companies or fire department authorized by such cities boroughs incorporated towns and townships

The city borough incorporated town or township as employer shall in all cases be deemed to have knowledge of all other employment of all members of its volunteer fire companies or volunteer fire departments including

self employment and shall be liable for compensation on account of all wages and earnings resulting therefrom. In all cases where an injury compensable under the provisions of this act is received by a member of a volunteer fire company or volunteer fire department who is in whole or in part a self employer and loss of earnings results therefrom such earnings shall for the purposes of this act be regarded as wages. The average weekly wage as so regarded shall be that most favorable to the employee computed by dividing by thirteen the total earnings of the employee in the first second third or fourth period of thirteen consecutive calendar weeks in the fifty-two weeks immediately preceding the accident.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Propert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Mahany,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 45, on second reading, entitled:

An Act to add Section 808.1 to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising prohibiting certain acts relating to hunting trapping and solidating and changing the law relating thereto" by the discharge of weapons in cemeteries and burial grounds

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 165, on second reading, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 201, on second reading, entitled:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 205, on second reading, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 238, on second reading, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make arrests without warrants under certain circumstances.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 319, on second reading, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation of taxable shares of stock in any regulated investment company.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 418, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations

defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the court of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting corporations to borrow money acquire and dispose of real estate and make alter amend and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon permitting a change of registered office pursuant to action of directors permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties of agents providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes providing that foreign corporations which shall have done business in Pennsylvania without procuring a certificate of authority to do so shall be conclusively presumed to have appointed the Secretary of the Commonwealth their agent to accept service of process in cases arising out of acts of omissions of such corporations in the Commonwealth and specifying the duties of the Secretary upon receipt of such process

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 452, on second reading, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

go over in its order.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 494, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidate primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing a system for the nomination of candidates to fill certain vacancies in public offices occurring under conditions for which said election code does not prescribe machinery

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 495, entitled:

An Act to amend clause (3) of Section 203 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations on the first class with the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain state departments commissions and officers authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the manner in which the corporate purposes may be set forth in the articles of incorporation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 499, on second reading, entitled: *

An Act to further amend section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled "An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take anything of value for obtaining the same and prescribing penalties for violations of this act" by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury

go over in its order.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 535, on second reading, entitled:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals

go over in its order.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 556, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 577, on second reading, entitled:

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by further regulating the security required for depositors of State moneys and to permit the designation of additional banks or trust companies as active depositories.

go over in its order.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 578, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 589, entitled:

An Act to amend Section 1.1 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or nontidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on inland waters and changing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 602, on second reading, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the issuance of liquor licenses changing license fees of clubs and the hours certain licensees may sell and further providing for transfers of certain liquor licenses

go over in its order.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth outlining the procedure and defining the rights of dissenting certificate holders

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 606, entitled:

An Act prohibiting any beneficial association fraternal organization or society whether incorporated or not paying death benefits of any kind from requiring any member thereof to contract with any particular undertaker for the burial of a deceased member and providing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 610, entitled:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 631, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 632, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) as amended entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation providing for payment of certain fees taxes and bonus and defining the rights powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 644, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations

from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 678, on second reading, entitled:

An Act to further amend Section 1803 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," as amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies.

go over in its order.

The PRESIDING OFFICER. Is there objection? The hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 685, entitled:

An Act to amend the act approved the twenty-third day of May one thousand nine hundred forty-nine (Appropriation Acts page 49) entitled "An act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean Potter and Tioga counties made necessary by floods of July one thousand nine hundred forty-two May one thousand nine hundred forty-six and April one thousand nine hundred forty-eight and of carrying out the provisions of existing laws relating thereto" by extending the purpose of the appropriation to cover all flood damage.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 703, on second reading, entitled:

An Act to amend subsection three of Section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof.

go over in its order.

The PRESIDING OFFICER. Is there objection? The hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 721, on second reading, entitled:

An Act to further amend clause (c) of Section 285 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids.

go over in its order.

The PRESIDING OFFICER. Is there objection? The hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 730, on second reading, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of Resident hunters' licenses for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer.

go over in its order.

The PRESIDING OFFICER. Is there objection? The hears none.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 767, on second reading, entitled:

An Act to amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing the issuance of non-debt revenue bonds for improvement of a boroughs electric light plant.

be recommitted to the Committee on Local Government.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 776, entitled:

An Act to amend Section 506 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled, as amended "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws," by requiring notice of dissolution of stock or mutual fire insurance companies, associations or exchanges to be given to policyholders or members.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 863, on second reading, entitled:

An Act to further amend Sections 113 and 133 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey.

go over in its order.

The PRESIDING OFFICER. Is there objection? The hears none.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 872, on second reading, entitled:

An Act authorizing certain municipal corporations of other states to acquire use encumber and dispose of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property in such other state defining certain of their rights

and liabilities in connection therewith and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated.

be recommitted to the Committee on Local Government.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the dog training period.

go over in its order.

The PRESIDING OFFICER. Is there objection? The hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 972, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1022, entitled:

An Act to amend sections 1 and 7 of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-five (P. L. 244), entitled "An act creating a Local Government Commission to study and report on functions of local government; their allocation and elimination; the cost of local government and means of reducing it; and the consolidation of local government; and making

an appropriation," by providing for the expenditure of any biennial appropriation made to the Local Government Commission.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1023, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1040, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil, Washington County, Pennsylvania; providing for reversion to the Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1081, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1226, on second reading, entitled:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1280, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1281, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General

Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 67, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

House Bill No. 73, entitled:

An Act to amend Article V of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public Schol Code of 1949," by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses.

Senate Bill No. 151, entitled:

An Act to further amend subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personality building or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth.

Senate Bill No. 209, entitled:

An Act to further amend Section 1 of the act, approved the eleventh day of June, one thousand eight hundred seventy-nine (P. L. 147), entitled "An act fixing the compensation of persons called to service as coroner's jurors in this Commonwealth," by increasing the compensation of coroner's jurors.

House Bill No. 844, entitled:

An Act to reenact and further amend the title and the act approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended "Cigarette Tax Act" by providing that the provisions of said act shall continue in effect until repealed.

House Bill No. 847, entitled:

An Act to amend section four of the act, approved the second day of July, one thousand nine hundred forty-seven (P. L. 1199), entitled, "Fuel Use Tax Act" by extending the provisions of the additional tax for a limited time.

House Bill No. 848, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled as amended, "Liquid Fuels Tax Law," by extending the provisions of the additional tax for a limited time; and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth, with certain conditions.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 41, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of House Bill No. 277, entitled:

An Act to amend section six hundred eighty of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public schol system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring new residents and residents becoming of age to notify assessors of such facts and prescribing penalties and providing for public notice of the requirement

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 477, entitled:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties, salary and method of filling vacancies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 478, entitled:

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment of supervisors of public school nurses their qualifications duties salary expenses and making appropriations therefor to the Department of Public Instruction.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 478, the bill just read, be recommitted to the Committee on Appropriations.

Mr. LETZLER. Mr. President, I second the motion.
The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 505, entitled:

An Act to further amend the act approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," by authorizing the leasing of school buildings prior to completion; authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds; limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 506, entitled:

An Act to amend Section 2511.1 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," changing the annual payments by the Commonwealth to school districts erecting or sharing in the erection of build-

ings or providing educational facilities under the State Public School Building Authority Act; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of House Bill No. 614, entitled:

An Act to amend section one thousand one hundred nine of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by providing for qualifications of certain principals.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 651, entitled:

An Act to amend clause 10 of Section 925 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing compensation allowable to attorneys employed by school directors in certain counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of House Bill No. 947, entitled:

An Act to amend Sections 1704 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for voting by boards of school directors establishing and maintaining joint schools or departments methods of adopting budget and employing teachers and for voting by joint school committees and the effect of failure to comply.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of House Bill No. 1043, entitled:

An Act to further amend section 1026 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by limiting the eligibility of candidates for county superintendent of schools.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. WALKER. Mr. President, for the information of the Senate, before making the adjournment resolution, the Senate will not be in Session during the week of May 28th. During the week of June 4th, there will be a five day Session.

Because of the hotel situation, as explained in a letter from the managers of the Penn-Harris Hotel and the Harrisburger Hotel, copies of which have been placed in the hands of the news room, it will be impossible for the Senate to be in Session during the week of June 11th. Therefore, there will be no Session of the Senate during the week of June 11th. During the week of June 4th, there will be a five day Session.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Friday, May 25, 1951, at 12:01 o'clock, a. m., Eastern Standard Time.

Mr. STEVENSON. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 12:17 o'clock, p. m., Eastern Standard Time, until Friday, May 25, 1951, at 12:01 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

THURSDAY, May 24, 1951

The House met at 10:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William High Fryer, offered the following prayer:

O Lord, we pray Thee to bless all those who give themselves in the service of their fellowmen. Give them wisdom that is from above, which is first pure, then peaceable, gentle and easy to be entreated, full of mercy and good fruits, without partiality, without hypocrisy, and grant that seeking peace in all things they may bring forth that fruit of righteousness which is sown in peace, through Jesus Christ or Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Wednesday, May 23, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. RAY L. RILEY. HOUSE BILL No. 1350.

An Act to amend Section 2508 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the allocation of funds to school districts for programs essential to mobilization, or de-mobilization, of civilian manpower.

Referred to the Committee on Education.

By Mr. KELLER.

HOUSE BILL No. 1351.

An Act to further amend subsection C of Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships, of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," excluding taxes imposed on real property transfers in certain school districts in determining tax limitations.

Referred to the Committee on Municipal Corporations

By Messrs. MAXWELL and WILLIAMS.

HOUSE BILL No. 1352.

An Act to further amend Section 3 and 14 of the act approved the eleventh day of May, one thousand nine hundred twenty-one, (P. L. 522), entitled as amended "An act relating to dogs, and the protection of live stock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damage done to live stock, poultry, and game birds by dogs, and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," by increasing certain license fees and requiring county treasurers to mail notification to owners of licensed dogs to renew licenses.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. MAXWELL.

HOUSE BILL No. 1353.

An Act to amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business; by prescribing, defining and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for

the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings, prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by requiring the use of fare meters in taxicabs and regulating the use thereof.

Referred to the Committee on Public Utilities.

By Mr. MAXWELL. HOUSE BILL No. 1354.

An Act to further amend Section 903 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further limiting the lawful gross weight of commercial vehicles, tractors and trailers, and combinations thereof, using the highways during certain periods.

Referred to the Committee on Motor Vehicles.

By Mr. MAXWELL. HOUSE BILL No. 1355.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the

subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for referendums in certain political subdivisions on the question of the maintenance of parking meters in such political subdivisions.

Referred to the Committee on Motor Vehicles.

BY Mr. HARRY W. PRICE, Jr.

HOUSE BILL No. 1356.

An Act to amend sections one and thirteen of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 940), entitled "An act relating to boarding houses for children; providing for the licensing and inspection thereof; and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses; and prescribing penalties," by redefining "boarding houses for children" and increasing penalties.

Referred to the Committee on Welfare.

BY Mr. HARRY W. PRICE, Jr.

HOUSE BILL No. 1357.

An Act to amend the act approved the fourteenth day of April, one thousand nine hundred twenty-five (P. L. 234), entitled "An act relating to Boarding Houses for Infants; providing for the licensing thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof; by the Department of Welfare; and fixing penalties," by redefining "boarding houses for infants"; eliminating license fees; and increasing penalties.

Referred to the Committee on Welfare.

By Mr. SCOTT.

HOUSE BILL No. 1358.

An Act to further amend Section 1188 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending provisions for compensation for attendance at meetings of teachers.

Referred to the Committee on Education.

By Mr. PETROSKY.

HOUSE BILL No. 1359.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further regulating eligibility for compensation.

Referred to the Committee on Workmen's Compensation.

By Messrs. McNALLY, FENRICH and
HAUDENSHIELD. HOUSE BILL No. 1360.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An Act for the protection of the public (P. L. 905), entitled "An act for protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" by further providing for following too closely; and further regulating speed limits on highways under the supervision and control of Turnpike Commissions and imposing duties on them in connection therewith.

Referred to the Committee on Motor Vehicles.

By Mr. TOMPKINS. HOUSE BILL No. 1361.

An Act to further amend section 3 of the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by further providing for the valuation of certain estates.

Referred to the Committee on Ways and Means.

By Messrs. KAMYK and BOIES.
HOUSE BILL No. 1362.

An Act to further amend subsection (u) of Section 4 of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for coopera-

tion with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining "unemployment."

Referred to the Committee on Workmen's Compensation.

By Messrs. LOVETT and MADDEN.
HOUSE BILL No. 1363.

An Act to amend the title and further amend clause (h) of subsection B of section four of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by providing that the Pennsylvania Public Utility Commission shall have power to regulate and fix the rates for public utility service furnished by Authorities, or by an operating agency of any such Authority, beyond the corporate limits of the municipality incorporating or municipalities which are members of such Authority and requiring such Authorities, or any operating agencies thereof, to obtain the approval of the Pennsylvania Public Utility Commission before acquiring, constructing, or beginning to operate, any plant, equipment, or other facilities for furnishing public utility service beyond such corporate limits.

Referred to the Committee on Municipal Corporations.

By Mr. DUNN. HOUSE BILL No. 1364.

An Act to amend Section 821 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing penalties for operating a vehicle so constructed or loaded as to allow the contents to escape.

Referred to the Committee on Motor Vehicles.

By Messrs. BANKER and RAY L. RILEY,
HOUSE BILL No. 1365.

An Act to add section 14.1 to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a

State employees' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing minimum allowances for certain beneficiaries, and appropriations for the payment of the costs thereof.

Referred to the Committee on State Government.

RESOLUTION INTRODUCED AND REFERRED

By Mr. GLEASON.

RESOLUTION No. 50.

In the House of Representatives, May 23, 1951.

Whereas, The Honorable John G. Snowden has been identified with Lycoming County for over seven decades—and during that time has learned every nook and cranny of the country side surrounding Pine Creek; therefore be it

Resolved, That the Pine Creek Dam be renamed the John G. Snowden Dam, and that suitable markers be erected thereon to commemorate the same.

Referred to the Committee on Rules.

REPORTS FROM COMMITTEES

Mr. HELM from the Committee on Education, reported as amended, House Bill No. 333, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for the payment of minimum salaries and increments for county and district superintendents, assistant county and district superintendents, teachers, supervisors, principals, supervising principals and other employees.

Mr. HELM from the Committee on Education, reported as amended, House Bill No. 334, entitled:

An Act to amend subsections 5 and 6 of section two thousand five hundred one and section two thousand five hundred two of the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts.

Mr. McMILLEN from the Committee on Education, reported as amended, House Bill No. 713, entitled:

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by authorizing boards of school directors to enter into contracts with and make appropriations to the county board of school directors for services; further providing for the appointment and payment of a secretary and a treasurer of the county board of school directors and auditing the treasurer's accounts; and providing for the assessment of school districts for special services furnished by the county board of school directors.

Mr. LEVEN from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 122, entitled:

An Act to further amend paragraph (8) of subsection A and subsection B of section 1208, section 1209, and subsection C of section 1210 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments and limitations on loans and discounts of savings banks.

Mr. WHITE from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 123, entitled:

An Act to re-enact, amend, and revise the title and the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 796), entitled "An act providing for the preservation of the records of banks, bank and trust companies, trust companies, savings banks, and private banks; and imposing penalties for violations," by extending the provisions thereof to national banking associations; making photostatic film reproductions, or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records; providing a means for the final adjustment and settlement of depositors' accounts, and saving certain parts of acts from repeal.

Mr. BOMBERGER from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 124, entitled:

An Act to further amend subsection A of Section 1006 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, as-

sociation, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon powers of banks and banks and trust companies.

By Mr. HUNTER from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 125, entitled:

An Act to further amend subsection E of section nine hundred eight of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations on powers of corporations authorized to engage in the banking business.

By Mr. McNALLY from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 242, entitled:

An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees share-holders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for establishment of branch offices agencies and facilities and the approval thereof by the Department of Banking

Mr. CORR from the Committee on Education, reported as committed, House Bill No. 589, entitled:

An Act to amend section one thousand one hundred forty-four of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for additional increments for holders of college certificates or Masters' Degrees.

Mr. SYELER from the Committee on Education, reported as committed, House Bill No. 590, entitled:

An Act to amend section one thousand one hundred forty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for increments for professional employees holding a Masters Degree or its equivalent.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Corr for Mr. SCHUSTER for the week.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. POLASKI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERSONAL PRIVILEGE

Mr. TOLL. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state it.

Mr. TOLL. Mr. Speaker, regarding the question as to whether I voted yesterday on Senate Bill 67, Printer's No. 14, City and County consolidation bill, I wish to state that I did vote and I voted "aye" and I have a half dozen witnesses here that I voted in that manner.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. MADIGAN asked and obtained permission for the Committee on Agriculture and Dairy Industries to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. HAUDENSHIELD asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERSONAL PRIVILEGE

Mrs. COYLE. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The lady will state it.

Mrs. COYLE. Mr. Speaker, I voted "aye" on Senate Bill 67 yesterday and I wish to know if I have been recorded that way.

The SPEAKER. The lady from Philadelphia, Mrs. Coyle, is recorded as voting "aye."

Mrs. COYLE. Thank you, Mr. Speaker.

SENATE MESSAGES

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 847.

An Act to amend section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" by extending the provisions of the additional tax for a limited time.

HOUSE BILL No. 848.

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time.

With information that the Senate has passed the same without amendment.

CONCURRENCE IN HOUSE RESOLUTIONS

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 23, 1951.

Resolved (if the Senate concur), that House Bill No. 231, Printer's No. 232, entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto," be recalled from the Governor for the purpose of amendment.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 22, 1951.

Resolved (if the Senate concur), that House Bill No. 341, Printer's No. 244, entitled "An act giving liens against real property priority over each other in point of time

fixing the time from which priorities extend and imposing duties on judges and certain court and county officers and employees," be recalled from the Governor for the purpose of amendment.

SENATE ADOPTS REPORT OF CONFERENCE
COMMITTEE ON SENATE BILL No. 77

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 77.

An Act to further amend Section 319 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by providing for the proration of attorney's fees and expenses in subrogation cases

REPORT OF COMMITTEE OF CONFERENCE ON
SENATE BILL NO. 77

Mr. JOHNSON. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 77.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 77, entitled: "An act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' by providing for the proration of attorney's fees and expenses in subrogation cases"

Respectfully submit the following bill as our report:

JAMES S. BERGER,
EDWARD B. WATSON,
MAXWELL S. ROSENFELD,
(Committee on the part of the Senate.)
WILMER W. WATERHOUSE,
HUETTE F. DOWLING,
ALBERT S. READINGER,

(Committee on the part of the House of Representatives.)

An Act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by providing for the proration of attorney's fees and expenses in subrogation cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the

determination of liability and compensation thereunder and prescribing penalties" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 671) is hereby further amended to read as follows

Section 319 Where the compensable injury is caused in whole or in part by the act or omission of a third party the employer shall be subrogated to the right of the employee his personal representative his estate or his dependents against such third party [for the balance of any sum recovered in litigation or paid in compromise settlement after subtraction of reasonable attorney's fees and other proper disbursements but only] to the extent of the compensation payable under this article by the employer reasonable attorney's fees and other proper disbursements incurred in obtaining a recovery or in effecting a compromise settlement shall be prorated between the employer and employee his personal representative his state or his dependents Any recovery against such third person in excess of the compensation theretofore paid by the employer shall be paid forthwith to the employee [or to the] his personal representative his estate or his dependents and shall be treated as an advance payment by the employer on account of any future installments of compensation.

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McCormack,	Sarra,
Banker,	Graybill,	McCullough,	Sax,
Barkdoll,	Greenwood,	McDermitt,	Scanlon,
Baumunk,	Greer,	McGee,	Schmidt,
Bear,	Gutendorf,	McInroy,	Scott,
Beaver,	Guthrie,	McKinney,	Seyler,
Beech,	Hamilton, R. K.,	McMillen,	Shoemaker,
Berkstresser,	Harney,	McNally,	Shotwell,
Blair,	Haudenshield,	Metz,	Smith,
Bloom,	Headlee,	Mihm,	Snider,
Bolton,	Helm,	Mikula,	Sollenberger,
Bomberger,	Hersch,	Miller, H. G.,	Spencer,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stimmel,
Brelsch,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Taylor,
Cella,	Jones, J. M.,	Moran,	Thompson, E. F.,
Clapper,	Jones, T. H. W.,	Muldowney,	Thompson, R. L.,
Clendenning,	Jump,	Munley,	Toll,
Cochran,	Kamyk,	Murray,	Tompkins,
Conway,	Keller,	Musto,	Toomey,
Cooper,	Kent,	Najaka,	VanSant,
Corr,	Kline,	Naugle,	Varallo,
Costa,	Kohl,	Needham,	Varner,
Coyle,	Kornick,	Olsen,	Verona,
Dalrymple,	Kratz,	Penglase,	Wargo,
Davis,	Kubacki,	Petrosky,	Waterhouse,
Dennison,	Lafore,	Pfaff,	Watkins,
Dowling,	Lederer,	Pitzer,	Weidner,
DuBois,	Leisey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Wescott,
Dunn,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Erb,	Leven,	Price, R. A.,	Whalley,
Ewing,	Light,	Readinger,	Wheeler,
Fenrich,	Limper,	Reagan,	White,
Ferster,	Loftus,	Reese,	Williams,
Filip,	Lopresti,	Reidenbach,	Wood,
Firmstone,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madigan,	Robertson,	Young,
Gibson,	Markley,	Rovansek,	Ziegler,
Gleason,	Maxwell,	Royer,	Sorg,
Good,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE.

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 73, entitled:

An Act to amend Article V of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses.

Mr. JOHNSON. Mr. Speaker, I move that the House recede from its nonconcurrence in the amendments made by the Senate to House Bill No. 73 and concur in the amendments.

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McCormack,	Sarra,
Banker,	Graybill,	McCullough,	Sax,
Barkdoll,	Greenwood,	McDermitt,	Scanlon,
Baumunk,	Greer,	McGee,	Schmidt,
Bear,	Gutendorf,	McInroy,	Scott,
Beaver,	Guthrie,	McKinney,	Seyler,
Beech,	Hamilton, W. H.,	McMillen,	Shoemaker,
Berkstresser,	Harney,	McNally,	Shotwell,
Blair,	Haudenshield,	Metz,	Smith,
Bloom,	Headlee,	Mihm,	Snider,
Bolton,	Helm,	Mikula,	Sollenberger,
Bomberger,	Hersch,	Miller, H. G.,	Spencer,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stimmel,
Brelsch,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Taylor,
Cella,	Jones, J. M.,	Moran,	Thompson, E. F.,
Clapper,	Jones, T. H. W.,	Muldowney,	Thompson, R. L.,
Clendenning,	Jump,	Munley,	Toll,
Cochran,	Kamyk,	Murray,	Tompkins,
Conway,	Keller,	Musto,	Toomey,
Cooper,	Kent,	Najaka,	VanSant,
Corr,	Kline,	Naugle,	Varallo,
Costa,	Kohl,	Needham,	Varner,
Coyle,	Kornick,	Olsen,	Verona,
Dalrymple,	Kratz,	Penglase,	Wargo,
Davis,	Kubacki,	Petrosky,	Waterhouse,
Dennison,	Lafore,	Pfaff,	Watkins,
Dowling,	Lederer,	Pitzer,	Weidner,
DuBois,	Leisey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Wescott,

Dunn,	Leonard, W. C.	Price, H. W. Jr.	Westrick,
Erb,	Leven,	Price, R. A.	Whalley,
Ewing,	Light,	Reading,	Wheeler,
Fenrich,	Limper,	Reagan,	White,
Ferster,	Loftus,	Reese,	Williams,
Filip,	Lopresti,	Reldenbach,	Wood,
Firmstone,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madigan,	Robertson,	Young,
Gibson,	Markley,	Rovansek,	Ziegler,
Gleason,	Maxwell,	Royer,	Sorg,
Good,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, R. K.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE ADOPTS REPORT OF CONFERENCE
COMMITTEE ON HOUSE BILL No. 844

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 844.

An Act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by providing that the provisions of said act shall continue in effect until repealed.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 141.

An Act authorizing the Secretary of Highways to lay out open construct and maintain a road to be a part of the system of State Highways in Bucks County.

SENATE BILL No. 273.

An Act to amend subsection (d) of Section 4 and Section 11 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and

charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by authorizing the leasing of certain projects upon their being opened to public use.

HOUSE BILL No. 844.

An Act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by providing that the provisions of said act shall continue in effect until repealed.

HOUSE BILL No. 847.

An Act to amend section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled "An act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations" by extending the provisions of the additional tax for a limited time.

HOUSE BILL No. 848.

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time.

Whereupon,
The SPEAKER, in the presence of the House, signed the same.

BILLS ON FIRST READING

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 15, entitled:

An Act prohibiting political subdivisions from imposing wage income or occupation taxes on non-residents and abolishing such taxes heretofore imposed.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 119, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 289, entitled:

An Act to amend subsection (b) of Section 5 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 55) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" by further defining the residence qualifications of members of certain housing authorities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 382, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 556, entitled:

An Act to amend Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 627, entitled:

An Act empowering cities boroughs incorporated towns townships and school districts to levy assess and collect for general revenue purposes an annual tax on trailer coach parks and prohibiting the imposition of certain other taxes by them relating or incident to the same subject providing and authorizing machinery therefor and providing and permitting penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 628, entitled:

An Act regulating the operation of trailer coach parks requiring their licensing imposing duties on the Department of Health of this Commonwealth providing for liens and the enforcement thereof against the property of tenants of such parks and for the right of dispossession by the licensee and fixing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employees of said cities and regulating the administration and the payment of such pensions" by increasing the amount of pension in certain cases increasing the contributions required from certain employees and establishing certain minimum and maximum pensions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 732, entitled:

An Act to repeal the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure therefor" in so far as it relates to counties of the fourth class and cities boroughs townships and school districts situate in such counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 801, entitled:

An Act to amend Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that certain county roads when abandoned shall become township roads or borough or city streets as their location shall determine.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 870, entitled:

An Act to further amend section 1 and to add section 5 to the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by fixing minimum retirement allowances and providing benefits for surviving spouse in cities of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act approved the Sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of the police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first, one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and fifty-one.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1173, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consoli-

dating and changing the law relating thereto," by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under Commission regulations from automobiles.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1184, entitled:

An Act to amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 349), entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto, and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds; making the provisions of the act retroactive; and repealing existing laws," by requiring the refunding of and giving the right to recover such taxes and fees in every case where paid when not lawfully due and owing.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 289, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 406, entitled:

An Act to further amend Section 305 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first class and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolish revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 531, entitled:

An Act to amend the last paragraph of subsection E of section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by providing an effective date for tax levies on persons, subjects, businesses, transactions or privileges, within two or more political subdivisions, when another such political subdivision, has previously levied such tax.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 46, entitled:

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire departments and volunteer fire companies located within the county

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 511, entitled:

An Act to further amend Section 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

And said bill having been read length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 558, entitled:

An Act to further amend the definition of "County Employee" in section 1 of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 803) entitled as amended "An act providing for the creation maintenance and operation of a county employees' retirement system in counties of the fifth sixth seventh and eighth class imposing certain charges on counties and prescribing penalties" by including employees whose compensation is paid from fees collected in the county office where he is employed

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 620, entitled:

An Act to further amend clause (c) of Section 201 of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (1933-34 P. L. 15) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licenses and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" by further providing for the fixing of sale prices for Pennsylvania liquor stores

The first section was read.

On the question,

Will the House agree to the section?

Mr. SMITH. Mr. Speaker, there are eight what we call liquor package bills on today's calendar. A good many of them need amendments; some of them have amended the old Act rather than the new code. Rather than take up the time of the House to amend them on the floor of the House, the Minority Leader, the Chairman of the Liquor Committee, and the sponsors have agreed that these bills all be returned to the Committee for amendment, and every bill that is returned to the Committee shall be brought out as a package, if that meets with the approval of the House.

BILL RECOMMITTED

Mr. KENT. Mr. Speaker, I move that this bill be re-committed to the Committee on Liquor Control for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 691, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 752, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for pay-

ment of costs in criminal cases by the proper county" by making costs payable by the county to aldermen and justices of the peace due and payable at the end of each calendar month.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 754, entitled:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by making costs due and payable by the county to aldermen or justices of the peace due and payable at the end of each calendar month.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 855, entitled:

An Act to further amend the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (1933-34 P. L. 15) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with the transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" by permitting the sale and possession of wine in packages not bearing the official seal of the board.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WATERHOUSE. Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 996, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell and convey a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania to the Duquesne Light Company and providing for the disposition of the proceeds of the purchase monies

The first section was read.

On the question,

Will the House agree to the section?

Mr. HAUDENSHIELD offered the following amendment:

Amend Section 1, page , line 4, by striking out at the end of the line after the word "sell" the following: "and convey to the Duquesne Light" Company for such.

Amend Section 1, page 2, line 5, by striking out at the beginning of the line before the word "and" the following: "consideration as may be agreed upon" and insert in lieu thereof the following: "at public sale to the highest bidder."

They were agreed to.

The section was agreed to as amended.

The second to fourth sections inclusive were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. HAUDENSHIELD offered the following amendments:

Amend page 1, line 3 of the title, by inserting after the word "sell" and before the word "and" the following: "at public sale."

Amend page 1, line 5 of the title, by striking out at the end of the line after the word "Pennsylvania" the following: "to the Duquesne Light Company."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1039, entitled:

An Act to amend sections 401 and 406 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by permitting certain sales of liquor for consumption off the premises.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WATKINS. Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1060, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the serving of food optional with certain licensees and changing certain requirements relating to the serving of food

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. WATERHOUSE. Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study and possible amendment. The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1085, entitled:

An Act to amend Section 432 and Section 472 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by providing that no wholesale distributor's license shall be granted in any municipality where the electors have voted against licensing places for the sale of malt or brewed beverages bringing wholesale distributors within local option provisions now applicable to retail dispensers and providing where tie vote occurs on local option question the status quo obtains

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. BARKDOLL. Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study and possible amendment. The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1086, entitled:

An Act to amend Section 301 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishing and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by providing that whenever any municipality shall vote against the granting of liquor licenses the Liquor Control Board shall not open or operate a State Liquor Store therein

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. BARKDOLL. Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study and possible amendment. The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1100, entitled:

An Act to amend sections 464 and 471 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further defining the powers of courts on appeal.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. KENT. Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study and possible amendment. The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1179, entitled:

An Act to amend Section 330.17 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh

and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1196, entitled:

An Act to add clause (15.1) to Section 493 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State Liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws" by making the receiving handling or negotiating of Public Assistance checks by licensees of the Pennsylvania Liquor Control Board an unlawful act

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. SMITH. Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study and possible amendment. The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1236, entitled:

An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" by making an editorial correction

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1282, entitled:

An Act authorizing the courts of common pleas of the several counties upon application therefor to place documents defined as historical documents in the custody of certain associations maintaining facilities for public display of historical writings conferring powers and imposing duties on county officers

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1283, entitled:

An Act authorizing the Orphans' Courts of the several counties upon application therefor to place documents defined as historical documents in the custody of certain associations maintaining facilities for public display of historical writings conferring powers and imposing duties on registers of wills

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 6, entitled:

An Act relating to the administration and distribution of incompetents' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases; the appointment, bond, removal and discharge of guardians of such estates, their powers, duties and liabilities, the rights of persons dealing with such guardians, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning the determination of incompetency and the powers, duties and liabilities of foreign guardians; and also generally dealing with the jurisdiction powers and procedure of the common pleas court relating to incompetents' estates

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 17, entitled:

An Act relating to the jurisdiction, powers, and duties of registers of wills, and regulating proceedings before them, and the costs thereof, the effects of their acts, and appeals therefrom.

The first to fourth articles inclusive were separately read and agreed to.

The fifth article was read.

On the question,

Will the House agree to the article?

Mr. SCHMIDT offered the following amendment:

Amend Sec. 504, page 16, line 10 by inserting after the word "proceedings" the following "and records of the grant of letters of administration and any lawful action taken pursuant thereto."

It was agreed to.

The article was agreed to as amended.

The sixth article and title was separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 25, entitled:

An Act relating to the orphans' courts, conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors' estates, absentees' estates and incompetents' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof, and appeals therefrom.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 27, Printer's No. 244 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 153, entitled:

An Act to amend Section 209 of Article II of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments, commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the Orphans' Court and by providing for the filing or accounts by such fiduciaries and the audit and confirmation thereof by said court.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 212, entitled:

A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352)

entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" as heretofore amended to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance leasing and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 276, entitled:

An Act to amend Subsection C of Section 315 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by the act imposing penalties and repealing certain acts and parts of act relating to corporations" by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the orphans' court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 433, entitled:

An Act to further amend sections thirty-one and thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth

sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by reclassifying counties of the sixth and seventh classes and providing for elections pursuant to changes of classification by counties.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 510, entitled:

An Act to amend Section 4 of the act approved the tenth day of April one thousand nine hundred thirty-one (P. L. 23) entitled as amended "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute located on the left bank of Oil Creek in Oil Creek Township or Cherry Tree Township or both Venango County to establish and maintain a public museum and park as the Drake Well Memorial under the control and supervision of the Pennsylvania Historical Commission in cooperation with the Department of Forests and Waters and an advisory board to be appointed by the American Petroleum Institute prescribing the powers and duties of the Commission relative to said memorial authorizing the employment of certain assistants and employes and for the payment of their salaries empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth and making an appropriation" by further providing for the acceptance of gifts of money and securities by the Drake Well Memorial Advisory Board.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 685, as follows:

An Act to further amend subsection four of Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection four of Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" as last amended by the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 681) is hereby further amended to read as follows

Section 3

* * * * *

(4) The original copy of a weighmaster's certificate shall be delivered to the purchaser of the solid fuel specified in the certificate at the time of delivery. One copy thereof shall be retained at the place of weighing and one copy shall be retained by the person delivering the solid fuel. Copies of weighmaster's certificates in pos-

session of licensed weighmasters and persons delivering solid fuel shall be retained for a period of two years and shall be subject to inspection or [subpoena] may be seized for use as evidence by any state county or city inspector of weights and measures during business hours

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McCormack,	Sarraff,
Banker,	Graybill,	McCullough,	Sax,
Barkdoll,	Greenwood,	McDermitt,	Scanlon,
Baumunk,	Greer,	McGee,	Schmidt,
Bear,	Gutendorf,	McInroy,	Scott,
Beaver,	Guthrie,	McKinney,	Seyler,
Beech,	Hamilton, R. K.,	McMillen,	Shoemaker,
Berkstresser,	Harney,	McNally,	Shotwell,
Blair,	Haudenshield,	Metz,	Smith,
Bloom,	Headlee,	Mihm,	Snider,
Bolton,	Helm,	Mikula,	Sollenberger,
Bomberger,	Hersch,	Miller, H. G.,	Spencer,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stimmel,
Breisch,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Taylor,
Cella,	Jones, J. M.,	Moran,	Thompson, E. F.,
Clapper,	Jones, T. H. W.,	Muldowney,	Thompson, R. L.,
Clendening,	Jump,	Munley,	Toll,
Cochran,	Kamyk,	Murray,	Tompkins,
Conway,	Keller,	Musto,	Toomey,
Cooper,	Kent,	Najaka,	VanSant,
Corr,	Kilne,	Naugle,	Varallo,
Costa,	Kohl,	Needham,	Varnier,
Coyle,	Kornick,	Olsen,	Verona,
Dalrymple,	Kratz,	Penglase,	Wargo,
Davis,	Kubacki,	Petrosky,	Waterhouse,
Dennison,	Lafore,	Pfaff,	Watkins,
Dowling,	Lederer,	Pitzer,	Weidner,
DuBois,	Leisey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Wescott,
Dunn,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Erb,	Leven,	Price, R. A.,	Whalley,
Ewing,	Light,	Readinger,	Wheeler,
Fenrich,	Limper,	Reagan,	White,
Ferster,	Loftus,	Reese,	Williams,
Fillip,	Lopresti,	Reidenbach,	Wood,
Firmstone,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madigan,	Robertson,	Young,
Gibson,	Markley,	Rovansek,	Ziegler,
Gleason,	Maxwell,	Royer,	Sorg,
Good,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 937, entitled:

An Act to amend Section 3 of the act approved the twenty-sixth day of March one thousand nine hundred twenty-five (P. L. 83) entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties" by permitting the purchase and sale of milk in bulk for use in certain automatic milk dispensing machines

On the question,

Will the House agree to the Bill on third reading?

BILL POSTPONED

Mr. DOWLING. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth to the Universal Concrete Pipe Company and providing for the disposition of the proceeds of the purchase moneys

On the question,

Will the House agree to the bill on third reading?

Mr. HAUDENSHIELD. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1, line 3 of the title, by inserting after the word "sell" and before the word "and" the following: "at public sale."

Amend page 1, line 5 of the title, by striking out at the end of the line after the word "Commonwealth" the following: "to the Universal Concrete Pipe Company."

Amend Section 1, page 2, line 4, by striking out at the end of the line after the word "sell" the following: "and convey to the Universal Concrete Pipe."

Amend Section 1, page 2, line 5, by striking out at the beginning of the line before the word "and" the following: "Company for such consideration as may be agreed upon" and inserting in lieu thereof the following: "at public sale to the highest bidder."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1038, as follows:

An Act regulating the sale and use of air and spring guns providing for the licensing of those defined as dealers in air guns conferring powers and imposing duties on the Commissioner of the State Police certain courts chiefs of police of cities and sheriffs and prescribing penalties

To the end that proficiency in marksmanship and that knowledge of the proper and safe handling of firearms may be taught and encouraged among the youth of this Commonwealth while at the same time providing certain controls over the careless and irresponsible use of air guns it is deemed advisable and necessary by the General Assembly of the Commonwealth of Pennsylvania that air guns be sold at retail within this Commonwealth only by licensed dealers that the sale or furnishing of such guns be prohibited to persons under sixteen years of age except in the relationship of parent to children guardian to ward or teacher to student and that certain necessary restrictions be applied to the use of air guns within this Commonwealth therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this act

(a) The term "air gun" means any gun (rifle or pistol) by whatever the name known which is designed to expel a projectile by the action of compressed air or gas or by the action of a spring or elastic but does not mean a firearm

(b) The term "dealer" means any person engaged in the business of selling at retail leasing or renting air guns or projectiles therefore and the term "licensed dealer" means any such person licensed under the provisions of this act or any person regularly licensed to sell firearms

(c) The term "minor" means any person under the age of sixteen years

Section 2 It shall be unlawful for any dealer except a licensed dealer to sell lend lease or otherwise transfer any air gun or projectile therefor

Section 3 It shall be unlawful for any licensed dealer to sell lend lease or otherwise transfer an air gun or projectile therefor to any person whom the dealer knows or has reasonable cause to believe to be a minor

Section 4 It shall be unlawful for any person to give sell lend or otherwise transfer any air gun or projectile therefor to a minor except where the relationship of parent and child guardian and ward or adult instructor and pupil exists

Section 5 (a) It shall be unlawful for any person under the age of fourteen unless accompanied by a parent or guardian or some other member of his family twenty-one years of age or older or if between the ages of fourteen and sixteen years unless accompanied by an adult at least twenty-one years of age to carry or be in possession of any air gun on the streets alleys public roads or public lands of any city borough incorporated town or township

(b) It shall be unlawful for any person to discharge any air gun from into or across any street alley or public road or sidewalk of any city borough incorporated town or township

(b) It shall be unlawful for any person to discharge any air gun from into or across any street alley or public road or sidewalk of any city borough incorporated town or township or on any public land except on a recognized target range

Section 6 (a) Any dealer desiring a license to sell lend lease or otherwise transfer air guns or projectiles therefor shall make application to the chief of police of a city and elsewhere the sheriff of the county who shall provide application forms approved by the Commissioner of the Pennsylvania State Police who shall prescribe by reasonable rules and regulations the information to be contained in such application The application for such dealer's "License to Sell Air Guns" shall be accompanied by a fee of ten dollars (\$10.00) per annum which shall be paid into the city or county treasury

(b) Upon payment of the fee the chief of police of a city and elsewhere the sheriff of the county shall issue to such applicant a license to sell lease or otherwise transfer air guns or projectiles therefore and such license subject to annual payment of the license fee shall remain in force unless and until revoked in accordance with the provisions of this act Provided That no license

shall be issued to any applicant within one year after the revocation of a previous license

(c) Whenever any licensee is convicted of a violation of any provision of this act it shall be the duty of the court hearing the case to notify the chief of police or sheriff who issued the "License to Sell Air Guns" within forty-eight hours after such conviction and said licensing official shall revoke such license

Section 7 Dealers who are licensed to sell firearms shall not be required to obtain the special "License to Sell Air Guns" provided for by section six but shall comply with all other provisions of this act The violation of any of the provisions of this act shall be sufficient cause for the revocation of a dealer's license to sell firearms

Section 8 Any person violating any of the provisions of this act or any rules and regulations promulgated hereunder or who makes any statement in applying for the license provided for in this act knowing such statement to be false or who falsely represents himself as being over sixteen years of age in order to purchase or otherwise obtain an air gun or projectile therefor shall upon conviction thereof in a summary proceeding be sentenced to pay a fine not exceeding three hundred dollars (\$300.00) or to undergo imprisonment not exceeding ninety (90) days or both in the case of default in payment of fine and cost by a person under the age of sixteen years the matter shall be referred to the juvenile court for disposition

Section 9 This act shall not be construed to limit the rights of political subdivisions to enact or enforce ordinances limiting or restricting the ownership possession use sale leasing lending delivery or storage of such air guns not inconsistent with the provisions of this act

Section 10 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I do not rise to oppose this bill, but to support it. In my remarks of yesterday I had suggested that . . .

The SPEAKER. Will the gentleman yield. Does the gentleman have amendments to offer to this bill?

Mr. READINGER. Mr. Speaker, I have, but I am not going to offer them.

The SPEAKER. Does the gentleman desire to discuss the bill?

Mr. READINGER. Mr. Speaker, I do.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I was laboring under the impression that the matter was up for final passage when I started to speak.

I suggested yesterday that it might be wise to provide in this bill that parents who bought BB guns for their children under the age of 16 and allowed them to use them, should be required to carry some type of public liability insurance, so that if the child did injure somebody, there would at least be some money available to pay for doctor bills, hospital bills, and so forth.

I talked to the sponsor of the bill and he is somewhat of the opinion that if we put too many restrictions into this bill, it will result in the whole bill falling, and the law being allowed to remain in its present position, which is not good. This bill is certainly a step forward in protecting people against injuries and I would like to see the bill pass. So, the amendments which I have

had prepared I expect to discuss with the members of the Senate Committee to which this bill will go, and if something can be worked out along that line, it will be done; if it can be done without killing the bill.

On the question recurring

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—97

Andrews,	Gaffney,	McDermitt.	Sax,
Baumunk,	Geer,	McGee,	Scanlon,
Bear,	Greer,	McNally,	Schmidt,
Beaver,	Guthrie,	Mikula,	Seyler,
Beech,	Haudenshield,	Miller, J. C.,	Snider,
Berkstresser,	Hersch,	Mills,	Spencer,
Blair,	Hocker,	Mintess,	Swartz,
Bloom,	Hunter,	Moore, C. E.,	Taylor,
Bolton,	Jenkins,	Moran,	Thompson, R. L.,
Bower,	Johnson,	Muldowney,	Toll,
Breich,	Jones, J. M.,	Munley,	Tompkins,
Bucchin,	Jones, T. H. W.,	Murray,	Toomey,
Byrne,	Kamyk,	Needham,	Wargo,
Cella,	Keller,	Penglase,	Waterhouse,
Clendening,	Kline,	Petrosky,	Weidner,
Conway,	Kornick,	Pfaff,	Welsh,
Cooper,	Kratz,	Polaski,	Westrick,
Corr,	Lederer,	Price, H. W. Jr.,	Whalley,
Costa,	Leisey,	Price, R. A.,	Wheeler,
Coyle,	Leonard, L.,	Reidenbach,	White,
Dairymple,	Leonard, W. C.,	Reilly, J. M.,	Yeakel,
Dowling,	Limper,	Riley, R. L.,	Ziegler,
Fenrich,	Loftus,	Rovansek,	Sorg,
Ferster,	Lopresti,	Royer,	Speaker
Frost,	Lutty,	Rubin,	

NAYS—46

Banker,	Goodling,	Markley,	Robertson,
Barkdoll,	Graybill,	McConnell,	Shotwell,
Bomberger,	Greenwood,	McCormack,	Stimmel,
Davis,	Hamilton, R. K.,	McCullough,	Stoner,
Dennison,	Helm,	McInroy,	Swope,
DuBols,	Hewitt,	McKinney,	VanSant,
Duffy,	Kent,	Metz,	Varner,
Dunn,	Kohl,	Najaka,	Watkins,
Erb,	Light,	Naugle,	Wescott,
Firmstone,	Lovett,	Pitzer,	Wood,
Gibson,	Lyons,	Readinger,	Yetzer,
Gleason,	Madigan,		

NOT VOTING—64

Amarando,	Hall,	Mihm,	Schuster,
Boies,	Hamilton, W. H.,	Miller, H. G.,	Scott,
Boorse,	Harney,	Monroe,	Shoemaker,
Breth,	Headlee,	Moore, H. A.,	Smith,
Brown,	Hoggard,	Musto,	Sollenberger,
Clapper,	Jones, G. E.,	Olsen,	Stank,
Cochran,	Jones, P. F.,	Peta,	Tahl,
Dougherty,	Jump,	Pettigrew,	Thompson, E. F.,
Ewing,	Kolankiewicz,	Pichney,	Varallo,
Fillip,	Kubacki,	Polen,	Verona,
Filo,	Lafore,	Reagan,	Wachhaus,
Flack,	Leven,	Reese,	Williams,
Good,	Madden,	Rigby,	Wilt,
Guarnleri,	Maxwell,	Rose,	Yester,
Gutendorf,	Mazza,	Rosen,	Young,
Hagerty,	McMillen,	Sarrafa,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 1067, as follows:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 36) entitled "An act relating to the public school sys-

tem including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the discontinuance of the office of district superintendent in any district of the third class. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after Section 1072 thereof a new section to read as follows:

Section 1072.1 Discontinuance of Office in Districts Third Class The board of school directors of any district of the third class now or hereafter employing a district superintendent may at the end of the term of the district superintendent then in office by a vote of the majority of all of the members of the board discontinue the office in the district subject to the approval of the Superintendent of Public Instruction. In all cases the action shall be taken and notice thereof given by registered mail to the district superintendent not less than sixty days before the expiration of the term of the district superintendent. Upon the discontinuance of the office of district superintendent the directors of the district shall become eligible to participate in the election of a county superintendent and the schools of the district shall become subject to the supervision of the county superintendent.

Section 2 Section 1073 of said act as amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1873) is hereby further amended to read as follows:

Section 1073 Manner of Election Change of Class of District The boards of school directors of each district of the second or third class electing a district superintendent shall meet in convention at its regular place of meeting on the second Tuesday of April one thousand nine hundred fifty (1950) and every four years thereafter at an hour previously fixed by the board. The secretary shall mail to each member thereof at least five days beforehand a notice of the time place and purpose of such convention. Such convention shall in the same manner as a county superintendent is elected and certified elect and certify a properly qualified district superintendent to serve for four years from the first Monday of July next following his election. Whenever the term of office of any district superintendent expires he shall continue in office for a further term of four years.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McConnell,	Rubin,
Banker,	Graybill,	McCormack,	Sarra,
Barkdoll,	Greenwood,	McCullough,	Sax,
Baumunk,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hamilton, R. K.,	McKinney,	Seyler,
Berkstresser,	Harney,	McMillen,	Shoemaker,
Blair,	Haudenshield,	McNally,	Shotwell,
Bloom,	Headlee,	Metz,	Smith,
Bolton,	Helm,	Mihm,	Snider,
Bomberger,	Hersch,	Mikula,	Sollenberger,
Boorse,	Hewitt,	Miller, H. G.,	Spencer,
Bower,	Hocker,	Miller, J. C.,	Stank,
Breisch,	Hoggard,	Mills,	Stimmel,
Brown,	Hunter,	Mintess,	Stoner,
Buchlin,	Jenkins,	Monroe,	Swartz,
Byrne,	Johnson,	Moore, C. E.,	Swope,

Cella,	Jones, J. M.,	Moore, H. A.,	Taylor,
Clapper,	Jones, T. H. W.,	Moran,	Thompson, E. F.,
Clendenen,	Jump,	Muldrowney,	Thompson, R. L.,
Cochran,	Kamyk,	Munley,	Toll,
Conway,	Keller,	Murray,	Tompkins,
Cooper,	Kent,	Musto,	Toomey,
Corr,	Kline,	Najaka,	VanSant,
Costa,	Kohl,	Naugle,	Varallo,
Coyle,	Kornick,	Needham,	Varner,
Dalrymple,	Kratz,	Olsen,	Verona,
Davis,	Kubacki,	Penglase,	Wargo,
Dennison,	Lafore,	Petrosky,	Waterhouse,
Dowling,	Lederer,	Pfaff,	Watkins,
DuBois,	Leisey,	Pitzer,	Weidner,
Duffy,	Leonard, L.,	Polaski,	Welsh,
Dunn,	Leonard, W. C.,	Polen,	Wescott,
Erb,	Leven,	Price, H. W. Jr.,	Westrick,
Ewing,	Light,	Price, R. A.,	Whalley,
Fenrich,	Limper,	Readinger,	Wheeler,
Ferster,	Loftus,	Reagan,	White,
Filip,	Lopresti,	Reese,	Williams,
Firmstone,	Lovett,	Reidenbach,	Wood,
Frost,	Lutty,	Reilly, J. M.,	Yeakel,
Gaffney,	Lyons,	Rigby,	Yester,
Geer,	Madigan,	Riley, R. L.,	Yetzer,
Gibson,	Markley,	Robertson,	Young,
Gleason,	Maxwell,	Rovasek,	Ziegler,
Good,		Royer,	Sorg,

Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1071, as follows:

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" are hereby amended to read as follows:

An Act

Empowering the Department of Property and Supplies with the approval of the Governor and the Board of the Pennsylvania [Industrial School] Institution for Delinquent Delinquents to grant a right of way or easement to the [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns across lands of the Pennsylvania [Industrial

School] Institution for Defective Delinquents on certain conditions

Section 1 Be it enacted &c That the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania [Industrial School at Huntingdon] Institution for Defective Delinquents is hereby empowered on behalf of the Commonwealth of Pennsylvania to grant and confirm a perpetual right of way or easement to the [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns to occupy or continue to occupy a right of way over lands of the Pennsylvania [Industrial School] Institution for Defective Delinquents located in Smithfield Township for the purpose of maintaining a power line on condition that the said [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns shall grant to the Commonwealth of Pennsylvania for the use of the Pennsylvania [Industrial School] Institution for Defective Delinquents the continued use of a spring belonging to the [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns together with a right of way over lands of said company for a water line to said spring

The Department of Property and Supplies shall have power to enter into execute and acknowledge such agreement or agreements with the [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns containing such covenants as may be deemed necessary to accomplish the purposes of this act and to protect the interests of the Commonwealth A copy of any such agreement duly recorded shall be filed with the Department of Internal Affairs

Relocations of said right of way or easement may from time to time be made as shall be agreed upon between the Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns and the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Institution for Defective Delinquents

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McConnell,	Rubin,
Banker,	Graybill,	McCormack,	Sarraff,
Barkdoll,	Greenwood,	McCullough,	Sax,
Baumunk,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hamilton, R. K.,	McKinney,	Seyler,
Berkstreser,	Harney,	McMillen,	Shoemaker,
Blair,	Haudenschild,	McNally,	Shotwell,
Bloom,	Headlee,	Metz,	Smith,
Bolton,	Helm,	Mihm,	Snider,
Bomberger,	Hersch,	Mikula,	Sollenberger,
Boorse,	Hewitt,	Miller, H. G.,	Spencer,
Bower,	Hocker,	Miller, J. C.,	Stank,
Brelsach,	Hoggard,	Mills,	Stimmel,
Brown,	Hunter,	Mintess,	Stoner,
Buchin,	Jenkins,	Monroe,	Swartz,
Byrne,	Johnson,	Moore, C. E.,	Swope,
Cella,	Jones, J. M.,	Moore, H. A.,	Taylor,
Clapper,	Jones, T. H. W.,	Moran,	Thompson, E. F.,
Clendening,	Jump,	Muldowney,	Thompson, R. L.,
Cochran,	Kamyk,	Munley,	Toll,
Conway,	Keller,	Murray,	Tompkins,
Cooper,	Kent,	Musto,	Toomey,
Corr,	Kline,	Najaka,	VanSant,

Costa,	Kohl,	Naugle,	Varallo,
Coyle,	Kornick,	Needham,	Varner,
Dalrymple,	Kratz,	Olsen,	Verona,
Davis,	Kubacki,	Penglase,	Wargo,
Dennison,	Lafore,	Petrosky,	Waterhouse,
Dowling,	Lederer,	Pfaff,	Watkins,
DuBols,	Lelsey,	Pitzer,	Weidner,
Duffy,	Leonard, L.,	Polaski,	Welsh,
Dunn,	Leonard, W. C.,	Polen,	Wescott,
Erb,	Leven,	Price, H. W. Jr.,	Westrick,
Ewing,	Light,	Price, R. A.,	Whalley,
Fenrich,	Limper,	Readinger,	Wheeler,
Ferster,	Loftus,	Reagan,	White,
Filip,	Lopresti,	Reese,	Williams,
Firmstone,	Lovett,	Reldenbach,	Wood,
Frost,	Lutty,	Reilly, J. M.,	Yeakel,
Gaffney,	Lyons,	Rigby,	Yester,
Geer,	Madigan,	Riley, R. L.,	Yetzer,
Gibson,	Markley,	Robertson,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,		Royer,	Sorg,

Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Botes,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1091, as follows:

An Act to further amend sacetion two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" as last amended by the act approved the twenty-first day of May one thousand nine hundred and forty-three (P. L. 550) is hereby further amended to read as follows

Section 2 (a) [All companies] Every company incorporated or hereafter to be incorporated under the provisions of the act to which this is a supplement and its supplements for the purpose of the transportation and storage or distribution of oil or any petroleum product by means of pipe lines pumps and tanks or other equipment and appurtenances for the public shall have the power to [take hold] construct purchase take or other-

wise acquire hold operate maintain [and] sell [and] transfer or otherwise dispose of [such] pipe lines tanks pumps pump houses structures easements rights of way franchises lands and other facilities whether real [and] or personal property [and franchises] and whether located insides or outside of the United States of America including the power to acquire or dispose of the shares of stock in [any] other pipe line [company or] companies [whether] wheresoever incorporated [under any such act or under the laws of any other state or states] as the purposes of the [corporation] company or national interests may require [with] but the consent of the holders of a majority of the voting stock of the [corporation] respecting any sale of] company shall be obtained before it shall sell all its assets

(b) Every such company shall have the [right] power to appropriate and condemn lands easements and rights of way within this Commonwealth for locating and constructing or laying and operating necessary pipes pumps tanks pump houses structures and offices and making connections and extending branches necessary and incident to the carrying on of its local or interstate business [for the benefit of the public within and without this Commonwealth] and may exercise such similar powers outside this Commonwealth as may be conferred by the laws of the appropriate authority

(c) [The powers of any] Every such company shall [include any transportation and storage or distribution of] also have power to transport and store or distribute any petroleum product or oil by means of the use of [connecting] pipe lines and equipment [belonging to] of other pipe line companies or [to] of any producers or refiners of oil or petroleum products [and with the right to construct or purchase maintain and operate and to sell or dispose of any connecting pipe lines or branches and necessary pumps tanks and other equipment located partly or wholly without this Commonwealth with like consent of the holders of a majority of its voting stock or] to sell or exchange any of its stock with any other pipe line company or companies [subject to the approval by the Pennsylvania Public Utility Commission of either the purchase or sale or exchange of any such stock as an incident of the extended purposes of the corporation and including in all cases the right] to cross railroads and [the right] to appropriate a right of way and locate its pipe lines or branches upon and over under and across any lands waters streams rivulets roads turnpike roads canal or other public highway or property or private lands not however passing through any burying ground or place of public worship or any warehouse mill manufactory store school or dwelling house hospital or institutional home within this Commonwealth without the consent of the owner or owners thereof being first had and obtained

(d) When any such pipe line is located over under or upon the streets lanes alleys or highways within the corporate limits of any city or borough of this Commonwealth the consent of the municipal authorities to said location shall be first had and obtained which consent said municipal authorities within this Commonwealth are hereby empowered to give upon terms to be agreed upon by said city or borough authorities and said corporation In case said pipes cross any railroad or canal within this Commonwealth the same shall be located under or above the same so as not to interfere with the use of the same or to endanger the traffic thereon or thereover

(e) Corporations organized under this act and its supplements shall not take a fee in any lands within this Commonwealth acquired under any of its provisions except such as are acquired by actual purchase Upon the abandonment for the purposes of transporting and storing or distributing oil or petroleum products any such lands taken by any company otherwise than by actual purchase shall revert to the original owners or their successors

(f) Any pipe line company domestic or foreign including any company incorporated by the Act of Congress so laying its pipes in occupying any lands within this Commonwealth cleared and used for agricultural purposes shall bury the same at least twenty-four inches below

the surface If any line of pipe shall be laid over or through any waste or woodland which shall afterwards be changed to farming land then it shall be the duty of the pipe line company to immediately bury the pipe to the depth of at least twenty-four inches as aforesaid All pipe lines shall be laid above the flood lines or beneath the bed in crossing creeks and rivulets within this Commonwealth

(g) Any company laying a pipe line within this Commonwealth shall be liable for all damages occasioned by leakage breaking of pipes or tanks or any negligence in the construction maintenance or operation thereof All tanks erected within this Commonwealth for the storage or transportation or distribution of oil or any petroleum products shall be protected and surrounded by proper ditches and embankments so that in case said tanks shall break or be broken the oil or petroleum products stored cannot damage adjoining or adjacent property

[The construction maintenance and operation or removal of every part of an interstate pipe line or branches thereof within this Commonwealth shall remain subject to the Public Utility Laws of the Commonwealth notwithstanding any ownership or control of such property or franchises by any pipe line company incorporated under the laws of any other state]

(h) The powers herein conferred shall be subject to approval of Pennsylvania Public Utility Commission whenever the same is required by the Public Utility Law

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. For the purposes of the record, Mr. Speaker, I desire that the sponsor of this bill explain its legislative intent.

The SPEAKER. Will the gentleman from Allegheny, Mr. Ewing, permit himself to be interrogated?

Mr. EWING. I will be in favor of letting the bill go over, Mr. Speaker, if the gentleman wishes.

Mr. ANDREWS. I am not opposing the bill. I simply want to spread upon the record the legislative intent of the bill, which the gentleman can very briefly state. I am not opposing the bill.

Mr. EWING. The legislative intent of the bill is for a reciprocal basis with other states.

Mr. ANDREWS. Reciprocal basis as to what, Mr. Speaker?

Mr. EWING. In the ownership of pipe lines they can use the same name they are using in Pennsylvania, in Ohio, Maryland, New Jersey or any other state.

Mr. ANDREWS. And has nothing to do with the regulation of pipe lines?

Mr. EWING. Mr. Speaker, as far as I know, it does not.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McCormack,	Sarra,
Banker,	Graybill,	McCullough,	Sax,
Barkdoll,	Greenwood,	McDermitt,	Scanlon,
Baumunk,	Greer,	McGee,	Schmidt,
Beas,	Gutendorf,	McInroy,	Scott,
Beaver,	Guthrie,	McKinney,	Seyler,
Beech,	Hamilton, R. E.,	McMillen,	Shoemaker,

Berkstresser,	Harney,	McNally,	Shotwell,
Blair,	Haudenschild,	Metz,	Smith,
Bloom,	Headlee,	Mihm,	Snider,
Bolton,	Helm,	Mikula,	Sollenberger,
Bomberger,	Hersch,	Miller, H. G.,	Spencer,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stimmel,
Brelsch,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, S. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Taylor,
Cella,	Jones, J. M.,	Moran,	Thompson, E. F.,
Clapper,	Jones, T. H. W.,	Muldowney,	Thompson, R. L.,
Clendenning,	Jump,	Munley,	Toll,
Cochran,	Kamyk,	Murray,	Tompkins,
Conway,	Keller,	Musto,	Toomey,
Cooper,	Kent,	Najaka,	VanSant,
Corz,	Kline,	Naugle,	Varallo,
Costa,	Kohl,	Needham,	Varner,
Coyle,	Kornick,	Olsen,	Verona,
Dalrymple,	Kratz,	Penglass,	Wargo,
Davis,	Kubacki,	Petrosky,	Waterhouse,
Dennison,	Lafore,	Praff,	Watkins,
Dowling,	Lederer,	Pitzer,	Weidner,
DuBols,	Leisey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Weecott,
Dunn,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Erb,	Leven,	Price, R. A.,	Whalley,
Ewing,	Light,	Readinger,	Wheeler,
Fenrich,	Limper,	Reagan,	White,
Ferster,	Loftus,	Reese,	Williams,
Filip,	Lopresti,	Reidenbach,	Wood,
Firmstone,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madigan,	Robertson,	Young,
Gibson,	Markley,	Rovansek,	Ziegler,
Gleason,	Maxwell,	Royer,	Sorg,
Good,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewics,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1101, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell and convey a certain tract of land situate in the City of Allentown County of Lehigh to the Central Railroad Company of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital is thereby authorized on behalf of the Commonwealth to sell and convey to the Central Railroad Company of Pennsylvania for such consideration as may be agreed upon the following described tract of land used in connection with the Allentown State Hospital

All that certain tract of land situate in the City of Allentown County of Lehigh Commonwealth of Pennsylvania more particularly described as follows

Beginning at the southwest corner of land of the Commonwealth of Pennsylvania Allentown State Hospital a common corner between lands of the Commonwealth of

Pennsylvania and lands of the Lehigh and Susquehanna Railroad said point being distant northerly three hundred fifty-seven and ninety-seven one-hundredths feet (357.97') from station seven hundred ninety-eight plus eleven and twenty-five one-hundredths of the stone monumented center line of the Lehigh and Susquehanna Railroad measured at right angle therefrom

Thence along the division line between lands of the Commonwealth of Pennsylvania and lands of the Lehigh and Susquehanna Railroad North five degrees twenty-eight minutes thirty seconds West (N 5° 28' 30" W) twenty-eight and eleven one-hundredths feet (28.11') to a point in the northerly side line of River Drive as relocated

Thence along the northerly side line of River Drive on a line parallel to and distant sixteen and five-tenths feet (16.5') northerly from the center line of River Drive as relocated North fifty-six degrees fifty-one minutes twenty seconds East (N 56° 51' 20" E) one hundred ninety-two and eight tenths feet (192.8') to a point of curve

Thence along the same on a curve to the left with a radius of five hundred eighty-three and five-tenths feet (583.5') a distance of eighty-eight and five-tenths feet (88.5') measured on the act of the curve to a point of tangency

Thence along the same North forty-eight degrees nine minutes fifty seconds East (N 48° 09' 50" E) seven hundred twenty-nine and sixty-six one-hundredths feet (729.66') to a point of curve

Thence along the same on a curve to the right with a radius of six hundred sixteen and fifty one-hundredths feet (616.50') a distance of one hundred fourteen and eighteen one-hundredths feet (114.18') measured on the arc of the curve to a point of tangency

Thence along the same North fifty-eight degrees forty-six minutes thirty seconds East (N 50° 46' 30" E) three hundred thirty-two and eighty-three one-hundredths feet (332.83') to a point of curve

Thence on a curve to the left with a radius of five hundred eighty-three and five-tenths feet (583.5') a distance of eighty-three and sixteen one-hundredths feet (83.16') measured on the arc of the curve to a point of tangency

Thence North fifty degrees thirty-seven minutes twenty seconds East (N 50° 37' 20" E) three hundred ninety-two and sixty-six one-hundredths feet (392.66') to a point of curve

Thence on a curve to the left with a radius of nine hundred thirty-eight and five tenths feet (938.5') a distance of three hundred five and forty-four one-hundredths feet (305.44') to a point of tangency said point being in the division line between lands of the Commonwealth of Pennsylvania and lands of the Lehigh and Susquehanna Railroad said point being distant northerly one-hundred fifty-four and nine-tenths feet (154.9') from station seven hundred seventy-four plus seventy-five and eighteen one-hundredths of the stone monumented center line of the Lehigh and Susquehanna Railroad measured on a radial line therefrom

Thence along the division line between lands of the Commonwealth of Pennsylvania and the lands of the Lehigh and Susquehanna Railroad South thirty-one degrees fifty-eight minutes thirty seconds West (S 31° 58' 30" W) sixty and twenty-five one-hundredths feet (60.25') to a concrete monument at a point of curve

Thence along the same on a curve to the right with a radius of two thousand eight hundred forty-eight and forty-three one-hundredths feet (2848.43') a distance of five hundred thirty-nine and twenty-five one-hundredths feet (539.25') measured on the arc of the curve to a concrete monument

Thence along the same South forty-seven degrees eleven minutes thirty seconds West (S 47° 11' 30" W) seven hundred thirty-three and seven-tenths feet (733.7') to a point

Thence along the same South fifty-five degrees thirteen minutes thirty seconds West (S 55° 13' 30" W) one hundred forty-nine and nine-tenths feet (149.9') to a point

Thence along the same South fifty-six degrees eleven minutes thirty seconds West (S 56° 11' 30" W) two hun-

dred forty-nine and nine-tenths feet (249.9') to a point Thence along the same South fifty-nine degrees twenty minutes thirtyseconds West (S 59° 20' 30" W) one hundred thirty-nine and six-tenths feet (139.6') to a point

Thence along the same South sixty-five degrees forty-seven minutes thirty seconds West (S 65° 47' 30" W) two hundred ten feet (210') to a point

Thence along the same South sixty-six degrees one minute thirty seconds West (S 66° 01' 30" W) one hundred ninety-eight and two-tenths feet (198.2') to the place of beginning.

Containing five and forty-four one hundredths acres The bearings refer to the true meridian

Section 2 The deed conveyance herein authorized shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McCormack,	Sarra,
Banker,	Graybill,	McCullough,	Sax,
Barkdoll,	Greenwood,	McDermitt,	Scanlon,
Baumunk,	Greer,	McGee,	Schmidt,
Bear,	Gutendorf,	McInroy,	Scott,
Beaver,	Guthrie,	McKinney,	Seyler,
Beech,	Hamilton, R. K.,	McMillen,	Shoemaker,
Berkstresser,	Haudenschild,	McNally,	Shotwell,
Blair,	Harney,	Metz,	Smith,
Bloom,	Headlee,	Mihm,	Snider,
Bolton,	Helm,	Mikula,	Sollenberger,
Bomberger,	Hersch,	Miller, H. G.,	Spencer,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stimmel,
Breisch,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Taylor,
Cella,	Jones, J. M.,	Moran,	Thompson, E. F.,
Clapper,	Jones, T. H. W.,	Muldowney,	Thompson, R. L.,
Clendenning,	Jump,	Mumley,	Toll,
Cochran,	Kamyk,	Murray,	Tompkins,
Conway,	Keller,	Musto,	Toomey,
Cooper,	Kent,	Najaka,	VanSant,
Corr,	Kline,	Naugle,	Varallo,
Costa,	Kohl,	Needham,	Varnier,
Coyle,	Kornick,	Olsen,	Verona,
Dalrymple,	Kratz,	Penglase,	Wargo,
Davis,	Kubacki,	Petrosky,	Waterhouse,
Dennison,	Lafore,	Pfaff,	Watkins,
Dowling,	Lederer,	Pitzer,	Weidner,
DuBois,	Leisey,	Polaski,	Welsh,
Duffy,	Leonard L.,	Polen,	Wescott,
Dunn,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Erb,	Leven,	Price, R. A.,	Whalley,
Ewing,	Light,	Readinger,	Wheeler,
Fenrich,	Limper,	Reagan,	White,
Fenster,	Loftus,	Reese,	Williams,
Filo,	Lopresti,	Reidenbach,	Wood,
Firmstone,	Lovett,	Relly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madigan,	Robertson,	Young,
Gibson,	Markley,	Rovanssek,	Ziegler,
Gleason,	Maxwell,	Royer,	Sorg,
Good	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filip,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1114, as follows:

An Act to further amend Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by requiring different types of solid fuels in one vehicle to be separated and requiring separate weighmaster's certificates for each type

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 684) is hereby further amended by adding at the end thereof a new subsection to read as follows

Section 3
* * * * *

(7) When more than one type of solid fuel is sold or delivered to a consumer the vehicle making the delivery shall have a partition separating each type of solid fuel and each type shall be accompanied by a weighmaster's certificate as otherwise provided for in this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McCormack,	Sarra,
Banker,	Graybill,	McCullough,	Sax,
Barkdoll,	Greenwood,	McDermitt,	Scanlon,
Baumunk,	Greer,	McGee,	Schmidt,
Bear,	Gutendorf,	McInroy,	Scott,
Beaver,	Guthrie,	McKinney,	Seyler,
Beech,	Hamilton, R. K.,	McMillen,	Shoemaker,
Berkstresser,	Harney,	McNally,	Shotwell,
Blair,	Haudenschild,	Metz,	Smith,
Bloom,	Headlee,	Mihm,	Snider,
Bolton,	Helm,	Mikula,	Sollenberger,
Bomberger,	Hersch,	Miller, H. G.,	Spencer,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stimmel,
Breisch,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Taylor,
Cella,	Jones, J. M.,	Moran,	Thompson, E. F.,
Clapper,	Jones, T. H. W.,	Muldowney,	Thompson, R. L.,
Clendenning,	Jump,	Mumley,	Toll,
Cochran,	Kamyk,	Murray,	Tompkins,
Conway,	Keller,	Musto,	Toomey,
Cooper,	Kent,	Najaka,	VanSant,
Corr,	Kline,	Naugle,	Varallo,
Costa,	Kohl,	Needham,	Varnier,
Coyle,	Kornick,	Olsen,	Verona,
Dalrymple,	Kratz,	Penglase,	Wargo,

Davis,	Kubacki,	Petrosky,	Waterhouse.
Dennison,	Lafore,	Pfaff,	Watkins,
Dowling,	Lederer,	Pitzer,	Weldner,
DuBois,	Leisey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Wescott,
Dunn,	Leonard, W. C.,	Price, R. A.,	Westrick,
Erb,	Leven,	Price, H. W. Jr.,	Whalley,
Ewing,	Light,	Readinger,	Wheeler,
Fenrich,	Limper,	Reagan,	White,
Ferster,	Loftus,	Reese,	Williams,
Fillp,	Lopresti,	Reidenbach,	Wood,
Firmstone,	Lovett,	Relly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madigan,	Robertson,	Young,
Gibson,	Markley,	Rovansek,	Ziegler,
Gleason,	Maxwell,	Royer,	Sorg,
Good,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1289, as follows:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of sixteen thousand three hundred dollars (\$16,300) or as much thereof as may be necessary is hereby specifically appropriated from the General Fund to the Judicial Department for the payment of the salaries of the associate judges for the two fiscal years beginning June 1 1949

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McCormack,	Sarrat.
Banker,	Graybill,	McCullough,	Sax,
Barkdoll,	Greenwood,	McDermitt,	Scanlon,
Baumunk,	Greer,	McGee,	Schmidt,
Bear,	Gutendorf,	McInroy,	Scott,
Beaver,	Guthrie,	McKinney,	Seyler,
Beech,	Hamilton, R. K.,	McMillen,	Shoemaker,
Berkstresmer,	Harney,	McNally,	Shotwell,
Blair,	Haudenshield,	Metz,	Smith,
Bloom,	Headlee,	Mihm,	Snider,
Bolton,	Helm,	Mikula,	Sollenberger,
Bomberger,	Hersch,	Miller, H. G.,	Spencer,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stimmel,
Brelsach,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Taylor,
Cella,	Jones, J. M.,	Moran,	Thompson, E. F.,
Clapper,	Jones, T. H. W.,	Muldowney,	Thompson, R. L.,

Clendening,	Jump,	Munley,	Toll,
Cochran,	Kamyk,	Murray,	Tompkins,
Conway,	Keller,	Musto,	Toomey,
Cooper,	Kent,	Najaka,	VanSant,
Corr,	Kline,	Naugle,	Varallo,
Costa,	Kohl,	Needham,	Varnier,
Coyle,	Kornick,	Olsen,	Verona,
Dairymple,	Kratz,	Penglase,	Wargo,
Davis,	Kubacki,	Petrosky,	Waterhouse,
Dennison,	Lafore,	Pfaff,	Watkins,
Dowling,	Lederer,	Pitzer,	Weidner,
DuBois,	Leisey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Wescott,
Dunn,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Erb,	Leven,	Price, R. A.,	Whalley,
Ewing,	Light,	Readinger,	Wheeler,
Fenrich,	Limper,	Reagan,	White,
Ferster,	Loftus,	Reese,	Williams,
Fillp,	Lopresti,	Reidenbach,	Wood,
Firmstone,	Lovett,	Relly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madigan,	Robertson,	Young,
Gibson,	Markley,	Rovansek,	Ziegler,
Gleason,	Maxwell,	Royer,	Sorg,
Good,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 52, Printer's No. 13,
Senate Bill No. 119, Printer's No. 141,
Senate Bill No. 126, Printer's No. 233,
Senate Bill No. 170, Printer's No. 46,
Senate Bill No. 171, Printer's No. 47,
Senate Bill No. 202, Printer's No. 241,
Senate Bill No. 244, Printer's No. 253,
Senate Bill No. 245, Printer's No. 254,
Senate Bill No. 282, Printer's No. 196,
Senate Bill No. 306, Printer's No. 153,
Senate Bill No. 357, Printer's No. 171,
Senate Bill No. 425, Printer's No. 255, and
Senate Bill No. 426, Printer's No. 148,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 453, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry

out the provisions of said act" by changing or deleting certain routes in Westmoreland County.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The following routes established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State Highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" and its amendments are hereby deleted as indicated or amended to read as follows:

[Route 64023 Beginning at Route 64024 .5 mile west of Sloan's School] and extending in a northerly direction by way of Pleasant Valley School and intersecting Route 348 at Pleasant View School in Westmoreland County a distance of about 2.5 miles]

[Route 64024 Beginning at Route 69 .75 mile north of Mamont and extending in a northeasterly direction down Beaver Run to Route 348 in Westmoreland County a distance of about 3.3 miles]

[Route 64025 Beginning at Route 64024 near Sloan's School and extending in a southeasterly direction to Route 228 in Westmoreland County a distance of about 0.6 mile]

Route 64036 Beginning at Route 187 near the west borough line of Export and extending northerly and northeasterly by way of [an improved road and] Franklin School to Route [64184] 69 beginning again on Route [64184] near the same point and extending easterly across Route 69 about .5 of a mile north of Montgomery School] 348 Spur thence extending in an easterly direction [along Thorn Run crossing Spur Route 348] to Route 228 near Waukena in Westmoreland County a distance of about [11.86] 8.1 miles

[Route 64253 Beginning at a point on Route 64183 about 0.4 of a mile north of its intersection with Route 64035 thence in a westerly and northwesterly direction through Salem Township to a point on Route 64036 in Westmoreland County a distance of about 2.1 miles]

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, I am asked to make a short statement relative to this bill inasmuch as the passage of the bill is necessitated due to the fact that there is a great danger of curtailing the construction of the dam to provide for a public water supply for about seventy or eighty percent of the residents of Westmoreland County and some residents of surrounding counties.

On the question recurring.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Andrews,	Goodling,	McCormack,	Sarraf.
Banker,	Graybill,	McCullough,	Sax.
Barkdoll,	Greenwood,	McDermitt,	Scanlon.
Baumunk,	Greer,	McGee,	Schmidt.
Bear,	Gutendorf,	McInroy,	Scott.
Beaver,	Guthrie,	McKinney,	Seyler.
Beech,	Hamilton, R. K.,	McMillen,	Shoemaker.
Berkstresser,	Harney,	McNally,	Shotwell.
Blair,	Haudenschild,	Metz,	Smith,

Bloom,	Headlee,	Mihm,	Snider,
Bolton,	Helm,	Mikula,	Sollenberger.
Bombberger,	Hersch,	Miller, H. G.,	Spencer,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stimmel,
Brelsich,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Taylor,
Cella,	Jones, J. M.,	Moran,	Thompson, E. F.,
Clapper,	Jones, T. H. W.,	Muldowney,	Thompson, R. L.,
Clendenning,	Jump,	Munley,	Toll,
Cochran,	Kamyk,	Murray,	Tompkins,
Conway,	Keller,	Musto,	Toomey,
Cooper,	Kent,	Najaka,	VanSant,
Corr,	Kline,	Naugle,	Varallo,
Costa,	Kohl,	Needham,	Varner,
Coyle,	Kornick,	Olsen,	Verona,
Dalrymple,	Kratz,	Penglase,	Wargo,
Davis,	Kubacki,	Petrosky,	Waterhouse,
Dennison,	Lafore,	Pfaff,	Watkins,
Dowling,	Lederer,	Pitzer,	Weidner,
DuBois,	Lelsey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Wescott,
Dunn,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Erb,	Leven,	Price, R. A.,	Whalley,
Ewing,	Light,	Readinger,	Wheeler,
Fenrich,	Limper,	Reagan,	White,
Ferster,	Loftus,	Reese,	Williams,
Filipp,	Lopresti,	Reidenbach,	Wood,
Firmstone,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madigan,	Robertson,	Young,
Gibson,	Markley,	Rovansek,	Ziegler,
Gleason,	Maxwell,	Royer,	Sorg.
Good,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—24

Amarando,	Guarnieri,	Kolankiewicz,	Rose,
Boles,	Hagerty,	Madden,	Rosen,
Breth,	Hall,	Mazza,	Schuster,
Dougherty,	Hamilton, W. H.,	Peta,	Tahl,
Filo,	Jones, G. E.,	Pettigrew,	Wachhaus,
Flack,	Jones, P. F.,	Pichney,	Wilt.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 464, Printer's No. 234

Senate Bill No. 479, Printer's No. 163

Senate Bill No. 526, Printer's No. 201 and

Senate Bill No. 527, Printer's No. 181

were passed over at the request of the SPEAKER.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

I have, Mr. Speaker, a very important announcement to make to the Members of the House. It certainly is not to my liking to make this announcement, but it is one of those things that with a gun at your head you can not do anything else about it.

I have an announcement here from the Penn Harris Hotel, a letter stating that the Pennsylvania Eastern Star organization two years ago made reservations for a Convention for their membership of two thousand for the week of June 11th. They state that they will be

absolutely unable to take care of either the Members of the House or Senate because they are booked up solid.

I do not know what we can do. We cannot sleep in our automobiles. So if the House agrees I would say that we would probably have to recess for that week. However, I thought it would be proper to notify the Members now in case there are any invitations or in case they want to do anything for a week two weeks from now.

I am giving notice as of now Mr. Speaker. I do not know whether it is necessary to take a vote on it. It is entirely up to the Chair.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, the Majority Leader has said that we face a situation that we cannot do anything about. It is probably true that we cannot do anything about it immediately.

I would go along with a proposition to petition the General State Authority to construct here in Harrisburg an apartment house for the use of the Members of the Legislature and the guests that come from time to time, as a self liquidating project.

I also would be willing to support a measure that would place the hotels of Pennsylvania under the jurisdiction of the Public Utility Commission as to rates and service.

The time has come when this General Assembly should get in a position where it is not pushed around by the hotels here in Harrisburg, which, whenever there is a increase in business, become increasingly arrogant. That we should be impotent in the face of a single hotel operator is derogatory to the dignity of this General Assembly.

So I say that while we cannot sleep in automobiles this time we can initiate a long range program which will cure this intolerable hotel situation here in Harrisburg.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 73.

An Act to amend Article V of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from Berks, Honorable Chester A. Mohn.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. CLENDENING asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION

CONGRATULATIONS

Messrs. CLENDENING, BLOOM and ROBERTSON offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, May 24, 1951.

Whereas, Birthday anniversaries come to everyone, yet one's own anniversary has a unique significance to himself. On May 21, William C. Leonard, a stalwart Republican from Delaware County, will be privileged to watch another marker move along his journey through a full, pulsating and fruitful life; therefore be it

Resolved, That this House of Representatives is happy to extend to Mr. Leonard its sincerest and friendliest felicitations on the important occasion of his birthday anniversary, and be it further

Resolved, That this milestone in his life will mark the beginning of even greater service and more desirable benefits to his community and friends as his years of health and vigor run on interminably.

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Leonard.

Mr. WILLIAM C. LEONARD. Mr. Speaker, that is quite an honor to a freshman. I appreciate it and I hope to have the privilege of spending some more birthdays with you. Thank you very much.

RESOLUTION

CONGRATULATIONS

Messrs. BLOOM, CLENDENING and WILLIAM C. LEONARD offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, May 24, 1951.

May 24, 1913 was a most important day in the life of the member James N. Robertson, for it was then he first opened his eyes to this bewildering world and realized vaguely that he would contribute his mite of steadiness to its gyrating behavior.

Brilliantly educated at Princeton—to which was added the distinctive flourish of further training at the University of Pennsylvania—Mr. Robertson elected to serve his community as a lawyer.

During World War II, he served his country magnificently in the European Theatre and emerged after four years of conflict as a Colonel in the Field Artillery.

His interest and activity in civic and political affairs logically culminated in his election to this House of Representatives as a Republic representative from Delaware County.

Nevertheless, despite this time-demanding association with civic and political groups and his active participation in the practice of law, yet his home and wife and children remain the pivotal point of his deepest interest and justifiable pride; therefore be it

Resolved, That this House of Representatives salute Jim Robertson on this thirty-eighth anniversary of his birthday and wish him the most delightful returns on this gala occasion; and be it further

Resolved, That this House is sincerely hopeful that his service to the community will expand and his stature as a progressive citizen will receive state-wide recognition as many more years of vigor and constructive endeavor are vouchsafed him.

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Robertson.

Mr. ROBERTSON. Mr. Speaker, according to that resolution I am rather important.

I want to take this opportunity of thanking the House for the resolution. The only thing I can really say is that it has been quite an honor to me to be a Member of this House. I deeply appreciate it and will long remember the friendships I have made and the discussions I have had here in this body. Thank you very much.

REPORTS FROM COMMITTEES

Mr. SNIDER from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 1288, entitled:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

Mr. YESTER from the Committee on Banking and Building and Loan Associations, reported as committed, House Bill No. 1287, entitled:

An Act to further amend subsection B of section one thousand nine of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled as amended "An Act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employes' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employes' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations, employes' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by and other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further limiting the amount which may be invested in shares of other banking institutions.

ADJOURNMENT

Mr. LYONS. Mr. Speaker, I move that this House do now adjourn until Friday, May 25, 1951 at 12:01 a. m., EST.

The motion was agreed to, and (at 12:01 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., FRIDAY, MAY 25, 1951.

No. 54.

SENATE

FRIDAY, May 25, 1951.

The Senate met at 12:01 o'clock, a. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. ROBERT L. CURRY, Pastor of the First Methodist Church, St. Clair, Pennsylvania, offered the following prayer:

God, the day has been long. This is a later hour. Most of us would rather pray, now I lay me down to sleep. Yet, matters of heavy importance are before us. Let not our minds be dulled because of the hour. Grant us clear vision to see the truth as You have shown us what truth is. Let us never stumble along in the dark of doing unheavenly things. Help us keep our footsteps centered upon the pathway that is straight in life. May we strive to work together as Christian people. May we always love and be loyal to our Nation. May the affairs of our State be deep in our minds. May all that we ever do or say be for Your good, God, for the best of our Nation and for the continual glory of our State. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. YOSKO, further reading was dispensed with, and the Journal was approved.

The PRESIDENT pro tempore. The Chair invites the gentleman from Somerset, Mr. Hare, to the rostrum to preside.

The PRESIDING OFFICER (Fred P. Hare) in the Chair.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 453

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 453, entitled:

An Act to further amend the act approved the twenty-

second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing or deleting certain routes in Westmoreland County.

with the information that the House has passed the same without amendments.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 685, entitled:

An Act to further amend subsection four of Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "Licensed Weighmasters Act," by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures.

Which was committed to the Committee on State Government.

House Bill No. 1067, entitled:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for the discontinuance of the office of district superintendent in any district of the third class.

Which was committed to the Committee on Education.

House Bill No. 1071, entitled:

An Act to amend the title and Section 1 of the act, approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School, to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by authorizing the relocation of the right of way or easement by agreement of the interested parties.

Which was committed to the Committee on State Government.

House Bill No. 1091, entitled:

An Act to further amend section two of the act, approved the second day of June, one thousand eight hundred and eighty-three (P. L. 61), entitled "An act supplementary to an act, entitled 'An act for the incorporation and regulation of corporations', approved April twenty-ninth, one thousand eight hundred and seventy-four, authorizing the incorporation of pipe lines for the transportation of petroleum, and providing for the exercise of the right of eminent domain in taking lands and property for such purposes," by clarifying and enlarging the powers of pipe line companies to acquire, use and dispose of property, including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth; clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission.

Which was committed to the Committee on Corporations.

House Bill No. 1101, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Allentown State Hospital, to sell and convey a certain tract of land situate in the City of Allentown, County of Lehigh to the Central Railroad Company of Pennsylvania.

Which was committed to the Committee on State Government.

House Bill No. 1114, entitled:

An Act to further amend Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "Licensed Weighmasters Act," by requiring different types of solid fuels in one vehicle to be separated, and requiring separate weighmaster's certificates for each type.

Which was committed to the Committee on State Government.

House Bill No. 1289, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

Which was committed to the Committee on Appropriations.

SENATE RESOLUTIONS

TRIBUTE TO NORMAN C. SCHLICHTER

Mr. WADE offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 25, 1951.

Whereas, the doubts and dissensions of a troubled world disrupt our morale, invade our peace of mind and leave little opportunity for a serene contemplation of the quiet beauty and the caressing solace of traditional Pennsylvania life, it becomes, indeed, a rare privilege for all of us to refresh our spirit and to regain our courage by reading the simple and sincere lines written by Norman C. Schlichter long ago in the nineties.

Pennsylvania

Pennsylvania, strong and fine,
Pennsylvania, State of mine,
Proud we breathe thy peaceful air,
Proud we see thy mountains fair.

For the wonder of our eyes
Green and high their grandsires rise;
For the quiet of the soul
Valleys beautiful unroll.

Rivers sing us music rare—
Susquehanna, Delaware,
Juniata, Brandywine,—
Silver in the sun they shine.

Penn's Sylvania! Now our own!
Founder brave, forever known,
William Penn, we sing of thee,
Preacher of sweet charity.

Pennsylvania, on thine air,
With the fervency of prayer,
Rang the Bell of Liberty:
"Independence! We are free—"

Valley Forge, where winter chill
Tested faith and patriot will,
Blood of martyrs keeps thy name
Constant on the lips of fame.

Gettysburg, where Lincoln said
Truth immortal as thy dead
Sacrificed in Freedom's cause,
At thy sacred name we pause.

Pennsylvania, fair and free,
In thy beauty God we see!
All thy greatness men have wrought
By sure purpose and high thought.

Mr. Schlichter was a former resident of Duncannon. He is now advanced in age, his devoted wife is blind, and together they are quietly and uncomplainingly living their allotted years with what little resources they have at hand; therefore be it

Resolved, That the Senate acknowledges gratefully the poetic utterances of Norman C. Schlichter, dedicated to a survey of Pennsylvania's intrinsic and intangible values; and be it further

Resolved That the Senate extend to Mr. and Mrs. Schlichter their best wishes that they may be privileged to spend many more blessed years in their beloved Pennsylvania.

URGING THAT THE JOINT STATE GOVERNMENT COMMISSION DETERMINE UNEXPENDED CASH BALANCES IN THE APPROPRIATIONS OF THE COMMONWEALTH AS OF MAY 31, 1951

Messrs. YOSKO and NEFF offered the following resolution which was twice read as follows:

In the Senate, May 25, 1951.

Resolved, That the Joint State Government Commission determine the unexpended cash balances as of May 31, 1951 in the appropriations made to all agencies of the Commonwealth for the biennium beginning June 1, 1949 to May 31, 1951;

And Be It Further Resolved, That the Joint State Government Commission make its report to the Senate on Monday, June 4, 1951.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolution be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. WALKER. May I say to the gentleman, Mr. President, arrangements have already been made to procure that information just as soon as it is available. We are advised by the fiscal officers that they are hopeful of having that ready for us during the week of June 4. As to whether or not it can be procured by Monday, of course, is conjecture because of the fact that it will be so soon

after the completion of the fiscal period. However, the information will be available for the Senate at the earliest possible moment, and for that reason, this resolution, I do not think will be necessary. We intend to furnish that information sometime during the week of June 4 or as soon thereafter as the figures can be made available and, therefore, Mr. President, I would suggest, if the gentleman will cooperate with us, that either the resolution lay on the table or refer it to the Rules Committee until the information is available. We are just as anxious to get the information as he is, and I know it will be placed at his disposal as soon as it is available.

Mr. YOSKO Mr. President, I might say that it should not take more than twenty-four or forty-eight hours at the most for the Joint State Government Commission to compile this data from the various agencies of the Commonwealth that were given an appropriation for the biennium 1949 to 1951. That information is available in the Auditor General's Office and the State Treasurer's Office, and I think it ought to be available to us when we come back the week after next.

The PRESIDING OFFICER. The resolution is referred to the Committee on Rules.

PERMISSION TO ADDRESS SENATE

Mr. STEVENSON asked and obtained unanimous consent to address the Senate.

Mr. STEVENSON. Mr. President, at the direction of the General Assembly in the Session of 1949, the Local Government Commission was specifically directed to prepare two codes of law, one covering the third class city law, the other the county law covering the second to the eighth classes. The third class city law has been introduced and is on the Third Reading Calendar in the House at the present time.

Mr. President, today it is my privilege to present to the Senate the compilation of the county law covering the second to the eighth class counties. It is an orderly assembly of all the existing general county laws, and it represents a tremendous amount of work. We believe that this code will be a very valuable asset in the hands of the people of Pennsylvania, especially the people who deal in the county government.

Mr. President, I will not insist this evening that it be read at length on first reading. It was our intention to do so, but owing to the lateness of the hour, we thought we would not do that. We want to get this in today so that it might be printed during the interval here when the printers would have ample time to take care of it.

Mr. President, on behalf of Senator Mallery, Senator Haluska, Senator Mahaney and myself, I read in place and present to the Chair this bill.

BILLS INTRODUCED AND REFERRED

Messrs. STEVENSON, MALLERY, HALUSKA and MAHANY, read in place and presented to the Chair Senate Bill No. 693, entitled:

An Act to reenact, revise and amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto."

Which was committed to the Committee on Local Government.

Messrs. MALLERY and HALUSKA read in place and presented to the Chair Senate Bill No. 694, entitled:

An Act authorizing cities, boroughs, towns and townships to accumulate over a period of more than one year monies required to match State grants; and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

Which was committed to the Committee on Local Government.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 695, entitled:

An Act to further amend clause (a) of Section 412 and clause (b) of Section 615 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of high-trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the suspension of registrations, operators' licenses and learners' permits in certain cases in which vehicles are used for purposes of prostitution, assignation, pandering, fornication or other immoral purposes.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 696, entitled:

An Act to amend Section 512 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing that in any prosecution for prostitution proof of the presence of that accused in a house of prostitution shall constitute prima facie proof of the commission of prostitution.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 697, entitled:

An Act to amend Section 512 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by authorizing the court to sentence women convicted of prostitution to undergo imprisonment in a public institution maintained by the Department of Welfare and set apart for such purpose and authorizing the court in its discretion during the continuance of the present war to sentence women convicted of prostitution to undergo imprisonment until the termination of this war.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 698, entitled:

An Act authorizing the suspension of certain local police officers for failure to discover and report badwy houses in the locality over which they have supervision or for their failure to take other appropriate action with respect thereto, in any cases in which the Pennsylvania State Police has made arrests for the keeping of such bawdy houses.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 699, entitled:

An Act providing for the establishment of a "Vice Squad" as an agency in the Pennsylvania State Police force to be used for the elimination and control of prostitution and other immoral and indecent offenses throughout the Commonwealth.

Which was committed to the Committee on State Government.

CALENDAR

THIRD READING CALENDAR

Mr. WALKER. Mr. President, for the convenience of the gentlemen of the Senate, I would like to call up certain bills out of order on the Third Reading Calendar so that we can act on them and send them over to the House.

SENATE BILL No. 556 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time Senate Bill No. 556.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 556, as follows:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby appropriated out of the Motor License Fund to the Department of Public Instruction for the two fiscal years commencing June first one thousand nine hundred fifty-one for the purpose of promoting highway safety education through the schools in this Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Proper,	Wagner.

Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,

Leader,
Letzler,
Mahanay,
Mallery,
McCreesh,
McGinnis,
McMenamin,
McPherson, Jr.

Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,
Stevenson,

Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,
Hare,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

SENATE BILL No. 578 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time Senate Bill No. 578.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 578, as follows:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred twenty-six thousand dollars (\$126,000) or as much thereof as may be necessary is hereby specifically appropriated from the Motor License Fund to the Department of Property and Supplies for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for the payment of salaries wages or other compensation of such bureau or division chiefs experts engineers accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers and other assistant and employees for the payment of postage traveling expenses telephone toll charges telegrams newspaper advertising and notices for the payment of the costs of advertising schedules of supplies proposals for executing any contract work readvertising any schedules or proposals when necessary for the purchase of office supplies and equipment stationery printing printing supplies and printing processes for the purchase of all other materials supplies and equipment and for the payment of such other expenses as may be necessary for the proper conduct of the work of the department in acting as purchasing agent for the Department of Highways

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Proper,	Wagner,
	Leader,	Robinson,	Walker,
	Letzler,	Rosenfeld,	Watkins,
	Mahany,	Ruth,	Watson,
	Mallery,	Scarlett,	Wolfe,
	McCreesh,	Silvert,	Wood,
	McGinnis,	Snowden,	Yosko,
	McMenamin,	Stevenson,	Hare,
	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

SENATE BILL No. 610 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time Senate Bill No. 610.

BILL ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 610, as follows:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies is hereby authorized and directed to grant and convey to the City of Pittsburgh all the right title and interest of the Commonwealth in and to that certain street in the City of Pittsburgh as established by the act approved the eighth day of April one thousand eight hundred seventy (P. L. 1048) entitled "An act relating to a certain street in the City of Pittsburgh" and as said street is therein described

Being that tract of land which the Town of Lawrenceville pursuant to the provisions of the act approved the twelfth day of April one thousand eight hundred sixty-seven (P. L. 1203) filled up and embanked an area lying between Wainwright's Island the main southeast shore of the Allegheny River and which the Commonwealth by the act approved the eighth day of April one thousand eight hundred seventy (P. L. 1048) aforesaid granted and conveyed to the City of Pittsburgh for public purposes as a street

The General Assembly finds as a fact that at the present time and for a long time past no street has existed on this said land and no need exists for any such street or other public use and the General Assembly also finds as a fact that at the present time it would be to the advantage and interest of the Commonwealth of Pennsylvania the City of Pittsburgh the general public and the adjoining land owners that the aforesaid land shall be made available to private ownership and use

Section 2 The City of Pittsburgh in consideration of the grant herein authorized and directed to be made shall be solely responsible for the payment of any damages occasioned by the closing or vacating of said street by the City of Pittsburgh

Section 3 Nothing herein contained shall be construed to affect or deprive any right title or interest of any person or corporation asserting title to or any interest in said land

Section 4 The deed of conveyance herein authorized shall be made without consideration and shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

SENATE BILL No. 631 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time Senate Bill No. 631.

BILL ON THIRD READING AND FINAL
PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 631, as follows:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of four million ninety-three thousand eight hundred sixty-six dollars and sixty-seven cents (\$4,093,866.67) is hereby specifically appropriated from the Motor License Fund to the Board of Finance and Revenue for payment into the Sinking Fund to meet interest and sinking fund requirements on the State debt for the two fiscal years commencing June first one thousand nine hundred fifty-one The amount hereinbefore appropriated shall be transferred by the Auditor General and the State Treasurer upon requisition of the Board of Finance and Revenue from the Motor License Fund to the Sinking schedule

Fund on or before the dates and in the manner set forth in the following schedule

Date of Payment	Principal	Interest	Total
July 1 1951		\$ 375,000.00	\$ 375,000.00
August 2 1951		292,200.00	292,200.00
September 1 1951	\$1,500,000.00	80,000.00	1,580,000.00
October 1 1951		40,000.00	40,000.00
December 1 1951		40,000.00	40,000.00
March 1 1952		40,000.00	40,000.00
April 1 1952		40,000.00	40,000.00
April 1 1952	1,500,000.00	26,666.67	1,526,666.67
September 1 1952		40,000.00	40,000.00
October 1 1952		40,000.00	40,000.00
March 1 1953		40,000.00	40,000.00
April 1 1953		40,000.00	40,000.00
Totals	\$3,000,000.00	\$1,093,866.67	\$4,093,866.67

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for Concurrence,

SENATE BILL No. 632 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time Senate Bill No. 632.

BILL ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 632, as follows:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand six hundred seventy dollars (\$1670) or as much thereof as may be necessary is hereby specifically appropriated out of the Toll Bridge Fund to the Board of Finance and Revenue for the two fiscal years beginning June first one thousand nine hundred fifty-one for the payment of the compensation to the Commonwealth's Loan and Transfer Agent for services rendered in connection with the registration transfer and payment of interest on Toll Bridge bonds and for other services required to be performed by the said Loan and Transfer Agent Payments from such appropriation shall be made at such times and in such amounts and upon such basis as may be provided by law or agreed upon between the Board of Finance and Revenue and the said Loan and Transfer Agent

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,

Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for Concurrence,

SENATE BILL No. 685 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time Senate Bill No. 685.

BILL ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 685, as follows:

An Act to amend the act approved the twenty-third day of May one thousand nine hundred forty-nine (Appropriation Acts page 49) entitled "An act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean Potter and Tioga counties made necessary by floods of July one thousand nine hundred forty-two May one thousand nine hundred forty-six and April one thousand nine hundred forty-eight and of carrying out the provisions of existing laws relating thereto" by extending the purpose of the appropriation to cover all flood damage

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-third day of May one thousand nine hundred forty-nine (Appropriation Acts page 49) entitled "An act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean Potter and Tioga counties made necessary by floods of July one thousand nine hundred forty-two May one thousand nine hundred forty-six and April one thousand nine hundred forty-eight and of carrying out the provisions of existing laws relating thereto" is hereby amended to read as follows

Section 1 The sum of three hundred thousand dollars (\$300,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for expenditure by said department in McKean Potter and Tioga counties for the purpose of flood control and stream channel work made necessary by floods [of July one thousand nine hundred forty-two May one thousand nine hundred forty-six and of April one thousand nine hundred forty-eight] and to carry into effect the provisions of existing laws relating thereto

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,

Blass,	Lane,	Proper,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for Concurrence,

HOUSE BILL No. 1022 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time House Bill No. 1022.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1022, as follows:

An Act to amend sections 1 and 7 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (P. L. 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" by providing for the expenditure of any biennial appropriation made to the Local Government Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (P. L. 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" as last amended by the act approved the eleventh day of April one thousand nine hundred forty-nine (P. L. 422) is hereby further amended to read as follows

Section 1 Be it enacted &c That a commission is hereby created which shall consist of ten members to serve without compensation five of whom shall be appointed by the President pro tempore of the Senate and five shall be appointed by the Speaker of the House The commission shall be known as the "Local Government Commission" The term of each member of the commission shall run from the date of his respective appointment until the end of the next regular session of the General Assembly and until his successor is appointed and qualified After the close of each regular session of the General Assembly the President pro tempore and the Speaker shall make the appointments authorized by this section Any vacancy happening in the membership of the commission shall be filled by the appointing power making the original appointment for the unexpired term The commission shall organize as soon as may be after the close of each regular session of the General Assembly at the call of the President pro tempore of the Senate by electing a chairman vice-chairman and a secretary The secretary need not be a member of the commission [The members of the commission shall serve without compensation but shall be reimbursed for all necessary expenses incurred in the discharge of their duties]

Section 2 Section 7 of said act is hereby amended to read as follows

Section 7 [The sum of ten thousand dollars \$10,000] or so much thereof as may be necessary is hereby specifically appropriated to the commission for the two fiscal years beginning June first one thousand nine hundred and thirty-five Any biennial appropriation to the commission shall be used in accordance with the purposes if any expressed in the appropriation act and for the payment of the expenses of the members of the commission for the compensation and expenses of the secretary and other appointees of the commission for printing for postage supplies telephone telegraph rent and miscellaneous expenses and generally for the purposes of carrying into effect the provisions of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Proper,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 1023 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time House Bill No. 1023.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1023, as follows:

An Act making an appropriation to the Local Government Commission to continue its work

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty thousand dollars (\$30,000) or so much thereof as may be necessary is hereby specifically appropriated to the Local Government Commission created by the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (P. L. 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" for the two fiscal years beginning June first one thousand nine hundred fifty-one to continue the work of the commission for the preparation of a general municipal code for supplying information regarding local government in this Commonwealth and for the payment of the expenses of the members of said commission for the payment of the

compensation and expenses of the secretary counsel and other appointees of the commission for printing postage supplies telephone telegraph and miscellaneous expenses and generally for the purpose of carrying into effect the provisions of said act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 1280 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time House Bill No. 1280.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1280, as follows:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available

Whereas Under the Constitution and the laws of this Commonwealth the State Treasurer may not pay out any moneys unless they be specifically appropriated by Act of the General Assembly and

Whereas The laws of this Commonwealth provide that State officers and employes shall be paid semi-monthly on the first and fifteenth days of each month therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of nine million dollars (\$9,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the State Treasurer of the Commonwealth of Pennsylvania for the purpose of paying the salaries and wages of the officers and employes of the State government in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as moneys appropriated by the General Appropria-

tion Act of one thousand nine hundred fifty-one may become available for such purposes

Section 2 Payments out of the appropriation of this act shall be made by the State Treasurer upon requisitions by the several departments boards commissions or officers in the same manner as payments of salaries are ordinarily made

Section 3 All amounts paid by the State Treasurer in accordance with this act shall be charged against the appropriations made for the salaries and wages of the officers and employes of the State government in the General Appropriation Act of one thousand nine hundred fifty-one

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 1281 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time House Bill No. 1281.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1281, as follows:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten million dollars (\$10,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Assistance for the payment of assistance and administrative expenses as provided by the Public Assistance Law and for the payment of attorneys' fees and court costs necessary for the proper conduct of the work of the Department of Public Assistance for the two fiscal years beginning June first one thousand nine hundred fifty-one and

for the payment of assistance and administrative expenses attorneys' fees and court costs accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-one

Section 2 Out of the moneys appropriated by section one of this act the Department of Public Assistance shall allocate funds from time to time for the several assistance programs (old age assistance aid to dependent children pensions for the blind general assistance and other programs provided by the Public Assistance Law for administrative expenses of the several county boards of assistance for such administrative expenses incurred by the department which are chargeable to such boards and for the payment of attorneys' fees and court costs necessary for the proper conduct of the work of the department

Section 3 Out of the moneys appropriated by section one of this act there is hereby allocated to the Treasury Department the sum of sixty thousand dollars (\$60,000) and to the Department of the Auditor General the sum of twenty-five thousand dollars (\$25,000) to pay the administrative expenses of said departments in auditing and disbursing the appropriation made by this act during the month of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Propert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS ON THIRD READING CALENDAR OVER IN ORDER

Mr. WALKER. Mr. President, I move that all the bills remaining on the Third Reading Calendar go over in their order.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The bills were as follows:

Senate Bill No. 211, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms.

Senate Bill No. 219, entitled:

An Act to provide for the coverage of certain officers

and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State-Federal Social Security Board and conferring powers and imposing duties upon the Board authorizing the Board to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employee contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations.

Senate Bill No. 418, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting corporations to borrow money acquire and dispose of real estate and make alter amend and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon permitting a change of registered office pursuant to action of directors permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties of agents providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes providing that foreign corporations which shall have done business in Pennsylvania without procuring a certificate of authority to do so shall be conclusively presumed to have appointed the Secretary of the Commonwealth their agent to accept service of process in cases arising out of acts of omissions of such corporations in the Commonwealth and specifying the duties of the Secretary upon receipt of such process.

Senate Bill No. 494, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidate primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing a system for the nomination of candidates to fill certain vacancies in public offices occurring under conditions for which said election code does not prescribe machinery.

Senate Bill No. 495, entitled:

An Act to amend clause (3) of Section 203 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to non-profit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations on the first class with the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain state departments commissions and officers authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the manner in which the corporate purposes may be set forth in the articles of incorporation.

House Bill No. 524, entitled:

An Act providing for an accelerated course of training for student nurses in certain emergency areas; imposing duties on the Secretary of Welfare and making an appropriation.

Senate Bill No. 589, entitled:

An Act to amend Section 1.1 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on inland waters and changing penalties.

Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth outlining the procedure and defining the rights of dissenting certificate holders.

Senate Bill No. 605, entitled:

An Act to amend subsection (e) of Section 410 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the importation purchase and sale of alcohol.

Senate Bill No. 606, entitled:

An Act prohibiting any beneficial association fraternal organization or society whether incorporated or not paying death benefits of any kind from requiring any mem-

ber thereof to contract with any particular undertaker for the burial of a deceased member and providing penalties.

Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

Senate Bill No. 636, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies.

Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) as amended entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation providing for payment of certain fees taxes and bonus and defining the rights powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

Senate Bill No. 644, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General.

Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

House Bill No. 776, entitled:

An Act to amend Section 506 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by requiring notice of dissolution of stock or mutual fire insurance companies associations or exchanges to be given to policyholders or members.

House Bill No. 972, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police.

House Bill No. 1040, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil Washington County Pennsylvania providing for reversion to the Commonwealth.

House Bill No. 1081, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commis-

sions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates.

House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways."

BILLS ON SECOND READING CALENDAR
OVER IN ORDER

Mr. WALKER. Mr. President, I move that all bills on the Second Reading Calendar go over in their order.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The bills were as follows:

Senate Bill No. 41, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees

House Bill No. 45, entitled:

An Act to add Section 808.1 to the act approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by prohibiting certain acts relating to game in cemeteries and burial grounds.

Senate Bill No. 165, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds

House Bill No. 201, entitled:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction

House Bill No. 205, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

House Bill No. 238, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make arrests without warrants under certain circumstances

House Bill No. 277, entitled:

An Act to amend section six hundred eighty of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring new residents and residents becoming of age to notify assessors of such facts and prescribing penalties and providing for public notice of the requirement

Senate Bill No. 319, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation taxable shares of stock in any regulated investment company

Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

Senate Bill No. 477, entitled:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical

personnel their qualifications term of office duties salary and method of filling vacancies

House Bill No. 499, entitled:

An Act to further amend section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled "An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take anything of value for obtaining the same and prescribing penalties for violations of this act" by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury

Senate Bill No. 505, entitled:

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders

Senate Bill No. 506, entitled:

An Act to amend Section 2511.1 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing the annual payments by the Commonwealth to school districts erecting or sharing in the erection of buildings or providing educational facilities under the State Public School Building Authority Act and making an appropriation

House Bill No. 534, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the provisions relating to admission of beginners.

House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals

House Bill No. 577, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belong to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale of custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the security required for deposits of State moneys and to permit the designation of additional banks or trust companies as active depositories

Senate Bill No. 602, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the issuance of liquor licenses changing license fees of clubs and the hours certain licensees may sell and further providing for transfers of certain liquor licenses

House Bill No. 614, entitled:

An Act to amend section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for qualifications of certain principals

Senate Bill No. 651, entitled:

An Act to amend clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation allowable to attorneys employed by school directors in certain counties

House Bill No. 678, entitled:

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies

House Bill No. 703, entitled:

An Act to amend subsection three of Section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof

House Bill No. 721, entitled:

An Act to further amend clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and boundary lakes and boundary rivers of the Commonwealth" by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids

House Bill No. 730, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of Resident hunters' licenses for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

House Bill No. 863, entitled:

An Act to further amend Sections 113 and 133 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey

House Bill No. 931, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period.

House Bill No. 947, entitled:

An Act to amend Sections 1704 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for voting by boards of school directors establishing and maintaining joint schools or departments methods or adopting budget and employing teachers and for voting by joint school committees and the effect of failure to comply

House Bill No. 1043, entitled:

An Act to further amend Section 1026 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by limiting the eligibility of candidates for county superintendent of schools

House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies

(The Senae was at ease.)

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both Houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 77, entitled:

An Act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by changing the employer's right of subrogation.

House Bill No. 193, entitled:

An Act to repeal the act, approved the twenty-eighth day of April, one thousand nine hundred fifteen (P. L. 197), entitled "An act regulating the manner and time of payment of employes of cities of the first class."

House Bill No. 194, entitled:

An Act to repeal the act, approved the twenty-third day of April, one thousand nine hundred fifteen (P. L. 174), entitled "An act regulating the manner of payment of county employes in counties having a population over one million."

Senate Bill No. 453, entitled:

An Act to further amend the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing or deleting certain routes in Westmoreland County.

House Bill No. 568, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by further prescribing for the management administration application and regulation of such fund in cities of the first class

House Bill No. 990, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "The Pennsylvania Occupational Disease Act," by amplifying the provisions thereof as to persons entitled to such payments.

House Bill No. 1022, entitled:

An Act to amend section 1 and 7 of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-five (P. L. 244), entitled "Local Government Commission Law," by providing for the expenditure of any biennial appropriation made to the Local Government Commission.

House Bill No. 1023, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

House Bill No. 1280, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May, one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available.

House Bill No. 1281, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, June 4, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. STEVENSON. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 12:47 o'clock, a. m., Eastern Standard Time, until Monday, June 4, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

FRIDAY, May 25, 1951

The House met at 12:01 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Reverend Charles F. Trunk, Jr., guest Chaplain and Pastor of the Bethlehem Lutheran Church, Harrisburg, offered the following prayer:

We thank Thee, O God, that we can see Thy good works and Thy promise for the time to come. Help us to submit to Thy will which would make wars to cease and would destroy man's battle instruments. Give us quiet moments, so that in the stillness we may know that Thou are God—our God—Who will be exalted in all the earth. Teach us to seek out first Thy Kingdom and Thy Righteousness, lest we forfeit the other things which can be ours. Make us good servants of the good way, we pray Thee, through Thy Spirit. Amen.

JOURNAL APPROVED

The SPEAKER. As there any corrections to the Journal of Thursday, May 24, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. METZ. HOUSE BILL No. 1366.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the payment of expenses of teachers' meetings by the county treasurer.

Referred to the Committee on Education.

By Mr. METZ. HOUSE BILL No. 1367.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for payment of the expenses of the annual convention of school directors out of county funds.

Referred to the Committee on Education.

By Messrs. GOOD and GAFFNEY.

HOUSE BILL No. 1368.

An Act to add Section 897 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 782), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by imposing penalties for wrongfully tapping or connecting to sewer mains.

Referred to the Committee on Judiciary.

By Mr. LIGHT (By Request). HOUSE BILL No. 1369.

An Act to provide a highway use tax on certain motor vehicles; providing for the administration, collection of the tax and enforcement of the act by the Department of Revenue; conferring powers and imposing duties on certain persons, courts, State officers, employees, departments and agencies of this Commonwealth and making an appropriation.

Referred to the Committee on Ways and Means.

By Messrs. DALRYMPLE, POLASKI, DOWLING and BOWER

HOUSE BILL No. 1370.

An Act to further amend Section 2004 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by limiting to forty hours the work week of police officers in certain cases.

Referred to the Committee on Cities—Third Class.

By Messrs. EWING, HAUDENSHIELD, COOPER and RONALD L. THOMPSON

HOUSE BILL No. 1371.

An Act making an appropriation to The Boy's Industrial Home of Western Pennsylvania, located at Oakdale, Allegheny County, for new buildings and equipment and repairs to existing buildings.

Referred to the Committee on Appropriations.

By Mr. DOWLING. HOUSE BILL No. 1372.

An Act to amend Section 308 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries or such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by further regulating the method of approval of the borrowing of money and disposition of real estate, by nonprofit corporations, by the members thereof.

Referred to the Committee on Judiciary.

By Messrs. SPENCER and BRETH.

HOUSE BILL No. 1373.

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and bountary lakes and boundary rivers of the Commonwealth," by reclassifying chubs as baitfish.

Referred to the Committee on Fisheries.

By Messrs. BOWER and WESCOTT.

HOUSE BILL No. 1374

An Act to further amend section 1207 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon the payment of prescribed fees, prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by further providing for the disposition of fines and penalties collected and bail forfeited due to speeding.

Referred to the Committee on Motor Vehicles.

By Messrs. YOUNG and MULDOWNNEY.

HOUSE Bill No. 1375.

An Act providing for payment of annual salaries to ward committeemen, ward committee women, and ward leaders, by the central campaign committees of major political parties, in cities of the first class currently co-extensive with counties of the first class.

Referred to the Committee on City and County—First Class.

By Mr. ZIEGLER.

HOUSE BILL No. 1376.

An Act to further amend subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain admini-

strative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by reconstituting the Advisory Health Board and further prescribing its powers and duties.

Referred to the Committee on Public Health and Sanitation.

By Mr. ZIEGLER.

HOUSE BILL No. 1377.

An Act to amend sections two, four, five, and six of the act, approved the second day of July, one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging-houses in the different cities in this Commonwealth," by adding county departments of health and joint-county departments of health to the health authorities empowered by act to render certificates, make inspections, and adopt dules and regulations.

Referred to the Committee on Public Health and Sanitation.

By Mr. ZIEGLER.

HOUSE BILL No. 1378.

An Act providing for the examination, licensure and registration of persons, firms or corporations engaged in the business or work of plumbing or house and building drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house and building drainage and cesspools, in cities of the second class, second class A and third class, and imposing fines, penalties and forfeitures for violation thereof; and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class, second class A and third class which are within the jurisdiction of such departments of health, and repealing certain laws.

Referred to the Committee on Public Health and Sanitation.

By Mr. McMILLEN.

HOUSE BILL No. 1379.

An Act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment.

Referred to the Committee on Judiciary.

By Mr. McMILLEN.

HOUSE BILL No. 1380.

An Act to amend the title and to further amend section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for the arrest and seizure and sale of property of deserters; and providing procedure," by further defining the liability of property for expenses incurred for support, maintenance, assistance and burial.

Referred to the Committee on Welfare.

By Mr. McMILLEN.

HOUSE BILL No. 1381.

An Act to further amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 401), entitled as amended "An act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board of Private Trade Schools; and prescribing

penalties," by further defining "agent"; prohibiting agents from representing more than one school; clarifying the period for which a license is effective and requiring the keeping and maintaining of certain records by licensees.

Referred to the Committee on Education.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 193.

An Act to repeal the act approved the twenty-eighth day of April one thousand nine hundred fifteen (P. L. 197) entitled "An act regulating the manner and time of payment of employees of cities of the first class"

HOUSE BILL No. 194.

An Act to repeal the act approved the twenty-third day of April one thousand nine hundred fifteen entitled "An act regulating the manner of payment of county employees in counties having a population over one million"

HOUSE BILL No. 568.

An Act to further amend section one of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by further prescribing for the management administration application and regulation of such fund in cities of the first class

HOUSE BILL No. 990.

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation there under and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by amplifying the provisions thereof as to persons entitled to such payments

With information that the Senate has passed the same without amendment.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILLS NOS. 231 AND 341

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 231, Printer's No. 232, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 341, Printer's No. 244, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

COMMUNICATIONS AND HOUSE BILLS NOS. 231 AND 341 LAID ON TABLE

Mr. SMITH. Mr. Speaker, I move that House Bills 231 and 341 together with the communications from the Governor be laid upon the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 52.

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances, fire prevention codes regulating the occupation and use of buildings and structures, and the conduct of trades or businesses which, due to the nature thereof, create a fire hazard or danger to life or property by fire or explosion and providing penalties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 8, by striking out after the word "explosion" the following: "Provided That such codes shall not apply to any building structure or business of any persons or corporation the facilities of which are subject to regulation by Pennsylvania Public Utility Commission."

Amend Section 4, page, line 19, by striking out after the word "direct" the following: "of which bureau fire department or such department board or commission the head of the department as the fire marshal of the city shall be head."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. SMITH. Mr. Speaker, I move that this Bill together with the communication from the Senate be laid upon the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 151.

An Act to further amend subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personalty building or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth

SENATE BILL No. 209.

An Act to further amend Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth" by increasing the compensation of coroner's jurors

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 67.

An Act proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

SENATE BILL No. 151.

An Act to further amend subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the

Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth of any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personalty building or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth

SENATE BILL No. 209.

An Act to further amend Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth" by increasing the compensation of coroner's jurors

HOUSE BILL No. 193.

An Act to repeal the act approved the twenty-eighth day of April one thousand nine hundred fifteen (P. L. 197) entitled "An act regulating the manner and time of payment of employes of cities of the first class"

HOUSE BILL No. 194.

An Act to repeal the act approved the twenty-third day of April one thousand nine hundred fifteen (P. L. 174) entitled "An act regulating the manner of payment of county employes in counties having a population over one million"

HOUSE BILL No. 568.

An Act to further amend section one of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by further prescribing for the management administration application and regulation of such fund in cities of the first class

HOUSE BILL No. 990.

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by amplifying the provisions thereof as to persons entitled to such payments

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

FORMER MEMBER AND PRESENT ATTORNEY
GENERAL WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member, Majority and Minority Leader of the House and the present Attorney General of the Commonwealth, The Honorable Robert E. Woodside.

SENATE MESSAGE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1022.

An Act to amend section 1 and 7 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-five P. L. 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" by providing for the expenditure of any biennial appropriation made to the Local Government Commission

HOUSE BILL No. 1023.

An Act making an appropriation to the Local Government Commission to continue its work

HOUSE BILL No. 1280.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available

HOUSE BILL No. 1281.

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one

With information that the Senate has passed the same without amendment.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 525.

An Act to further amend Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by providing for the regression in classification of cities upon their decrease in population

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 556.

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Referred to the Committee on Highways.

SENATE BILL No. 578.

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

Referred to the Committee on Highways.

SENATE BILL No. 610.

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh.

Referred to the Committee on State Government.

SENATE BILL No. 631.

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt.

Referred to the Committee on Highways.

SENATE BILL No. 632.

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Referred to the Committee on Highways.

SENATE BILL No. 639.

An Act to add Section 473 to the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors and malt and brewed beverages amending revising and consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain case for search and seizure without warrant prescribing penalties and forfeitures providing for local option in the several parts of a borough formed by the consolidation of two or more boroughs.

Referred to the Committee on Liquor Control.

SENATE BILL No. 646.

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for the appointment by the board of personal property assessors real estates assessors and assistant real estate assessors clerks and other employes fixing the salaries of member of the board assessors and assistant assessors and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws" by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases.

Referred to the Committee on City and County—First Class.

SENATE BILL No. 648.

An Act to amend subsection (c) of section 431 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and matle brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employes therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain unisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by changing residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers distributors and importing distributors.

Referred to the Committee on Liquor Control.

SENATE BILL No. 685.

An Act to amend the act approved the twenty-third day of May one thousand nine hundred forty-nine (Appropriation Acts page 49) entitled "An act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean Potter and Tioga counties made necessary by floods of July one thousand nine hundred forty-two May one thousand nine hundred forty-six and April one thousand nine hundred forty-eight and of carrying out the provisions of existing laws relating thereto" by extending the purpose of the appropriation to cover all flood damage.

Referred to the Committee on Appropriations.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 1022.

An Act to amend section 1 and 7 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-five 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" by providing for the expenditure of any biennial appropriation made to the Local Government Comimssion

HOUSE BILL No. 1023.

An Act making an appropriation to the Local Government Commission to continue its work

HOUSE BILL No. 1280.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available

HOUSE BILL No. 1281.

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public As-

sistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one

SENATE BILL No. 77.

An Act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by providing for the proration of attorney's fees and expenses in subrogation cases

SENATE BILL No. 453.

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes in Westmoreland County

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

QUESTION OF INFORMATION

Mr. MORAN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. MORAN. Mr. Speaker, I would like to ask if there is any tentative date that the Chair or the Majority Leader can give me as to when you intend to close this Session.

My reason for asking that question is, I am on a leave of absence from my employment with Westinghouse Electric and my leave of absence for this Session terminates on June 4. I must ask for an extension and I would like to have some idea as to how far to extend my leave. Should I say Labor Day? Should I say July 4th? Should I say June 30th?

Now of course, if it is Labor Day I will just ask for a leave of absence to make three for four labor speeches.

The SPEAKER. The Chair regrets that he is unable to give the gentleman the information he desires. He would suggest however, that the gentleman ask for a leave of absence until the termination of the Session.

Mr. MORAN. Mr. Speaker, until the what?

The SPEAKER. Until the termination of the Session. At what ever time that may be.

Mr. MORAN. Mr. Speaker, termination of Session. Is there any assurance that it will be in 1951?

The SPEAKER. The Chair is unable to give that assurance.

ADJOURNMENT

Mr. HOCKER. Mr. Speaker, I move that this House do now adjourn until Monday, June 4, 1951 at 3:30 p. m. EST.

The motion was agreed to, and (at 12:50 a. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., MONDAY, JUNE 4, 1951.

No. 55.

SENATE

MONDAY, June 4, 1951.

The Senate met at 2:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. L. HERDMAN HARRIS, III, Rector of St. James Memorial Episcopal Church, Titusville, Pennsylvania, offered the following prayer:

O God, the Fountain of Wisdom, Whose statutes are good and gracious and Whose law is truth, we beseech Thee so to guide and bless the Legislature of this State that it may ordain for our governance only such things as please Thee.

Bless him who presides and who this day celebrates an anniversary of his birth, that he and we all may serve Thee, to the glory of Thy name and the welfare of the people, through Jesus Christ, Thy Son, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. SCARLETT, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Hare asked and obtained leave of absence for Mr. McPHERSON.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 264,
PRINTER'S No. 109

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 264, Printer's No. 109, entitled "An act to amend Section 1412 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing

for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' by setting forth the duties of the Deputy Adjutant General in Charge of Veteran Affairs."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 273,
PRINTER'S No. 63

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 273, Printer's No. 63, entitled "An Act to amend subsection (D) of section 4 and Section 11 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled 'An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation' by authorizing the leasing of certain projects upon their being opened to public use."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 77,
PRINTER'S No. 243

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 77, Printer's No. 243, entitled "An Act to further amend Section 319 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' by providing for the proration of attorney's fees and expenses in subrogation cases."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 96,
PRINTER'S No. 18

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 96, Printer's No. 18, entitled "An Act validating certain deeds and conveyances made by trustees without setting forth the authority to convey."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 141,
PRINTER'S No. 68

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 141, Printer's No. 68, entitled "An Act authorizing the Secretary of Highways to lay out open construct and maintain a road to be part of the system of State Highways in Bucks County."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 151,
PRINTER'S No. 235

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 151, Printer's No. 235, entitled "An Act to further amend subsection (a) of section 1403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled 'An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board

commission and officer of the State government subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth' by providing for ten days notice to the Department of Revenue of the transfer in bulk of fifty-one per centum or more of certain personality building or real estate building or real estate and further prescribing the duties and liabilities of the respective parties as to taxes owing to the Commonwealth."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 152,
PRINTER'S No. 240

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 152, Printer's No. 240, entitled "An Act to amend Sections 15 and 17 of the act approved the twenty-second day of April one thousand nine hundred forty-nine (P. L. 715) entitled 'An act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor and prescribing certain duties of the Governor the Auditor General and the State Treasurer to be exercised in connection therewith conferring jurisdiction in condemnation proceedings on certain courts of common pleas authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges providing for the operation of such bridges as toll bridges after acquisition providing a plan for making such bridges free bridges under certain terms and conditions and for their control and maintenance after acquisition and making an appropriation by authorizing the Secretary of Highways to procure and pay for certain insurance for bridges acquired under the provisions of said act and providing for the assignment of route numbers to such bridges."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 209,
PRINTER'S No. 209

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 209, Printer's No. 209, entitled "An Act to further amend Section 1 of the act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 147) entitled 'An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth' by increasing the compensation of coroner's jurors."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 127,
PRINTER'S No. 76

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 127, Printer's No. 76, entitled "An Act to further amend section 15 and to amend section 29 of the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled 'An act defining fraternal benefit societies and their status authorizing such societies to create sub-

ordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws' by regulating the transfer of excess insurance funds to the expense and other funds and providing for the consolidation of any society's funds further regulating reports of valuation of death benefit fund obligations regulating reserves and contributions for benefits."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 128,
PRINTER'S No. 129

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 128, Printer's No. 129, entitled "An Act to amend subsections (d) and (f) of section 211.1 and to further amend section 212 and subsection (a) of section 301 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended 'An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds association reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws' by further regulating assessments made by the Insurance Commissioner against life insurance companies to defray certain expenses providing for reciprocity with other states in assessing taxes and fees on insurance companies permitting foreign companies to write workmen's compensation insurance in Pennsylvania limiting the basis for valuation of reserve liability of life insurance companies organized in foreign countries."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 136,
PRINTER'S No. 79

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 136, Printer's No. 79, entitled "An Act to amend Section 1 Clause (8) of Section six and Section nine of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereupon the premium basis thereof and right thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges' by further defining policies of group life insurance limiting the amount of an individual

policy issued to a person entitled thereto and changing the premium basis and rate of interest thereon."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 320,
PRINTER'S No. 127

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 320, Printer's No. 127, entitled "An Act to further amend subsection (a) of Section 621.1 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' by further defining and regulating group accident and health insurance."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 341,
PRINTER'S No. 185

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 341, Printer's No. 185, entitled "An Act to further amend Section 2 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 685) entitled 'An act designating certain life insurance companies as limited life insurance companies and further describing the powers thereof' by further describing the powers of limited life insurance companies."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 360,
PRINTER'S No. 203

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 360, Printer's No. 203, entitled "An Act relating to habeas corpus conferring jurisdiction upon the judges of the courts of Common Pleas prescribing venue defining procedure in all cases authorizing service to be made upon persons anywhere in the Commonwealth providing for the imposition of costs allowing appeals specifying the appellate court to which appeals may be taken and repealing inconsistent legislation including that conferring jurisdiction on courts of Quarter Sessions."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 374,
PRINTER'S No. 186

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 374, Printer's No.

186, entitled "An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' by further regulating health and accident insurance."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 453,
PRINTER'S No. 165

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 453, Printer's No. 165, entitled "An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled 'An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act' by changing or deleting certain routes in Westmoreland County."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 247,
PRINTER'S No. 211

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 247, Printer's No. 211, entitled "An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by regulating the authority of school districts to purchase supplies and to perform and contract for construction reconstruction repairs and work of any nature."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 329,
PRINTER'S No. 202

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 329, Printer's No. 202, entitled "An Act to amend Section 3 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled 'An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers

and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties' by authorizing the Department of Revenue to designate local agents to issue motor boat licenses."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 216,
PRINTER'S No. 62

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 216, Printer's No. 62, entitled "An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of Reed Dauphin County Pennsylvania with the approval of the Governor."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 432,
PRINTER'S No. 142

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 432, Printer's No. 142, entitled "An Act to amend the act approved the third day of June one thousand nine hundred and thirty-seven (P. L. 1333) entitled 'An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections' by providing for nominations and elections of county officers in counties about to undergo a change in classification and imposing certain duties upon county commissioners county boards of elections and others."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 461,
PRINTER'S No. 154

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 461, Printer's No. 154, entitled "An Act establishing a procedure by which the register of wills elected in counties of the first class shall execute record and file his bond to the Commonwealth and receive his commission and conferring powers and imposing duties upon the Secretary of the Commonwealth and the recorder of deeds."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 80,
PRINTER'S No. 15

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 80, Printer's No. 15, entitled "An Act to further amend the title and to amend Section 1 of the act approved the twenty-seventh

day of May one thousand eight hundred ninety-three (P. L. 171) entitled as amended 'An act providing for the acquisition of land and the erection equipment management and operation of the Pennsylvania Soldiers Orphans' School the maintenance of children admitted thereto and regulating the admissions to and discharges from the said Pennsylvania Soldiers Orphans' School' by changing the name of the Pennsylvania Soldiers Orphans' School."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 81,
PRINTER'S No. 122

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 81, Printer's No. 122, entitled "An Act to amend the title and Sections 1, 2, 3, and 4 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 302) entitled 'An act providing for the admission of children to and their education and maintenance in and their discharge from the Pennsylvania Soldiers' Orphan School prohibiting discharging children or taking children from said school or children from leaving the same without an order of the Board of Trustees of the Pennsylvania Soldiers' Orphan School and prescribing penalties' by changing the name of the Pennsylvania Soldiers' Orphan School."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 82,
PRINTER'S No. 16

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 82, Printer's No. 16, entitled "An Act to further amend Sections 202, 401 and 1311 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' by changing the name of the Pennsylvania Soldiers' Orphan School."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 103,
PRINTER'S No. 93

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day

approved and signed Senate Bill No. 103, Printer's No. 93, entitled "An Act to reenact and amend the title and Section 4 of the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 982) entitled 'An act to authorize State public bodies as defined to aid redevelopment authorities in the elimination of blighted areas and their redevelopment by entering into contracts to furnish and by furnishing to said authorities and to any Federal governmental agency parks playgrounds streets and other improvements and facilities and by donating or lending money and making appropriations therefor by accepting payments and exercising certain other powers and duties' by confirming authorization heretofore granted to the Commonwealth or State public bodies to dedicate sell convey or lease any of its property to a redevelopment authority and by providing for the execution of instruments therefor on behalf of the Commonwealth and validating dedications sales conveyances and leases heretofore made."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 342,
PRINTER'S No. 105

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 342, Printer's No. 105, entitled "An Act to further amend Section 4 of the act approved the twenty-fifth day of July one thousand nine hundred seventeen (P. L. 1209) entitled 'An act to authorize the acquisition by purchase or condemnation of lands for a park and the erection of a monument commemorative of Washington crossing the river Delaware and for the appointment of a commission to acquire said lands and erect such monument and making an appropriation for the purpose of this act' by authorizing the commission to establish and maintain a museum or museums for the preservation and display of relics and reproductions relating to Washington's Crossing of the Delaware."

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR REFERRED TO
COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Richard W. Hoerle, 22 A Street, Beaver, Beaver County, for appointment as Justice of the Peace in and for the Township of Borough, Beaver County, until the first Monday of January, 1952, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate C. E. Slayton, 35 Main Street, Falls Creek, Clearfield County, for appointment as Justice of the Peace in and for the Township of Sandy, Clearfield County, until the first Monday of January, 1952, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Walter A. Benfield, P. O., R. D. 1, Alburtis, Lehigh County, for appointment as Justice of the Peace in and for the Township of District, Berks County, until the first Monday of January, 1952, vice F. N. Benfield, deceased.

JOHN S. FINE.

ALDERMAN, THIRD WARD, CONNELLSVILLE, FAYETTE COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul V. De Miere, 426 East Murphy Avenue, Conneltsville, Fayette County, for appointment as Alderman in and for the Third Ward of the City of Conneltsville, Fayette County, until the first Monday of January 1954, vice John M. Franks, resigned.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Cornelius A. Russell, R. D. No. 1, Langhorne, Bucks County, for appointment as Justice of the Peace in and for the Township of Lower Southampton, Bucks County, until the first Monday of January, 1952, vice Herman Miller, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul L. Boring, 78 North Main Street, Dover, York County, for appointment as Justice of the Peace in and for the Borough of Dover, York County, until the first Monday of January, 1952, to fill a vacancy.

JOHN S. FINE.

MEMBER OF THE MONROE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gerald P. O'Neil (Republican), 712 Thomas Street, Stroudsburg, Monroe County, for reappointment as a Member of the Monroe County Board of Assistance, to serve until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry A. Englehart, Ebensburg, Cambria County, for appointment as a Member of the Unemployment Compensation Board of Review, from November 16, 1949, until July 1, 1953, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 4, 1951.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Howard E. Antes, Pittsburgh, 126 Sheridan Square.
Mrs. Alice M. Cabaniss, Pittsburgh, 5819 Forbes St.
Elmer E. Hoffman, Pittsburgh, 5037 Second Ave.
Edward L. Ivory, Braddock.
Mrs. Mabel E. Murphy, Pittsburgh, 1300 Arrott Bldg.
Mrs. Janet L. Reilly, Pittsburgh, 1300 Arrott Bldg.
B. R. Wagner, Mount Lebanon Twp., 134 Mt. Lebanon Blvd., Pittsburgh.
John T. Walsh, McKeesport.

BUTLER COUNTY

Richard T. Fleming, Winfield Twp., Butler.

DAUPHIN COUNTY

Mrs. Margaret H. Primas, Harrisburg.

MONROE COUNTY

Mrs. G. R. Serfass, East Stroudsburg.

PHILADELPHIA COUNTY

A. J. Feraco, S. W. Cor. Welsh & Verree Rds.
Mrs. A. G. Fox, 4200 Sansom St.
C. L. Hopkins, 2109 N. 13th St.
Morton A. Weiman, 3710 N. Broad St.
Stanley L. Witmer, 1607 S. 20th St.

WASHINGTON COUNTY

Gaylord F. Allen, Jr., Monongahela.

WESTMORELAND COUNTY

Jas. T. Hughes, Latrobe.

To compute from the date set opposite her name

CLINTON COUNTY

Mrs. Inez Maietta, Renovo, 6-10-51.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

LACKAWANNA COUNTY

William G. Abbott, Blakely, Peckville.

LUZERNE COUNTY

Jonah Davies, Sugarloaf Twp., Hazleton.

PHILADELPHIA COUNTY

Mrs. D. F. Campbell, 6610 N. Broad St.
Edw. L. Campbell, Jr., 6322 Sackett St.
Miss Ethel F. Haley, 2300-18 Chestnut St.
G. Paravicini, 1609 Erie Ave.

To compute from the dates set opposite their names

LUZERNE COUNTY

Miss H. M. Foster, Wilkes-Barre, 5-28-51.

PHILADELPHIA COUNTY

Edward B. Rosenberg, 3653 Germantown Ave., 6-2-51.

BEDFORD COUNTY

Mrs. Mildred J. Hyde, Bedford, 6-12-51.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Charles Bernhard, Pittsburgh, 3601 California Ave.
Arthur Dickson, Pittsburgh, 5415 Fifth Ave.
Mrs. Alberta K. Laughlin, Pittsburgh, Rm. 602, Frick Bldg.
William H. Mendlow, Pittsburgh, 4119 Butler St.

BERKS COUNTY

George R. Wean, Topton.
Frank G. Witman, Caernarvon Twp., Morgantown.

BUCKS COUNTY

Mrs. M. M. Bechtel, Langhorne.
G. Scott Gormley, Northampton Twp., Churchville.
Aleck McLean, Lower Southampton Twp., Feasterville.

CAMBRIA COUNTY

Mrs. Rozella L. Ealy, Barnesboro.

CLEARFIELD COUNTY

John Q. Adams, Bradford Twp., Bigler.

COLUMBIA COUNTY

Mrs. Florence R. Bowman, Orangeville.

DAUPHIN COUNTY

Mrs. Elena Adolphus, Harrisburg.

DELAWARE COUNTY

Joseph J. Heath, Haverford Twp., Havertown.
Hyman Stein, Chester.

ERIE COUNTY

Miss Marjorie A. Colton, Erie.
Herbert R. Spencer, Jr., Erie.

FAYETTE COUNTY

Herbert R. Sisler, Uniontown.

JEFFERSON COUNTY

Miss Myrna L. Depp, Punxsutawney.

LACKAWANNA COUNTY

Leo J. Duffy, Carbondale.
Romeo Molinari, Blakely, Peckville.

LANCASTER COUNTY

Charles A. Sherr, Lancaster.
Stewart A. Weik, Ephrata.

LEHIGH COUNTY

Robert E. Bright, Lower Macungie Twp., Macungie.
Mrs. Helen M. Reinert, Upper Macungie Twp., Breinigsville.

LUZERNE COUNTY

Emil Krzywicki, Wilkes-Barre.

MERCER COUNTY

Miss Veronica J. Bistriz, Sharon.
James K. Boor, Greenville.
Theodore Rogalny, Farrell.

MIFFLIN COUNTY

Miss Celeste A. Keener, McVeytown.

MONROE COUNTY

Mrs. Catherine S. Kabelac, Pocono Twp., Tannersville.

MONTGOMERY COUNTY

Mrs. Marjorie R. Shell, Lower Merion Twp., Bala-Cynwyd.

MONTOUR COUNTY

Robert C. Lewis, Danville.

NORTHAMPTON COUNTY

Mrs. Myrta P. Hayes, Bangor.
Mrs. Frances E. Long, Bethlehem.
Mrs. Myrtle Meixsell, Easton.

PHILADELPHIA COUNTY

Miss Helen Draper, c/o Girard Trust Co., Broad and Chestnut Sts.

Louis P. Fesi, 39 E. Gowen Ave.
Miss Marion Fischer, 16 S. Broad St.
A. Henry Laesser, 5801 Baltimore Ave.
Mrs. Flora H. Lou, 933 Race St.
Mrs. Bettye E. Maples, 3906 N. Smedley St.
Santo Raffo, 1810 S. 19th St.
Joseph Span, 2437 W. Thompson St.

SCHUYLKILL COUNTY

John Anthony, North Manheim Twp., Schuylkill Haven.

WASHINGTON COUNTY

Joseph R. Kritzer, McDonald.
 Andrew R. La Horner, Canonsburg.
 Attilio Napolitano, Burgettstown.
 James W. Stevenson, Centerville, Fredericktown.
 Mrs. Goldie B. Vitteck, Canton Twp., Washington.

WAYNE COUNTY

Clarence B. Lemon, Buckingham Twp., Equinunk.

YORK COUNTY

Mrs. Helen E. Martin, Paradise Twp., Abbottstown.

To compute from the dates set opposite their names

ALLEGHENY COUNTY

Miss Bessie M. Warden, Wilkinsburg, 6-4-51.

PHILADELPHIA COUNTY

Miss Mary M. Doyle, 1421 Chestnut St., 6-4-51.

LYCOMING COUNTY

W. Howard Hartman, Williamsport, 6-11-51.

MONTGOMERY COUNTY

John T. Harnett, Norristown, 6-12-51.

ALLEGHENY COUNTY

Clyde W. Brunner, Pittsburgh, 507 Liberty Ave., 6-13-51.

LACKAWANNA COUNTY

Mrs. Catherine S. Burnell, Scranton, 6-13-51.

PHILADELPHIA COUNTY

G. L. Euler, 12 S. 12th St., 6-16-51.
 C. J. Potter, 1405 W. Erie Ave., 6-16-51.

WASHINGTON COUNTY

George C. Wickerham, Monongahela, 6-16-51.

WESTMORELAND COUNTY

Thomas L. Cort, Mount Pleasant, 6-16-51.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. MAL-
 LERY,

That the Senate do advise and consent to said nomi-
 nations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the pro-
 visions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silver,	Yosko,
Fleming,	McGinnis,	Snowden,	Taylor,
Freed,			Pres. Pro. Tem.

NAYS—0

Two-thirds of all the Senators having voted "aye" the
 question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGE

RESOLUTION RECALLING FROM THE GOVERNOR
HOUSE BILL No. 983

The Clerk of the House of Representatives being in-
 troduced presented extract from the Journal of the
 House of Representatives, which was twice read as fol-
 lows, considered and agreed to:

In the House of Representatives, May 24, 1951.

Resolved, (If the Senate concur), That House Bill No.
 983, Printer's No. 238, entitled:

An Act requiring wells and cisterns to be covered or
 sealed and providing penalties

be recalled from the Governor for the purpose of amend-
 ment.

Ordered, That the Clerk inform the House of Repre-
 sentatives accordingly.

The PRESIDENT pro tempore. The Chair invites the
 gentleman from Philadelphia, Mr. Kephart, to the rostrum
 to preside.

The PRESIDING OFFICER (A. Evans Kephart) in the
 Chair.

REPORTS FROM COMMITTEES

Mr. WADE, from the Committee on State Govern-
 ment, reported as committed, House Bill No. 1112, en-
 titled:

An Act to amend the title of and the act, approved the
 twenty-eighth day of April, 1887 (P. L. 63), entitled "An
 act in relation to the imprisonment, government and re-
 lease of convicts in the Pennsylvania Industrial Reforma-
 tory at Huntingdon," by correcting the name of said in-
 stitution and of the governing board thereof, and chang-
 ing the age limit of persons who may be committed to
 and detained therein.

BILLS INTRODUCED AND REFERRED

Mr. WALKER read in his place and presented to the
 Chair Senate Bill No. 700, entitled:

An Act relating to records of public officers and busi-
 nesses, authorizing the reproduction, photographing,
 photostating and microphotographing of such records;
 providing for the admissibility of such reproductions in
 evidence and the disposition of original records.

Which was committed to the Committee on Judiciary
 General.

Mr. WADE on behalf of Mr. KEPHART read in his
 place and presented to the Chair Senate Bill No. 701,
 entitled:

An Act to amend paragraph five of sections one of the
 act approved the twenty-third day of May one thousand
 nine hundred forty-nine (P. L. 1669) entitled as amended
 "An Act to provide revenue for school districts of the
 first class by imposing a tax on persons engaging in cer-
 tain businesses professions occupations trades vocations
 and commercial activities therein providing for its levy
 and collection conferring and imposing powers and
 duties on the Board of Public Education receiver of
 school taxes and school treasurer in such districts and
 prescribing penalties" by further defining "receipts".

Which was committed to the Committee on Education.

He also on behalf of Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 702, entitled:

An Act making an appropriation to the Trustees of the College of Physicians, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also on behalf of Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 703, entitled:

An Act authorizing the capture and destruction of birds in cities of the first class in certain cases.

Which was committed to the Committee on Judiciary General.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, the bill that I am about to introduce proposes to establish a separate Orphans Court in Northampton County. Northampton County is a Fourth Class County. There are eleven Fourth Class Counties in Pennsylvania. Ten of the eleven have separate Orphans Courts. The only Fourth Class County in Pennsylvania that does not have an Orphans Court is Northampton County.

Mr. President, many of the lawyers of Northampton County have been after me to introduce this bill. I suggested to them that they get the Bar Association together and have the Bar Association pass on it. A short time ago, the Bar Association met and sent me this telegram:

"At a special meeting of Northampton County Bar Association, held May 14, 1951, at eleven-thirty a. m., at the Court House, Easton, the following resolution was adopted by a two-thirds majority:

"Resolved that Northampton County Bar Association record itself in favor of a separate Orphans Court for Northampton County."

"T. E. Butterfield, Jr., Secretary."

Mr. President, they also called my attention to the fact that the Constitution of Pennsylvania, Article V, Section 22, states:

"In every county wherein the population shall exceed one hundred fifty thousand, the General Assembly shall, and in any other county may, establish a separate Orphans Court."

Northampton County has a population of approximately one hundred eighty-five thousand. Therefore, the Bar Association, joined in by the Bankers Association of Northampton County, are in favor of this bill.

Therefore, Mr. President, I read in place and present to the Chair the following bill.

BILLS INTRODUCED AND REFERRED

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 704, entitled:

An Act to establish a separate orphans' court in and for the County of Northampton.

Which was committed to the Committee on Judiciary General.

Mr. RUTH (By Request) read in his place and presented to the Chair Senate Bill No. 705, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms, and prescribing penalties.

Which was committed to the Committee on Local Government.

Messrs. LANE and FLEMING read in place and presented to the Chair Senate Bill No. 706, entitled:

An Act to add clause (m) to section 108 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by designating diseases of the heart and tuberculosis of the respiratory system as occupational diseases when contracted or incurred by firemen or policemen.

Which was committed to the Committee on Labor and Industry.

Messrs. McMENAMIN and ROBINSON read in place and presented to the Chair Senate Bill No. 707, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by reclassifying chubs measuring less than six inches in length as bait-fish.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. SNOWDEN read in his place and presented to the Chair Senate Bill No. 708, entitled:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars, trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures.

Which was committed to the Committee on Highways.

Messrs. DENT and DIEHM read in place and presented to the Chair Senate Bill No. 709, entitled:

An Act to add Section 605.1 to the act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by providing for the furnishing to the board of abstracts of building permits at the cost of persons obtaining such permits and of information relating to improvements to real property in certain cases and providing penalties.

Which was committed to the Committee on Local Government.

They also read in his place and presented to the Chair Senate Bill No. 710, entitled:

An Act to add Section 408.1 to the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by providing for the furnishing to the board of revision of taxes, the board of property assessment, appeals and review and the board for the assessment and revisions of taxes of abstracts of building permits at the cost of persons obtaining such permits and of information relating to improvements to real property in certain cases and providing penalties.

Which was committed to the Committee on Local Government.

RESOLUTION

BIRTHDAY FELICITATIONS TO THE HONORABLE M. HARVEY TAYLOR

Mr. HARE on behalf of the Majority Members offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 4, 1951.

Some years ago today, seventy-five to be exact, amidst cries demanding recognition, there arrived in the Shipoke of Harrisburg a youngster who is now well recognized and still going strong.

As a young man, he began his career with the Central Iron and Steel Company. This period in his life is noteworthy for two reasons: First, it marked the beginning of his lifelong effort to master the art of chewing tobacco. And, second, he developed the habit of always being in there pitching, which at that time was as a baseball

player in the Susquehanna League. One of his memorable victories was against Millersburg on the day Bob Woodside was born, with that worthy's father umpiring the game.

In the course of time, his interests broadened and he directed his talents to the fields of politics and insurance. Always playing to win, he has compiled an impressive record of victories in these pursuits and has held innumerable local and State public and political offices. Even after this imposing career he has recently become intensely wrapped up in the building of bridges.

Indeed, he is now the President pro tem of this august body, and we are proud of his long association with the Senate of Pennsylvania; now therefore be it

Resolved (if the Senate concur), That we hereby congratulate the Honorable M. Harvey Taylor on the occasion of his 75th birthday anniversary, and on his long record of accomplishments; and be it further

Resolved, That although we cannot get Father Time to roll back twenty-five years or more so that he can further add to his laurels, we wish him good health, continued success, and many, many more Happy Birthdays.

PERMISSION TO ADDRESS SENATE

Mr. TAYLOR asked and obtained unanimous consent to address the Senate.

Mr. TAYLOR. Mr. President and gentlemen of the Senate, like most resolutions that are introduced here, there is something wrong with this one. I am supposed to be pitching against Millersburg the day that our Attorney General was born. I was pitching in Millersburg, but I was pitching for Millersburg, and Bob's father was the umpire, so what chance did the opposing team have to beat us.

I do not know how to thank you gentlemen. As I have told you many times, the finest years of my life are the ten or eleven years I have served in this Senate. I have not only been treated wonderfully on this side of the House, but I do not think any Republican was ever given the courtesy or ever treated as kindly as you fellows over on the other side have treated me. Until I die, that will be one of my fondest memories.

Thank you so much for thinking about an old man seventy-five years old.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, it would not be fair to the Democratic Members of the Senate to let this moment pass without adding their voice to the voices of the Republicans in congratulating the President pro tempore of the Senate on having reached the seventy-fifth anniversary of his life.

Those of us who have been in politics for a good many years have learned to know Harvey Taylor through the years by reputation, and those of us who have served with him in the Senate have learned to know him by his record. I think that all of us agree on this side that his word is a word that can be trusted, that he is a man who seeks to do that which he believes to be for the best and the right, and we Democratic Senators here join with his colleagues on the other side in wishing him many many happy returns of the day.

SENATE CONCURRENT RESOLUTIONS

SENATE BILL No. 67 BE RECALLED FROM THE SECRETARY OF THE COMMONWEALTH

Mr. WOOD on behalf of Mr. KEPHART offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 4, 1951.

Resolved (if the House of Representatives concur), that Senate Bill No. 67, Printer's No. 14, entitled "An Act proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia," be recalled from the Secretary of the Commonwealth for further amendment.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

TIME OF NEXT MEETING

Mr. PEELOR, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, June 4, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday June 18, 1951, at two o'clock, p.m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, June 18, 1951, at three-thirty o'clock, p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, at this time I would like to present to the Chair for a matter of record, with the permission of the Senate, an open letter which I addressed today to the Honorable Weldon Heyburn, Auditor General. I am sorry that the copies were not available at the proper moment during the process of the Senate, and I would like to have the letter read for the information of the Senate and made a part of the record.

June 4, 1951.

The Honorable Weldon B. Heyburn
Auditor General
Auditor General's Department
Harrisburg, Pennsylvania

Dear Senator Heyburn:

Due to the present status of the state's financial picture, it has become imperative that we have for our information the following data dealing with the budget and revenue problems of the Commonwealth. As you know, the difference between estimated and actual returns can make the difference between needed and a surplus taxation.

Due to the present method of supplying a fiscal policy on a two year basis, it has become increasingly difficult for the Legislature to determine actual revenues as against estimated revenues and actually needed funds as against expended funds. Therefore, in the spirit of trying to do our duty for the benefit of all of the people of Pennsylvania, and on behalf of the Senate Members, I respectfully request that you have prepared for me, the following information:

- (1) The complete returns as of June 1, 1950 of all general and emergency taxes, itemized as to the specific revenues from specific sources.
- (2) The complete returns as of June 1, 1951 of all general and emergency taxes, itemized as to the specific revenues from specific sources.

- (3) That such revenues be listed, as to whether or not, they are complete or partial.
- (4) A copy of the unexpended balances in various departmental funds and the funds of boards and commissions as of January, 1951.
- (5) A copy of the unexpended balances in various departmental funds and the funds of boards and commissions as of June 1, 1951.

I will appreciate your kind indulgence and request that you expedite this matter since we are late in the summer and long in Session. We have requested the information in a sincere effort to resolve the problem before the Legislature and to expedite final adjournment.

With kindest personal regards, I am

Sincerely yours,

JOHN H. DENT,
Minority Floor Leader

CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 211, as follows:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of article fourteen of the Constitution of Pennsylvania is hereby amended to read as follows

Section 1 County officers shall consist of sheriffs coroners prothonotaries registers of wills recorders of deeds commissioners treasurers surveyors auditors or controllers clerks of the courts district attorneys and such others as may from time to time be established by law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,
Barr,
Barrett,
Berger,
Blass,
Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,

Freed,
Haluska,
Hare,
Holland,
Kessler,
Leader,
Letzler,
Mahanay,
Mallery,
McCreesh,
McGinnis,
McMenamin,

Meade,
Pechan,
Peelor,
Probert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silver,
Snowden,
Stevenson,
Stiefel,

Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,
Kephart,
Presiding Officer

NAYS—2

Neff,

Lane,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 219, on third reading, entitled:

An Act to provide for the coverage of certain officers and employees of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act, as amended; creating the State-Federal Social Security Board and conferring powers and imposing duties upon the Board; authorizing the Board to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions; providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employee contributions; authorizing interstate cooperation in certain cases; creating a Contribution Fund and making an appropriation.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 418, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or many continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of act relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting corporations to borrow money acquire and dispose of real estate and make alter amend and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon permitting a change of registered office pursuant to action of directors permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties of agents providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes providing that foreign corporations which shall have done business in Pennsylvania without procuring a certificate of authority to do so shall be conclusively presumed to have appointed the Secretary of the Commonwealth their agent to accept service of process in cases arising out of acts of omissions of such corporation in the Commonwealth and specifying the duties of the Secretary upon receipt of such process

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twelve of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" as added by the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 957) is hereby amended to read as follows

Section 12 Powers of Department of State The Department of State shall have the power and authority reasonably necessary to enable it to administer this act efficiently and to perform the duties imposed upon it by this act All articles papers and other documents required by this act to be filed with the Department of State shall be in such form as shall be prescribed by that department The Department of State may make a copy on microfilm or otherwise of any document filed with or by it pursuant to this act or any act hereby repealed and thereafter destroy such document or return it to the person who filed the same

Section 2 Section three hundred eight of said act is hereby amended to read as follows

Section 308 Procedure to Borrow Money and to Acquire or Dispose of Real Estate Unless its articles or by-laws provide for the approval of another body a nonprofit corporation shall not borrow money or purchase sell lease away or otherwise dispose of any real estate unless and until a resolution authorizing the same shall have been approved by a majority of the members of the corporation who are present in person or by proxy and entitled to vote thereon at a regular or special meeting duly convened upon proper notice of this purpose A resolution of the members authorizing the borrowing of money need not specify the particular sums rates of interest or times of maturity of the loans but such items may be agreed upon and authorized by the directors of the corporation Every nonprofit corporation may mortgage sell lease away or otherwise dispose of any of its real estate without application to and the authorization or confirmation of any court except in those cases where the Revised Price Act of one thousand nine hundred seventeen approved the seventh day of June one thousand nine hundred seventeen (P. L. 388) and its amendments and supplements confers jurisdiction upon the orphans' court or the court of common pleas of a particular county to authorize or confirm the selling leasing conveying upon ground rent or mortgaging of real estate by a corporation All proceeds derived by a nonprofit corporation from any loan sale lease ground rent or mortgage shall be faithfully and specifically used for or applied to the lawful activities of the corporation and in case such proceeds are derived from any real estate subject to a trust the trust shall be impinged upon such proceeds

Section 3 Paragraph A of Section three hundred sixteen of said act as last amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 631) is hereby further amended to read as follows

Section 316 Registered Office Records A Every nonprofit corporation shall maintain an office in this Commonwealth to be known as its registered office The location

and post office address of the registered office shall be stated in the articles as heretofore provided in this act After incorporation the location of the registered office may be changed

(1) From one location to another in the same county by resolution adopted by a majority of all the [members including members not entitled by the articles or by-laws to vote] directors On or before the day that such change is made notice of such change and of the post office address of the new registered office shall be filed with and recorded by the recorder of deeds of the county At the same time notice of such change shall also be filed with and recorded by the Secretary of the Commonwealth

(2) From one county to another county by resolution adopted by a majority of all the [members including members not entitled by the articles or by-laws to vote] directors On or before the day that such change is made notice of such change and of the post office address of the new registered office shall be filed with and recorded by the recorder of deeds of the county from which and of the county to which the registered office is to be moved At the same time notice of such change shall be filed with and recorded by the Secretary of the Commonwealth In addition a certified copy of the articles of the corporations shall be filed with and recorded by the recorder of deeds of the county in which the registered office is to be located before the corporation shall transact any business in such county

Section 4 Section four hundred one of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby further amended to read as follows

Section 401 Power to Make By-Laws The members of a nonprofit corporation shall have the power to make alter amend and repeal the by-laws of a nonprofit corporation but the authority to make alter amend and repeal such by-laws may be expressly vested by the articles or the by-laws in the board of directors subject always to the power of the members to change such action Unless the articles or by-laws otherwise provide the powers hereby conferred shall be exercised by a majority vote of the members of the board of directors or of the members of the corporation who are present in person or by proxy and entitled to vote thereon as the case may be at any regular or special meeting duly convened after notice to the members or directors of that purpose

Section 5 Subsection (b) of Section five hundred two of said act is hereby amended to read as follows

Section 502 Number Qualifications and Election of Directors Subject to the provisions of this act the number qualifications terms of office manner of election the compensation and the powers and duties of the directors the time place and manner of calling giving notice of and conducting directors' meetings and the number of directors which shall constitute a quorum may be prescribed by the articles or by-laws If the by-laws so provide meetings of directors may be held outside of the Commonwealth Except as otherwise provided in the articles or by-laws

* * * * *

(b) Vacancies in the board of directors including vacancies resulting from an increase in the number of directors shall be filled by a majority of the remaining members of the board though less than a quorum and each person so elected shall be a director until his successor is elected by the members who may make such election at the next annual meeting of the members or at any special meeting duly called for that purpose and held prior thereto

Section 6 Section five hundred four of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby further amended to read as follows

Section 504 Officers [and Agents] Every nonprofit corporation shall have a president a secretary and a treasurer and may have such other officers and assistant officers [and agents] as it shall authorize from time to

time The articles or by-laws may prescribe special qualifications for such officers The president and secretary shall be natural persons of full age the treasurer however may be a corporation but if a natural person shall be of full age The officers and assistant officers [and agents] shall be elected [or appointed] either by the board of directors or by the members at such time in such manner and for such terms and compensation as the by-laws may prescribe It shall not be necessary for the officers to be directors If the by-laws so provide any two or more offices may be held by the same person except the offices of president and secretary The board of directors may secure the fidelity of any or all of such officers by bond or otherwise Unless otherwise provided in the by-laws the board of directors shall have power to fill any vacancies in any office occurring from whatever reason All officers [and agents] of the corporation as between themselves and the corporation shall respectively have such authority and perform such duties in the management of the property and affairs of the corporation as may be provided in the by-laws or in the absence of controlling provisions in the by-laws as may be determined by resolution of the board of directors

Section 7 Paragraph D of Section six hundred three of said act is hereby amended to read as follows

D Adjournment or adjournments of any annual or special meeting may be taken but any meeting at which directors are to be elected shall be adjourned only from day to day or for such longer periods not exceeding fifteen days each as a majority of the members present in person or by proxy shall direct until such directors have been elected

Section 8 Section six hundred six of said act is hereby amended to read as follows

Section 606 Members' Voting Rights Unless otherwise provided in the articles or by-laws every member of a nonprofit corporation shall be entitled to one vote Voting by members shall be only in person unless the by-laws specifically provide for voting by proxy The manner of voting may be by ballot mail or any reasonable means provided in the articles or by-laws In all elections for directors [or other officers] each member having a right to vote shall have the right to multiply the number of votes to which he may be entitled by the total number of directors of all classes to be elected by either the members of the class or classes of which he is a part or by the members of any other class or classes and he may cast the whole number of his votes for one candidate or distribute them upon two or more candidates as he may prefer The candidates receiving the highest number of votes from each class or group of classes entitled to elect directors separately up to the number of directors to be elected by such class or group of classes shall be elected No member shall sell his vote or issue a proxy for money or anything of value Upon request of a member the books or records of membership shall be produced at any general or special meeting of the corporation If at any meeting the right of a person to vote is challenged the presiding officer shall require such books or records to be produced as evidence of the right of the person challenged to vote and all persons who appear by such books or records to be members may vote

Section 9 Section nine hundred five of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby further amended to read as follows

Section 905 Issuance and Recording of Certificate of Authority If the Department of State finds that the provisions of this article have been complied with and that the applicant corporation is entitled to a certificate of authority to do business in this Commonwealth it shall forthwith but not prior to the day specified in the advertisement heretofore required in this article endorse its approval upon the application for a certificate of authority and when all fees and charges have been paid as required by law shall [file the application and the copy of the articles and shall] issue to the corporation a certificate of authority to do business in this Common-

wealth to which the application shall be attached and shall make and retain a copy thereof. The certificate of authority shall set forth the name of the corporation, the address of its initial registered office in this Commonwealth and the business which the corporation is authorized to transact in this Commonwealth. Upon the [issuance of the] approval of the application for a certificate of authority by the Department of State the corporation may do in this Commonwealth any or all of the kinds of business referred to in the certificate of authority and no other subject however to the right of the Commonwealth to cancel or revoke such right to transact business in this Commonwealth as provided in this act. The certificate of authority shall be [returned] delivered to the corporation or its representative and such certificate and a verified copy of its articles shall be recorded in the office of the recorder of deeds of the county in which the registered office of the corporation in this Commonwealth is located the certificate of authority upon being recorded by the recorder of deeds shall be returned to the corporation or its representative.

Section 10 Paragraph C of Section nine hundred seven of said act as last amended by the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 957) is hereby further amended to read as follows:

C If the Department of State finds that the provisions of this article have been complied with that the certificate herein required evidencing payment of all taxes or bonus or charges is in proper form and that the applicant corporation is entitled to an amended certificate of authority it shall upon payment of the filing fee forthwith but not prior to the day specified in the advertisement heretofore required by this section endorse its approval upon the application [shall file the application and] issue to the applicant corporation an amended certificate of authority setting forth the desired changes to which the application shall be attached and shall make and retain a copy thereof the amended certificate of authority shall be recorded in the office of the recorder of deeds of the county in which the original certificate of authority was recorded.

Section 11 Section nine hundred twelve of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby amended to read as follows:

Section 912 Service of Process. Any foreign nonprofit corporation which shall have done any business in this Commonwealth without procuring a certificate of authority to do so from the Department of State shall be conclusively presumed to have designated the Secretary of the Commonwealth as its true and lawful attorney authorized to accept on its behalf service of process in any action arising out of acts or omissions of such corporation within this Commonwealth. Service of process against a foreign nonprofit corporation upon the Secretary of the Commonwealth shall be made by the sheriff of Dauphin County by leaving the fee the plaintiff is required by law to pay to the Secretary of the Commonwealth for this service and two copies of the process at the office of the Secretary of the Commonwealth. The sheriff shall make due return of his service of the process to the court magistrate or justice of the peace issuing the same. Such process may be issued by any court magistrate or justice of the peace having jurisdiction of the subject matter of the controversy in any county of the Commonwealth in which the corporation shall have its registered office or in the county in which the right of action arose. When legal process against any such corporation has been served upon the Secretary of the Commonwealth he shall immediately send by mail postage prepaid one copy of such process directed to the corporation at its registered address. If the corporation shall have no registered address the Secretary of the Commonwealth shall immediately send by mail postage prepaid one copy of such process directed to the corporation in care of the Secretary of State or the corresponding official of the state or place under the statutes or common law of which it was formed or is existing if

known to the secretary. The fee paid by the plaintiff to the Secretary of the Commonwealth at the time of the service shall be taxed in the plaintiff's costs if he prevails in the suit necessitating the service of the process. The Secretary of the Commonwealth shall keep a record of the day and hour of the service of such process on him and a certified copy of such record shall be sufficient evidence thereof. The service of process on the Secretary of the Commonwealth under this section shall be of the same legal force and validity as if the process had been served on the corporation and the authority for such service of process shall continue in force as long as any liability remains outstanding against the corporation in this Commonwealth. Nothing herein contained shall limit or affect the right to serve any process notice or demand required or permitted by law to be served upon a foreign corporation in any other manner now or hereafter permitted by law.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Freed,	McMenamin,	Stiefel,
Barr,	Haluska,	Meade,	Taylor,
Barrett,	Hare,	Neff,	Toole,
Berger,	Holland,	Pechan,	Wade,
Blass,	Kessler,	Peeler,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silver,	Yosko,
Fleming,	McGinnis,	Snowden,	Kephart,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 494, as follows:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing a system for the nomination of candidates to fill certain vacancies in public offices occurring under conditions for which said election code does not prescribe machinery.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Article IX of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elec-

tions county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" is hereby amended by adding following section 984 thereof a new subdivision (d) containing sections 991 through 998 to read as follows

(d) Nominations to Fill Certain Vacancies

Section 991 Filling of Certain Vacancies in Public Office by Means of Nomination Certificates and Nomination Papers (a) In all cases where a vacancy shall occur for any cause in an elective public office including that of judge of a court of record at a time when such vacancy is required by the provisions of the Constitution or the laws of this Commonwealth to be filled at the ensuing election but at a time when nominations for such office cannot be made under any other provision of this act nominations to fill such vacancies shall be made by political parties in accordance with party rules relating to the filling of vacancies by means of nomination certificates in the form prescribed in section 992 of this act and by political bodies by means of nomination papers in accordance with the provisions of sections 951 952 and 954 of this act No such nomination certificate shall nominate any person who has already been nominated by any other political party or by any political body for the same office No such nomination papers shall nominate any person who has already been nominated by any political party or by any other political body for any office to be filled at the ensuing November election

(b) Said nomination certificates and nomination papers for State public offices and judges of courts of records shall be filed in the office of the Secretary of the Commonwealth at least forty-five (45) days prior to a general or municipal election as the case may be Nomination certificates and nomination papers for public offices in counties cities boroughs towns townships wards and school districts and for the offices of aldermen and justices of the peace shall be filed in the office of the county board of elections at least forty-five (45) days prior to a municipal election

(c) The provisions of this subdivision shall not be construed to apply to elective public offices for which a method is provided in this act for the holding of special elections to fill vacancies in certain public offices or to the filling of vacancies in the office of presidential electors in accordance with the provisions of section 918 of this act Nor shall the provisions of this subdivision be construed to apply to any public office for which by the provisions of any statute a vacancy is required to be filled at the next election appropriate to the office if said vacancy occurs at any time within two (2) calendar months immediately preceding a general or municipal election as the case may be

Section 992 Number Form and Requirements of Nomination Certificates to Fill Certain Vacancies (a) Each political party shall be entitled to nominate and to file nomination certificates in accordance with the provisions of section 991 of this act for as many candidates as each elector will be entitled to vote for at the ensuing November election Every nomination certificates for a November election required under the provisions of section 991 of this act shall be in the form prescribed by the Secretary of the Commonwealth and shall set forth the following

- (1) The office and district if any for which it is filed
- (2) The cause of the vacancy
- (3) The rule or rules of the political party setting forth the provisions applicable to the nomination of a candidate or candidates to fill said vacancy
- (4) That a quorum of the committee caucus or convention as provided by the party rules duly convened and the names of those present at said meeting or their proxies that said persons are the duly appointed or elected members of said committee caucus or convention
- (5) The name residence and occupation of the candidate only nominated at said meeting
- (b) Every such certificate of nomination shall be signed by the presiding officer and the secretary or secretaries of

the committees caucus or convention and shall be sworn or affirmed to by them before any officer qualified to administer oaths

Section 993 Secretary of the Commonwealth or County Board of Elections to Examine Nomination Certificates and Nomination Papers to Fill Certain Vacancies Review (a) It shall be the duty of the Secretary of the Commonwealth or the proper county board of elections as the case may be to examine as to legal sufficiency in the manner and under the provisions of section 976 of this act all nomination certificates and nomination papers brought to his or its office for the purpose of filing for the nomination of candidates for a general or municipal election as the case may be in accordance with the provisions of section 991 of this act and if manifestly defective they shall not be filed

(b) No such certificate of nomination or nomination paper shall be refused by the Secretary of the Commonwealth or the county board of elections except for a reason provided for in section 976 of this act

(c) The action of the Secretary of the Commonwealth or the county board of elections in refusing to accept and file any such certificate or paper may be reviewed by the court of common pleas of the proper county upon an application for mandamus to compel its reception and filing as of the date when it was brought to said office

Section 994 Objections to Certificates of Nomination and Nomination Papers Filed to Fill Certain Vacancies for a November Election Hearing Determination (a) All certificates of nomination and nomination papers to fill certain vacancies in accordance with the provisions of section 991 of this act which have been accepted and filed shall be deemed to be valid unless within three (3) days next succeeding the last day for filing such certificates or papers objections thereto are duly made in writing and filed in the court of common pleas of the county in which the nomination certificates or papers were filed and with the officer or board with whom said nomination certificates or papers were filed Any objections shall set forth specifically the matters objected to

(b) Upon the filing of the objections the court shall make an order fixing a time for hearing which shall not be later than seven (7) days after the last day for filing nomination certificates or papers and specifying the time and manner of notice that shall be given to the candidate named in the nomination certificate or paper objected to On the day fixed for said hearing the court shall proceed without delay to hear said objections and shall give such hearing precedence over any other business before it and shall finally determine said matter promptly

Section 995 Withdrawals of Candidates Nominated to Fill Certain Vacancies at a November Election (a) Any person who has been nominated by any political party or political body to fill certain vacancies at a November election in accordance with the provisions of section 991 of this act may withdraw his name from nomination by a request in writing signed by him and acknowledged before an officer qualified and empowered to administer oaths and filed in the office of the officer or board with whom the nomination certificate or nomination papers were filed within three (3) days next succeeding the last day for filing nomination certificates or papers Such withdrawals to be effective must be received at the office of the Secretary of the Commonwealth not later than five (5) o'clock P M or at the county board of elections not later than the ordinary closing hour of its office on the last day for filing same

(b) No name so withdrawn shall be printed on the ballot or ballot labels

(c) No candidate may withdraw any withdrawal notice already received and filed and thereby reinstate his nomination

Section 996 Substituted Nominations to Fill Certain Vacancies for a November Election (a) Any vacancy happening or existing in any party nomination made in accordance with the provisions of section 991 of this act for a November election by reason of the death or withdrawal of any candidate may be filled by a substituted

nomination made by such committee as is authorized by the rules of the party to make nominations in the event of vacancies on the party ticket in the form prescribed by section 992 of this act But no substituted nomination certificate shall nominate any person who has already been nominated by any other political party or by any political body for the same office

(b) In case of the death or withdrawal of any candidate nominated by a political body for an election the committee named in the original nomination papers may nominate a substitute in his place by filing a substituted nomination certificate in the form and manner prescribed by section 980 of this act In the case of a vacancy caused by the death of any candidate said nomination certificate shall be accompanied by a death certificate properly certified No substitute nomination certificate shall nominate any person who has already been nominated by any political party or by any other political body for any office to be filled at the ensuing November election

(c) Substituted nomination certificates to fill vacancies caused by the withdrawal of candidates nominated for a November election in accordance with the provisions of section 991 of this act shall be filed with the officer or board with whom the original nomination certificates or papers were filed not later than seven (7) days after the last day for filing the original nomination certificates or papers.

(d) Substituted nomination certificates to fill vacancies caused by the death of candidates nominated for a November election in accordance with the provisions of section 991 of this act shall be filed in the office of the officer or board with whom the original nomination certificates or papers were filed at any time prior to the day in which the printing of ballots is started

Section 997 Objections to Substituted Nomination Certificates Filed to Fill Certain Vacancies for November Election All substituted nomination certificates for a November election filed in accordance with the provisions of section 996 of this act may be objected to as provided in section 982 of this act

Section 998 Candidates to Fill Certain Vacancies Certification of Nominees by Secretary of the Commonwealth to County Election Boards The Secretary of the Commonwealth shall certify in accordance with section 984 of this act the names and residences of and parties or political bodies represented by all candidates whose nomination certificates or papers have been filed with him in accordance with the provisions of section 991 or subdivision (d) of this act for a general or municipal election as the case may be and have not been found and declared invalid and to be voted for in the county or any district or districts thereof

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Freed,	McMenamin,	Stiefel,
Barr,	Haluska,	Meade,	Taylor,
Barrett,	Hare,	Neff,	Toole,
Berger,	Holland,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silver,	Yosko,
Fleming,	McGinnis,	Snowden,	Kephart,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 495, on third reading, entitled:

An Act to amend clause (3) of Section 203 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations on the first class with the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain state departments commissions and officers authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the manner in which the corporate purposes may be set forth in the articles of incorporation

be recommitted to the Committee on Corporations, for further study.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 524, as follows:

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Hereafter in all criminal prosecutions in this Commonwealth in which the jury shall have rendered a verdict against the defendant the defendant may in addition to making a motion in arrest of judgment on the grounds that there is error appearing on the face of the record may make a motion in arrest of judgment on the grounds that the evidence was insufficient to sustain the charge and if the court after consideration of the entire record shall decide that there is not sufficient evidence to sustain the conviction it shall forthwith discharge the defendant and dismiss the case

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Freed,	McMenamin,	Stiefel,
Barr,	Haluska,	Meade,	Taylor,
Barrett,	Hare,	Neff,	Toole,
Berger,	Holland,	Pechan,	Wade,
Blass,	Kessler,	Peelot,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Kephart,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 589, on third reading, entitled:

An Act to amend Section 1.1 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on inland waters and changing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 604, as follows:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth outlining the procedure and defining the rights of dissenting certificate holders

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any fraternal beneficial society order or association or any fraternal benefit society incorporated under any law of this Commonwealth which has outstanding death benefit certificates or certificates of life insurance in an amount of more than one million dollars (\$1,000,000) issued to not less than four hundred (400) members which has a surplus of more than two hundred thousand dollars (\$200,000) which is now subject to supervision by the Insurance Department and which does not operate an orphanage sanatorium hospital home for the aged or similar institution may convert itself into a mutual life insurance company in the following manner and subject to the following provisions

(a) The board of directors of any such beneficial society order or association or any such fraternal benefit society shall adopt a resolution expressing an intention to convert the society order or association into a mutual life insurance company under this act

(b) A copy of such resolution shall be sent by mail to every member of the society order or association together with a form on which such member may express his dissent from the conversion and a notice that unless the dissent of the member is received at the home office of the society order or association within thirty (30) days from the date of the notice the member's assent will be presumed. Such notice and form shall be mailed in an envelope bearing the return address of the society order or association and a direction that it be returned to the society order or association if undelivered to the addressee within ten (10) days of the date of mailing. Undelivered notices shall be counted as dissents

(c) Unless a majority of the members dissent within the thirty-day period the society order or association (hereinafter called the applicant) may file with the Insurance Commissioner articles of agreement for incorporation as a mutual life insurance company which shall meet the requirements for the incorporation of mutual life insurance companies incorporated under the act of May 17 1921 (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies, Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" except that the death benefit certificates or certificates of life insurance in force and the surplus shall be in lieu of the applications for insurance and the guarantee fund required in the case of incorporations under that act

(d) The articles of agreement shall be signed by the officers and a majority of the directors of the applicant

(e) The Insurance Commissioner shall examine the articles of agreement as in other cases shall satisfy himself after examination that the applicant is financially qualified to be a mutual life insurance company and when so satisfied shall approve the same shall certify in duplicate that all the requirements of this act have been complied with shall submit the articles of agreement to the Attorney General for examination who if he finds the same to be in accordance with the provisions of this act and not inconsistent with the Constitution of this Commonwealth or of the United States shall certify the same in duplicate to the Governor with his approval endorsed thereon. Thereupon the Governor shall in case he approves the same endorse his approval thereon in duplicate and cause letters patent to issue erecting the subscribers and their associates into a body corporate under the name designated in the articles of agreement

(f) Upon the issuance of the letters patent by the Governor the applicant shall turn over to the new mutual life insurance company all of its assets subject to the payment of all of its liabilities including pro rata refunds of contributions or dues on any certificates which it no longer has the right to issue and it shall advertise once a week for four (4) weeks in a newspaper of general circulation in any county in this Commonwealth in which it maintained an office and in the state capitol of any other state in which it was authorized to do business the fact of the conversion together with the statement that any dissenting certificate holder who desires to cancel his certificate may do so by delivering it on or before a specified date (which shall not be later than six months after the date of the letters patent) to the new mutual life insurance company and receive the pro rata unearned dues or contributions for such certificate and if the certificate has a non-forfeiture value such value

(g) The new mutual life insurance company shall satisfy the Insurance Commissioner after an examination that it has paid all amounts due to any dissenting certificate holders and all liabilities on certificates which it is required to cancel and upon being so satisfied the Insurance Commissioner shall certify that fact to the Secretary of the Commonwealth who shall issue a certificate of dis-

solution of the former fraternal beneficial society order or association or fraternal benefit society whereupon the former fraternal beneficial society order or association or fraternal society shall cease to exist

Section 2 Mutual life insurance companies formed under this act shall have and may exercise all the rights and privileges and shall be subject to all the requirements of mutual life insurance companies formed under the act of May 17 1921 (P. L. 682) aforesaid but shall exercise no rights or privileges which other mutual life insurance companies may not exercise

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Freed,	McMenamin,	Stiefel,
Barr,	Haluska,	Meade,	Taylor,
Barrett,	Hare,	Neff,	Toole,
Berger,	Holland,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Kephart,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 605, on third reading, entitled:

An Act to amend subsection (e) of Section 410 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the importation purchase and sale of alcohol.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 606, on third reading, entitled:

An Act prohibiting any beneficial association fraternal organization or society whether incorporated or not paying death benefits of any kind from requiring any member thereof to contract with any particular undertaker for the burial of a deceased member and providing penalties

be recommitted to the Committee on Insurance, for further study.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 613, as follows:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor is hereby authorized to enter into a compact on behalf of the Commonwealth of Pennsylvania with the State of New Jersey in substantially the following form

Compact

Between

The Commonwealth of Pennsylvania
and

The State of New Jersey

Authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority acting alone or in conjunction with each other to construct finance operate and maintain a bridge across the Delaware River

Whereas In order to facilitate vehicular traffic between the eastern and western section of the Commonwealth of Pennsylvania the Pennsylvania Turnpike Commission heretofore created by the provisions of the Act of Assembly approved the twenty-first day of May 1937 (P. L. 774) has been authorized and empowered by the provisions of said act and of the supplements and amendments thereto to construct operate and maintain a turnpike from a point on the western boundary line of the Commonwealth of Pennsylvania to a point at the City of Philadelphia and pursuant thereto is engaged in the construction operation and maintenance of the Pennsylvania Turnpike System to carry vehicular traffic from the Pennsylvania-Ohio state line across the Commonwealth of Pennsylvania to a point at King of Prussia in Montgomery County Pennsylvania and has been further authorized and empowered by an Act of Assembly to construct operate and maintain an extension of the Pennsylvania Turnpike System to carry vehicular traffic to a point on or near the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and there to construct operate and maintain either alone or in conjunction with the New Jersey Turnpike Authority or to contract with the New Jersey Turnpike Authority for the construction operation and maintenance of a bridge across the Delaware River pursuant to such compact as may be entered into between the Commonwealth of Pennsylvania and the State of New Jersey and

Whereas The New Jersey Turnpike Authority hereto-

fore created by the New Jersey Turnpike Authority Act of 1948 (Ch 454 P. L. 1948) has been authorized to construct and is constructing a turnpike project across the State of New Jersey from a point at State Highway Route No 6 approximately three miles westerly from the westerly end of the George Washington Bridge to a point in the County of Salem at or near Deepwater to a connection with a new bridge across the Delaware River now under construction and has been further authorized and empowered to construct operate and maintain an extension to a point on or near the Delaware River between the State of New Jersey and the Commonwealth of Pennsylvania and there to construct operate and maintain either alone or in conjunction with the Pennsylvania Turnpike Commission or to contract with the Pennsylvania Turnpike Commission for the construction operation and maintenance of a bridge across the Delaware River to connect with the Pennsylvania Turnpike System pursuant to such compact as may be entered into between the State of New Jersey and the Commonwealth of Pennsylvania and

Whereas It is necessary that a bridge be provided across the Delaware River in order to form a connection between the Pennsylvania Turnpike System and the New Jersey turnpike and that provision be made for the financing construction operation and maintenance of said bridge under such agreement or agreements as may be entered into between the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority

Now Therefore The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree with each other as follows

Article I

The Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority acting in cooperation with each other are hereby authorized and empowered in accordance with such agreement or agreements as shall be entered into pursuant to Article II hereof to select the location for and to prepare the necessary plans for the financing construction administration operation and maintenance of and to finance construct operate and maintain such bridge across the Delaware River as the commission and the authority may deem feasible and expedient to provide a connection between the Pennsylvania Turnpike System and the New Jersey turnpike to advance the interests of both States and to facilitate public travel

Article II

The Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority shall be and are hereby authorized and empowered to enter into an agreement or agreements not in conflict or inconsistent with the provisions of Articles I and III hereof setting forth in detail the location of such bridge and by whom and in what manner the bridge shall be financed constructed operated and maintained including the manner of fixing and collecting tolls and providing for joint action by said commission and authority where such joint action is deemed by them to be necessary or advisable and setting forth the manner in which any such joint action may be effected

Article III

This compact shall be construed as granting supplemental and additional powers to the Pennsylvania Turnpike Commission and to the New Jersey Turnpike Authority and shall not be construed as being in derogation of any other powers of the Pennsylvania Turnpike Commission and New Jersey Turnpike Authority provided however that (a) all acts and proceedings of said commission with respect to such bridge and its location construction financing operation and maintenance shall not be in conflict or inconsistent with statutes of the Commonwealth of Pennsylvania creating or granting powers to said Commission (b) all acts and proceedings of said Authority with respect to such bridge and its location construction financing operation and maintenance shall not be in conflict or inconsistent with statutes of the

State of New Jersey creating or granting powers to said authority and (c) the construction of a bridge at the location selected shall not be in contravention of any applicable provision of any compact or agreement entered into by the Commonwealth of Pennsylvania and the State of New Jersey which shall be in force and effect at the time of the construction of such bridge

Article IV

1 This compact shall enter into force and become effective and binding between the Commonwealth of Pennsylvania and the State of New Jersey when (a) it has been adopted and enacted into law by the respective Legislatures of the said Commonwealth and State and (b) it has been signed by the respective Governors of the said Commonwealth and State after authorization thereof by their respective Legislatures and has been attested by the respective Secretaries of State of the said Commonwealth and State and the respective Seals of the said Commonwealth and State have been affixed thereto and (c) the Congress of the United States of America has consented thereto

2 This compact shall be signed attested and sealed in five originals one each of said originals to be forwarded to the Governors of the said Commonwealth and State for filing in accordance with the laws of the said Commonwealth and State one each of said originals to be deposited in the office of the Pennsylvania Turnpike Commission and the office of the New Jersey Turnpike Authority and one of said originals to be deposited with the Secretary of State of the United States of America

In Witness Whereof and in evidence of the adoption and enactment into law of this compact by the Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey the Governors of the Commonwealth of Pennsylvania and the State of New Jersey do hereby in accordance with authority conferred by the Legislatures of their respective States sign this compact in five originals as attested by the respective Secretaries of State of the said Commonwealth and State and have caused the respective Seals of the said Commonwealth and State to be hereunto affixed this day of 19

Section 2 Upon The coming into force of said compact as therein provided such compact shall be and become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and the Pennsylvania Turnpike Commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained in said compact as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under said compact and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to and approval of this compact In the absence of such consent and approval the Pennsylvania Turnpike Commission shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of the Congress

Section 4 This act shall become effective immediately upon its signing by the Governor and the passage by the State of New Jersey of a substantially similar act embodying the compact between the said Commonwealth and State hereinabove set forth

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Freed,	McMenamin,	Stiefel,
Barr,	Haluska,	Meade,	Taylor,
Barrett,	Hare,	Neff,	Toole,
Berger,	Holland,	Pechan,	Wade,
Blass,	Kessler,	Peelot,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Kephart,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 636, as follows:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in common stocks and similar securities of unincorporated associations meeting certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" is hereby amended to read as follows

Section 9 Stocks

(a) Preferred and Common Stock Preferred and common stock of any corporation organized under the laws of the United States or of any commonwealth or state thereof or of the District of Columbia shall be an authorized investment if

(1) purchase in the exercise of that degree of judgment and care under the circumstances then prevailing which men of prudence discretion and intelligence exercise in the management of their own affairs not in regard to speculation but in regard to the permanent disposition of their funds considering the probable income to be derived therefrom as well as the probable safety of their capital

(2) in the case of preferred stock the corporation issuing the stock has earned a net profit in eight of the preceding ten fiscal years as reflected in its statements and during each of the preceding ten fiscal years has paid dividends in the specified amounts upon all its preferred stock if any outstanding during such year [and]

(3) in the case of common stock the corporation issuing the stock has earned a net profit in twelve of the preceding fifteen fiscal years as reflected in its statements and during each of the preceding ten fiscal years has paid dividends in the specified amounts upon all its preferred stock if any outstanding during said year and in each of at least twelve of the preceding fifteen fiscal years has paid

dividends in some amount upon all its common stock if any outstanding during such year and

(4) in the case of any stock other than stock of a bank or insurance company or of an investment company (as hereinafter defined) the stock is listed or traded (or if unlisted or not entitled to trading privileges shall be eligible for listing and application for such listing shall have been made) on the New York Stock Exchange or any other exchange approved by the Secretary of Banking

No investment in common stock shall be made which at that time would cause the market value of the investments in common stocks to exceed one third of the market value of the estate not including in such market value the value of any participation in a common trust fund No sale or other liquidation of any investment shall be required solely because of any change in market values whereby the percentages of stocks hereinabove set forth are exceeded In determining the market value of a trust fund a fiduciary may rely upon published market quotations as to those investments for which such quotations are available and upon such valuations of other property as in his best judgment seem fair and reasonable according to available information

When a corporation has acquired a substantial part of its property within ten years immediately preceding the investment by consolidation or merger or by the purchase of a substantial part of the property of any other corporation or corporations the earnings of the predecessor or constituent corporations shall be consolidated so as to ascertain whether the requirements of this section have been satisfied

"Corporation" as used in this section shall include a voluntary association a joint-stock association or company a business trust a Massachusetts trust a common-law trust an investment company registered under the Federal Investment Company Act of one thousand nine hundred forty as from time to time amended and any other organization organized and existing for any lawful purpose and which like a corporation continues to exist notwithstanding changes in the personnel of its members or participants and conducts its affairs through a committee a board or some other group acting in a representative capacity

"Stock" as used in this section shall include the stock certificates of beneficial interests or trust participation certificates issued by any corporation or unincorporated association included under the definition of "corporation" in the preceding paragraph

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Haluska,	Pechan,	Taylor,
Barr,	Hare,	Peelot,	Toole,
Barrett,	Holland,	Propert,	Wade,
Berger,	Lane,	Robinson,	Wagner,
Blass,	Leader,	Rosenfeld,	Walker,
Byrne,	Letzler,	Ruth,	Watkins,
Chapman,	Mallery,	Scarlett,	Watson,
Crowe,	McCreesh,	Silvert,	Wolfe,
Dent,	McGinnis,	Snowden,	Wood,
Diehm,	McMenamin,	Stevenson,	Yosko,
DiSilvestro,	Meade,	Stiefel,	Kephart,
Freed,	Neff,		Presiding Officer

NAYS—3

Fleming,	Kessler,	Mahanay,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 638, as follows:

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation providing for payment of certain fees taxes and bonus and defining the rights powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and sections one and two of the act approved the third day of May one thousand nine hundred and nine (P. L. 408) entitled "An act authorizing the merger and consolidation of certain corporations" are hereby amended to read as follows

An Act

Authorizing the merger [and] or consolidation of certain corporations

Section 1 Be it enacted &c That it shall be lawful for any [corporation] two or more corporations now or hereafter organized under the provisions of any general or special act of Assembly [authorizing the formation of any corporation or corporations] of this Commonwealth (hereinafter referred to as domestic corporations) or any one or more domestic corporations and any one or more corporation organized under or by virtue of any laws other than those of this Commonwealth (hereinafter referred to as foreign corporations) to merge [its corporate rights franchises powers and privileges with and into those of any other corporation or corporations transacting the same or a similar line of business so that by virtue of this act such corporations may consolidate and so that all the property rights franchises and privileges then by law vested in either of such corporations so merged shall be transferred to and vested in the corporation into which such merger shall be made] into one of such domestic corporations (hereinafter designated as the surviving corporation) or to be consolidated into a new corporation to be formed under this act Provided that corporations may not be merged or consolidated under the provisions of this act unless by virtue of their respective charters they may transact the same or a similar line of business (irrespective of whether one or more of such corporations is actually transacting such business or is authorized under its charter to engage also in other lines of business) except that any corporation which is a holding company as herein defined with respect to any subsidiary corporation may be a party to a merger or a consolidation to which such subsidiary corporation is a party whether or not such subsidiary is the only other party and whether or not such holding company is authorized by its charter to transact the same or a similar line of business as such subsidiary corporation or any other corporation that may be a party to such merger or consolidation Provided further That any such charter authorization to transact a dissimilar line of business shall not survive such merger or consolidation but shall be deemed to have been surrendered upon consummation of such merger or consolidation Provided further That a foreign corporation may not participate in a merger or consolidation under this act unless such corporation is authorized by the law or laws of the jurisdiction under which it was formed to effect such merger or consolidation Provided further That nothing in this act shall be construed so as to permit railroad canal or telegraph companies which own operate or in any way control parallel or competing roads canals or lines to merge or [combine] consolidate Provided further That nothing in this act contained shall extend or

enlarge beyond its former territorial limits the exclusive franchise of any gas or water company and that the merger or consolidation of water companies shall be subject to the provisions of the act entitled "An act to require all water and waterpower companies hereafter incorporated or hereafter formed by merger and consolidation or hereafter purchasing property and franchises of any other such company to designate the exact source of their supply of water or water-power and to require all existing water and water-power companies merging and consolidating or purchasing the property and franchises of any other such company to accept the provisions of this act and of the act approved April thirteenth one thousand nine hundred and five entitled 'An act providing that the right of eminent domain as represents the appropriation of streams rivers or waters or the land covered thereby shall not be exercised by water companies incorporated under law' and providing the manner in which water and water-power companies subject to the provisions of this act may secure a new or additional source of supply for their water or water-power" approved the seventh day of June Anno Domini one thousand nine hundred and seven A "holding company" for the purposes of this act means any domestic or foreign corporation which directly or indirectly owns controls or holds with power to vote at least fifty per centum of the outstanding voting stock of any corporation including a corporation which is a holding company by virtue of this definition

Section 2 [Said merger or consolidation shall be made under the conditions provisions and restrictions and with the powers herein set forth to wit]

[First] A The directors of each corporation shall enter into a joint agreement under the corporate seal of each corporation for the merger [and] or consolidation of said corporations prescribing the terms and conditions thereof the mode of carrying the same into effect the name of the surviving or new corporation the number [and] names and addresses of the first directors and other officers [thereof] of the surviving or new corporation [and who shall be the first directors and officers and their places of residence] the number and classes of shares of the capital stock the amount or par value of each share and the manner and basis of converting the capital stock of each of said corporations into the stock or other securities or obligations of the surviving or new corporation and how and when directors and officers shall be chosen with such other details as they shall deem necessary to perfect the said [consideration and] merger or consolidation [but said agreement shall not be effective unless the same shall be approved by the stockholders of said corporations in the manner hereinafter provided] The agreement of merger or consolidation may provide that all the rights privileges and franchises of the constituent corporations shall vest in the surviving or new corporation as the case may be or may provide that the rights privileges and franchises of only one or more of the constituent corporations shall vest in the surviving or new corporation or may provide that only the rights privileges and franchises of one of the constituent corporations shall vest in and shall constitute the rights privileges and franchises of the surviving or new corporation Provided however That in the case of any merger or consolidation involving constituent corporations which are authorized to transact dissimilar lines of business the agreement of merger or consolidation shall expressly provide which of said dissimilar charter powers and all rights privileges and franchises pertaining thereto are to be surrendered upon consummation of such merger or consolidation in order that the surviving or new corporation shall not be authorized to transact dissimilar lines of business

[Second] B Said agreement shall be submitted to the stockholders of each of said domestic corporations at separate special meetings or at any annual meetings of the time place and object of which respective meetings [due notice shall be given by publication once a week for two consecutive weeks before said respective meetings in at least one newspaper in the county or in each of the counties in which the principal office of said respective

corporations shall be situate excepting in the case of the merger or consolidation of corporations which upon their original incorporation are required by the Constitution to publish notice of intention to incorporate for a longer period than two weeks in which case notice of publication shall be as required by the Constitution] written notice shall not less than ten days before any such annual or special meeting be given to each stockholder of record of each corporation whether or not entitled to vote on such agreement unless the agreement of merger or consolidation contemplates an increase in the aggregate amount of the capital stock of the constituent corporations in which event sixty days notice of such meeting shall be given to each stockholder and at said meetings the said agreement of the directors shall be considered and a vote of the stockholders in person or by proxy shall be taken by ballot for the adoption or rejection of the same each share of stock entitling the holder thereof to one vote and if a majority in amount of the entire capital stock of each of said corporations shall vote in favor of said agreement merger [and] or consolidation then that fact shall be certified by the secretary of each corporation under the corporate seal thereof [and said certificates together with the said agreement or a copy thereof shall be filed in the office of the Secretary of the Commonwealth who shall forthwith present the same to the Governor for his approval and when approved by the Governor the said agreement shall be deemed and taken to be the act of consolidation of said corporation] In the case of any foreign corporation which is a party to a merger or consolidation under this act the agreement of merger or consolidation shall be authorized adopted and approved by such foreign corporation in accordance with the laws of the jurisdiction in which it was formed The secretary of such foreign corporation shall certify under the corporate seal thereof the fact of such requisite approval

C The agreement of merger or consolidation as the case may be or a copy thereof together with the aforesaid certificates evidencing the approval thereof by the stockholders of the constituent corporations and a certificate or certificates from the proper department or departments evidencing payment by each constituent corporation of all bonus taxes and other charges as required by law shall be delivered to the Department of State except that no such certificates pertaining to bonus taxes and other charges shall be required of the surviving corporation in cases of merger If the Department of State finds that such agreement of merger or consolidation as the case may be and the required certificates are in proper form it shall upon payment of the requisite filing fee forthwith endorse its approval on such agreement and issue to the surviving or new corporation or its representative a certificate of merger or a certificate of consolidation as the case may be to which shall be attached a copy of the approved agreement of merger or consolidation and the aforesaid certificates evidencing the approval of the stockholders Provided however That in the case of any merger or consolidation of any corporations under this act which by virtue of any other act requires the prior approval of the Pennsylvania Public Utility Commission or the Water and Power Resources Board of this Commonwealth the Department of State shall not endorse its approval on any such agreement or issue any certificate of merger or certificate of consolidation unless and until the approval of such commission or board is first obtained in the manner required by law

Section 2 Section three of said act as amended by the act approved the twenty-ninth day of April one thousand nine hundred fifteen (P. L. 205) is hereby further amended to read as follows

Section 3 Upon the [filing of said certificates and agreement or copy of the agreement in the office of the Secretary of the Commonwealth and upon the issuing of new letters patent thereon by the Governor] approval of the agreement of merger or consolidation by the Department of State the said merger or consolidation shall be deemed to have taken place and the said constituent corporations to be one corporation [under] which in the case of a mer-

ger shall be that corporation designated in the agreement of merger as the surviving corporation and in the case of a consolidation shall be the new corporation provided for in the agreement of consolidation Such surviving or new corporation shall have the name adopted in and by said agreement [possessing] shall possess all the rights privileges and franchises theretofore vested in each of [them] the constituent corporations unless the agreement of merger or consolidation provides otherwise in which event the surviving or new corporation shall possess only such rights privileges and franchises of the constituent corporations as the agreement shall provide except that any powers rights privileges and franchises pertaining to a dissimilar business authorized by the charter of any constituent corporation shall not vest in the surviving or new corporation but shall cease to exist and all the estate and property real and personal and rights of action of each of said corporations shall be deemed and taken to be transferred to and vested in the said surviving or new corporation without any further act or deed Provided That all rights of creditors and all liens upon the property of each of said corporations shall continue unimpaired limited in lien to the property affected by such liens at the time of the creation of the same and the respective constituent corporations may be deemed to be in existence to preserve the same and all debts not of record duties and liabilities of each of said constituent corporations shall thenceforth attach to the said surviving or new corporation and may be enforced against it to the same extent and by the same process as if said debts duties and liabilities had been contracted by it [But such merger and consolidation shall not be complete and no such consolidated corporation shall do any business of any kind until it shall have first obtained from the Governor of the Commonwealth new letters patent and shall have paid to the State Treasurer a bonus as prescribed by law upon all its capital stock in excess of the amount of capital stock of the several corporations so consolidating upon which the bonus required by law has been theretofore paid And provided further That new letters patent of such consolidated corporation shall not be issued by the Governor of the Commonwealth until each corporation entering into and forming the consolidated corporation shall have filed with the Secretary of the Commonwealth a certificate from the Auditor General of the Commonwealth setting forth that all reports required by the Auditor General of the Commonwealth have been duly filed to the date of the proposed merger and that all taxes due the Commonwealth of Pennsylvania have been paid up to and including said date] The aggregate amount of the net assets of the merging or consolidating corporations which was available for the payment of dividends immediately prior to such merger or consolidation to the extent that the value thereof is not capitalized by the agreement of merger or consolidation shall continue to be available for the payment of dividends by such surviving or new corporation

Section 3 Sections four and five of said act are hereby amended to read as follows

Section 4 The certificate of merger or the certificate of consolidation issued by the Department of State or [A] a certified copy thereof [of said certificate and agreement or copy of agreement so to be filed in the office of the Secretary of the Commonwealth] shall be conclusive evidence of the [lawful holding and action of such meetings] performance of all conditions precedent to such merger or consolidation and of the merger [and] or consolidation of [said] the constituent corporations into a surviving corporation or a new corporation as the case may be except as against the Commonwealth

Section 5 A If any stockholder [or stockholders] of any domestic corporation which shall become a party to an agreement of merger [and] or consolidation hereunder shall [be dissatisfied with or object to such consolidation and shall have voted against the same at the stockholders meeting] file with such corporation prior to or at the meeting of the stockholders at which the agreement of merger or consolidation is submitted to a vote a written

objection to such merger or consolidation and shall not vote in favor thereof it shall and may be lawful for any stockholder [or stockholders] within [thirty] ninety days after the [adoption of said agreement of merger and consolidation by the stockholders as herein provided and upon reasonable notice of said merger or consolidation was effected and after thirty days written notice to the surviving or new corporation to apply by petition to any court of common pleas of the county in which the chief office of such corporation may be situate or to a judge of said court in vacation if no such court sits during said period to appoint three disinterested persons to [estimate and] appraise the [damages if any done to such stockholder or stockholders by said consolidation] full market value of the share or shares of said stockholder without regard to any appreciation or depreciation thereof in consequence of the merger or consolidation Upon such petition it shall be the duty of said court or judge to make such appointment [and the award of the persons so appointed or of a majority of them when confirmed by the said court shall be final and conclusive] and the persons so appointed shall [also] appraise the share or shares of said [stockholders] stockholder in the said constituent corporation at the full market value thereof without regard to any appreciation or depreciation in consequence of the said merger or consolidation [which appraisement when confirmed by the said court shall be final and conclusive and the said corporation may at its election either pay to the said stockholder or stockholders the amount of damages so found and awarded if any or the value of the stock so ascertained and upon the payment of the value of the stock as aforesaid the said stockholder or stockholders shall transfer the stock so held by them to the said corporation to be disposed of by the directors thereof or to be retained for the benefit of the other stockholders and in case the value of said stock as aforesaid shall not be so paid within thirty days after the said award shall have been confirmed by said court the damages so found and confirmed shall be a judgment against said corporation and may be collected as other judgments in said court are by law recoverable] The award of the appraisers or of a majority of them shall be submitted to the court for determination and the judgment of the court thereon shall be final and conclusive The costs of such appraisal including a reasonable fee to the appraisers shall be fixed by the court and shall be borne by the surviving or new corporation The award shall be payable only upon and simultaneously with the surrender to the surviving or new corporation of the share certificate or certificates representing the shares of the dissenting stockholder If the award shall not be paid by the surviving or new corporation within thirty days after the order of the court thereon the amount of the award shall be a judgment against the surviving or new corporation as the case may be and may be collected as other judgments in such court are by law collectible Upon the payment of the award or judgment the dissenting stockholder shall cease to have any interest in such shares or in the surviving or new corporation Such shares may be held and disposed of by the surviving or new corporation as it may see fit Unless the dissenting stockholder shall file the written objection the written notice and the petition herein required within the times herein limited and shall otherwise comply with this section such stockholder and all persons claiming under him shall be conclusively presumed to have approved and ratified the merger or consolidation and shall be bound by the terms thereof

B The rights and remedies at law or in equity of any stockholder who desires to object to or to dissent from any merger or consolidation shall be limited to those prescribed under this section and such rights and remedies under this section shall be exclusive A copy of this section shall be enclosed with the written notice required by clause B of section 2 of this act and such written notice shall state that this section sets forth the exclusive rights and remedies of stockholders who object to the agreement of merger or consolidation

Section 4 This amendatory act shall be effective im-

mediately upon its final enactment Provided however That nothing herein contained shall be deemed to revive the act which is amended by this act to the extent that such act has been expressly repealed by any other act of assembly

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Freed,	Meade,	Stiefel,
Berger,	Haluska,	Neff,	Taylor,
Barr,	Hare,	Pechan,	Toole,
Barrett,	Holland,	Peelor,	Wagner,
Blass,	Keseler,	Propert,	Walker,
Byrne,	Leader,	Robinson,	Watkins,
Chapman,	Letzler,	Rosenfeld,	Watson,
Crowe,	Mahany,	Ruth,	Wolfe,
Dent,	Mallery,	Scarlett,	Wood,
Diehm,	McCreesh,	Silvert,	Wade,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Kephart,

Presiding Officer

NAYS—1

Lane.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 644, on third reading, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General

be recommitted to the Committee on State Government.

Mr. HARE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. YOSKO. Mr. President, I desire to oppose the

motion to recommit this bill to the Committee on State Government because this bill, Mr. President, does nothing more than direct the Auditor General of the Commonwealth of Pennsylvania to send a copy of audit reports of the various departments, boards and commissions to the fact-finding body of the Legislature, the Joint State Government Commission. I personally cannot see any harm in sending a copy of audit reports to the Joint State Government Commission, but I can see a lot of good from sending a copy of audit reports to that agency of the Legislature because, after all, what is it? It is a fact-finding body. It is the fact-finding body of the Legislature. It is the job of the Joint State Government Commission to analyze the expenditures of the various departments, boards and commissions of the Commonwealth, and if it does not have these audit reports available to it, it certainly cannot do the job.

I know that the bill propose to send this bill back to Committee will. Copies of the audit reports go to the Governor's Office. If you want to see a copy of an audit report, go to the Governor's Office and they will let you have it. Now how much trouble it is to do that. You have to get an appointment to get in, and if the audit reports are used over there, it just doesn't become a

Mr. President, the Auditor General's Department. The Auditor General's Department is the auditing department of this Commonwealth that spends over a billion dollars every year. At least, it has for the last two bienniums, called upon during this Session to appropriate two hundred million dollars for the next two years. What does the Auditor General's Department do? It does nothing more than audit the accounts of the various departments, boards and commissions that get and spend this money to determine just how it was spent. Are we going to say now that the fact-finding body of the Legislature that ought to have access to these figures when they need them cannot get copies of these reports? Why, to me that is silly and I am surprised by this action that was just taken.

We give the Joint State Government Commission, at least during the last biennium, we gave them two hundred fifty thousand dollars and a fifty thousand dollar deficiency appropriation to do a job for us. Frankly, if the Joint State Government Commission had these audit reports before it, perhaps they have developed a set of figures for us in connection with this budget that would not have been in this great difficulty that we are experiencing here.

Mr. President, I say again, I think the Joint State Government Commission ought to have these reports. As a matter of fact, I will tell you how this came about. There is a subcommittee functioning under the State Government Committee in connection with the bill to create an accountant general in Pennsylvania, and I happen to be on that committee, with Senator Diehm and Senator Wade, and we met up in the Joint State Government Commission after we came back from reviewing the system that they have in New Jersey. We wanted to discuss this bill to see how it could be amended to satisfy some of the objections. We invited Mr. Heyburn to this meeting, and during the course of the discussion we got on the question of audit reports, and it was at his

suggestion he is the fellow that does the work, he is the fellow that will have to do the work—it was at his suggestion that this bill be drafted so that he would have authority to make an extra copy and send it to the Joint State Government Commission, so that there was agreement all around so far as the drafting of this bill is concerned.

I say it is a good bill, Members of this Senate, and I say the Joint State Government Commission ought to have this information, and I ask the Members of this Senate to vote against this motion to recommit and to pass this bill.

Mr. WALKER. Mr. President, I pray the indulgence of the gentlemen of the Senate in discussing the motion, because of the rules of the Senate which prohibit debate on the subject matter now before us. Therefore I am somewhat embarrassed to discuss the matter in violation of the rules of the Senate; I am doubly embarrassed because I am a member of the Rules Committee, and I am thrice embarrassed because at the moment I happen to be Chairman of that Committee. Therefore, if the Senate will indulge me in the very bad form as Chairman of the Rules Committee violating the rules of the Senate, may I say to the gentleman, Senator Yosko, that the motion to recommit has nothing to do with discussing the merits of the bill. There is some factual information we would like to have the Committee get and discuss with the Chairman of the Committee. There is certainly no attempt on my part to permanently eliminate the legislation that is before the Senate under the heading of Senate Bill No. 664. The gentleman, Senator Yosko, of course, is a member of the State Government Committee, and I know he will be very constructive and alert in seeing to it that the necessary information is gathered.

Mr. President, there is no desire to kill the legislation. It is merely to promote the expeditious operation of gathering the information necessary to permit us to act on the bill, and if he will just give us his confidence in the matter, we will try to remedy some of the things that are troubling us. There is no attempt at all to kill the bill, Senator. We are sending it back until we get the information desired.

Mr. DENT. Mr. President, I join Senator Yosko in opposing the motion to send the bill back to committee, and although we have a great deal of confidence in the statement made by the Majority Leader that this bill is not being sent back to be killed but for possible amendment and further study, I think all of us know the usual fate of a bill that is as controversial as this may be when it is sent back to committee.

Mr. President, I might say that the proper parliamentary maneuver, if you want to amend or correct certain inequalities that may be in the bill, would be to have the bill go over in order to prepare the necessary changes. This is a very serious matter. I do not know how many men in the Senate paid attention to the letter that I just addressed to the Auditor General, but it seems a sad state of affairs when a Member of the Senate cannot get any information to help him determine whether or not the policies that are followed are proper for the people of the Commonwealth, or whether his vote is being cast in the best interests of the Commonwealth, unless he beseeches by letter and petitions personally to a cabinet officer, who can very readily discard

the letter by throwing it in the wastebasket and carrying no weight whatsoever. The only reason I did not put it in the form of a resolution, Mr. President, was because the resolution would have been killed by placing it upon the table or sending it to committee.

Mr. President, I do not think that this Legislature can any longer ignore the facts as they present themselves to us every biennium. The House Ways and Means Committee of the Federal Congress receives a copy of every audit made of the Federal Budget in the Federal system of Government, and by receiving these audit reports against the Administration's wishes and against the Administration's recommendations, they were able to take \$7,000,000,000 from the request of the President of the United States for needed appropriations. They did this by having before them the audits, and they discovered that they could cut 5½ billion dollars from the requested appropriation by the President, because the corporate net income was going to produce, from all indications, at least 5½ billion more than the estimate.

Mr. President, I believe Senator Yosko has given us an opportunity here to vote upon a piece of legislation to determine whether or not we are serious in trying to find out the budget problems of this Commonwealth and to resolve them to the benefit of the people of the Commonwealth.

Mr. President and Members of the Senate, there are many of us upon this Senate floor who have had a great deal of time to think over the past week that we were at home, and we are wondering whether or not we were right in our stand against the taxes, but how can we know whether we are right, no matter how sincere we try to be, if we do not have some sort of a record figure before us with the data that cannot be colored but must be factual?

Mr. President, I see by the records in the papers that the House has presented to the floor for a vote \$60,000,000 worth of appropriations for the school teachers salary increases in the Commonwealth. Now, by inference it appears that the Members of the Democratic Party are against these increases. We do not know, Mr. President, whether there is sufficient money or whether we have to have new taxes to pay them this money. At this moment I want to say that under the present conditions, if that bill is passed by the House, and passed by the Senate and signed by the Governor, I for one will not let that legislation interfere with my thinking upon the tax situation in the Commonwealth, and unless we get this information from time to time, how can we vote intelligently?

Mr. President, I have petitioned the Auditor General to give me that information. If I get it, it will be available to every Member of the Senate. I know it will be factual if I can get it, I know it will be honest if I can get it, and I know that whatever is determined by the figures that he gives me will have to determine the policy of the twenty members of the Democratic Caucus who have allowed me to be their spokesman in this matter. I want it clearly understood that whether this bill is going back to be amended or whether it is going back to be killed, the same process of government is being served, to keep the Legislature in ignorance. The Legislature, since I have been in this Senate, has voted in ignorance when it comes to the budget problems of

the Commonwealth. You say, "Why do you put it in the hands of the Joint State Government Commission?" Because the Joint State Government Commission was created as an arm of the Legislature, a fact-finding body, to give to us factual information to help us determine the right process and the right legislation to be passed for the benefit of the people of the Commonwealth, and, Mr. President, I say this advisedly, that unless we do have some agency that is beholden to the Members of the Legislature primarily, we cannot get the information that we must have.

Mr. President, already over the week-end I see two or three different stories coming out of the Budget Director's Office on how much the surplus will be. I might say at this moment that when I stood on the Senate floor two years ago I was roundly razed because I said the pop tax was not needed, that the surplus would be greater by two than what the pop tax would bring in, and I am happy to see, by the Budget Director's own figures, that I was right. The pop people and the children of Pennsylvania were assessed a twenty-seven million dollar tax that under the Constitution, they should not and could not have been taxed if we would have been in possession of the knowledge that we are trying to get here and the facts that we have to have.

Mr. President, Senator Yosko's bill ought to stay upon the Calendar. I do not say it is perfect. There may be some changes that have to be made to make it workable, but let us make the changes here within the bright light of the Senate and not deep down in the recesses of a committee that I assure this Senate will see to it that the bill will never see the light of day again, because I have been here too long to be fooled by that one.

I think the time has come when the Executive Branch of Government must no longer interfere with the Legislative Branch when it is trying to get the information necessary to follow the recommendations of the Executive Branch. How many men in this room know how much money has come in as of June 1st on the corporate net income tax? How many persons in this room know that there are discrepancies that appear in the budget that show the different collections for the same tax item and the same budget figures? How can we be sure of what we are doing? We are not reaching out, Mr. President, at this time and just taxing on the old basis. We are trying to pass new taxation in Pennsylvania, and before we step into new taxation, I for one, and speaking for twenty Democratic Senators, will vote against every piece of new tax legislation until we get the facts to know whether or not the money is needed, and when it is given to the various departments, where it is spent.

Why, Mr. President, we have information that shows that some of the budgetary appropriations for various departments were as much as 75% underspent as of the first of January, 1951, and yet right now, in June, we are asked to pass appropriations in a like or greater amount for the same departments. How can we justify our position before the people when we completely ignore the facts and do not take into consideration the things that we ought to have? No member of this Senate is qualified to vote on the budget or upon the tax program for Pennsylvania unless he is in possession, or an agency of the Senate, such as the Joint State Government Commission, is in possession of the information needed to

give us the right road to travel. I for one oppose with all the strength at my command this motion to send this bill back to committee and I think that it would be disastrous to have this become a strict party vote, showing, if you vote that way, that the Republicans know what is right but the Democrats do what is right.

Mr. YOSKO. Mr. President, I just want to make this one further observation. We appropriated in the last biennium to the Department of the Auditor General \$2,120,000 to compile facts and figures relative to appropriations that we made to the departments, boards and commissions for the last two years. Are we going to say now after these figures are compiled, and they are compiled, after spending this money to compile these figures, that the arm of the Legislature, the Joint State Government Commission, should be denied this information so that they could compile some statistics for the information of the Legislature?

Mr. President, I repeat, if this bill is sent back to committee, it is just plain silly.

Mr. WALKER. Mr. President, speaking on behalf of one who is not only silly but ignorant, may I say to the gentleman, and I say this in all kindness, that the thought that the bill is going to be killed I do not think merits serious consideration, because in my preliminary remarks, Mr. President, I very carefully told the gentleman from Northampton that under no circumstances were we sending the bill back to be killed. I think the gentleman fully realizes the fact that there is no party line in the desire of Members of the General Assembly to obtain all information possible with regard to every problem upon which we are called upon to vote, especially the fiscal picture which has caused considerable debate, confusion and a variety of statements here on Capitol Hill.

Mr. President, if the gentleman from Northampton will just bear with us, I say to him again in all seriousness that this does not mean that the bill is killed. We are seriously trying to get some information, and I think that the thing could be handled much better in committee than on the floor.

I think the gentleman from Westmoreland will agree with me that we have a somewhat unanimity of purpose in attempting to obtain information that will guide us both in making statements on the floor that will stand up like a strong pillar, regardless of the passage of time, and for that reason I again say to the gentleman from Northampton, directly, so that indirectly my voice bounces on over to the gentleman from Westmoreland, if he will bear with me, I assure him this bill is not being sent back to be killed. It is being sent back so that an adequate picture can be presented to both the Democratic and Republican Caucuses so that they can fully act on the bill.

Mr. President, I appreciate the information given to us by the gentleman from Northampton with regard to the position of the Auditor General, and I appreciate the fiscal comments of the gentleman from Westmoreland, but again may I say to you, gentlemen, this bill is not being sent back for the purpose of being killed.

Mr. DENT. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDING OFFICER. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. It is always a pleasure, Mr. President.

Mr. DENT. Senator Walker, if the bill is sent back to committee and the committee refuses to bring it to the floor again, what can you do to help keep your promise that this bill is not going to be killed?

Mr. WALKER. Mr. President, I appreciate the tenor of the question, and may I say to the gentleman, that it is a smirch on the escutcheon of my record, the idea of the gentleman suggesting that I have fallen so low in stature that the distinguished gentleman who is the Chairman of that Committee, will not listen to the recommendations of the Majority Floor Leader.

Mr. President, may I say to the gentleman from Westmoreland that every Republican on that committee will be very happy to follow out any recommendation that is made by their Leader.

Mr. DENT. Mr. President, I appreciate the very frank answer, and just as frankly I will say to him, "My dear John, the bill is going back to be killed."

And the question recurring,

Will the Senate agree to the motion?

Mr. BARR. Mr. President, I ask for a roll call.

Mr. LANE. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr BARR and Mr. LANE and were as follows, viz:

YEAS—29

Berger,	Kessler,	Robinson,	Walker,
Blass,	Letzler,	Scarlett,	Watkins,
Chapman,	Mahanay,	Snowden,	Watson,
Crowe,	Mallery,	Stevenson,	Wolfe,
Diehm,	Meade,	Taylor,	Wood,
Fleming,	Pechan,	Wade,	Kephart,
Freed,	Peeler,	Wagner,	Presiding Officer
Hare,	Proper,		

NAYS—20

Bane,	DiSilvestro,	McCreesh,	Ruth,
Barr,	Haluska,	McGinnis,	Silvert,
Barrett,	Holland,	McMenamin,	Stiefel,
Byrne,	Lane,	Neff,	Toole,
Dent,	Leader,	Rosenfeld,	Yosko,

So the question was determined in the affirmative.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 672, as follows:

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the

Pennsylvania Industrial School on certain conditions" are hereby amended to read as follows

An Act

Empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania [Industrial School] Institution for Defective Delinquents to grant a right of way or easement to the Pennsylvania Electric Company successor of the Penn Central Light and Power Company across lands of the Pennsylvania [Industrial School] Institution for Defective Delinquents on certain conditions

Section 1 Be it enacted &c That the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania [Industrial School at Huntingdon] Institution for Defective Delinquents is hereby empowered on behalf of the Commonwealth of Pennsylvania to grant and confirm a perpetual right of way or easement to the Pennsylvania Electric Company successor of the Penn Central Light and Power Company to occupy or continue to occupy a right of way over lands of the Pennsylvania [Industrial School] Institution for Defective Delinquents located in Smithfield Township more specifically said right of way granted by the act to which this is an amendment shall be completely released by the first day of June one thousand nine hundred fifty-two by the transfer from the west end of Cypress Island to the east end of Cypress Island said right of way being for the purpose of maintaining a power line on condition that the said Pennsylvania Electric Company successor of the Penn Central Light and Power Company its successors and assigns shall grant a perpetual right of way or easement to the Commonwealth of Pennsylvania for the use of the Pennsylvania [Industrial School] Institution for Defective Delinquents the continued use of a spring belonging to the Pennsylvania Electric Company successor of the Penn Central Light and Power Company together with a perpetual right of way over lands of said company for a water line to said spring

The Department of Property and Supplies shall have power to enter into execute and acknowledge such agreement or agreements with the Pennsylvania Electric Company successors of the Penn Central Light and Power Company containing such covenants as may be deemed necessary to accomplish the purposes of this act and to protect the interests of the Commonwealth A copy of any such agreement duly recorded shall be filed with the Department of Internal Affairs

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Proper,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahanay,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Diehm,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Kephart,
Freed,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 776, as follows:

An Act to amend Section 506 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by requiring notice of dissolution of stock or mutual fire insurance companies associations or exchanges to be given to policyholders or members

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 506 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" is hereby amended to read as follows

Section 506 Orders for Liquidation of Affairs of Companies Et Cetera Insurance Commissioner To Act as Received If on a like application and order to show cause and after a full hearing the court shall order the liquidation of the business of such company association exchange society or order such liquidation shall be made by and under the direction of the Insurance Commissioner who shall be vested by operation of law with title to all of the property contracts and rights of action of such company association exchange society or order as of the date of the order so directing him to liquidate The filing or recording of such order in any record office of the State shall impart the same notice that a deed bill of sale or other evidence of title duly filed or recorded by such company association exchange society or order would have imparted The order of liquidation shall unless otherwise directed by the court provide that the dissolution of the company association exchange society or order shall take effect upon the entry of such order in the office of the clerk of the county wherein such company association exchange society or order had its principal office for the transaction of business Within thirty days after the taking effect of the order of liquidation of any stock or mutual fire insurance company association or exchange the Insurance Commissioner shall mail a notice thereof to each of its policyholders or members

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahanay,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Kephart,
Freed,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 972, on third reading, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissioners and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1040, as follows:

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil Washington County Pennsylvania providing for reversion to the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell and convey for the consideration of one thousand six hundred dollars (\$1600) and to make and execute a deed conveying the following described tract of land presently devoted

to agricultural use by the Pennsylvania Training School at Morganza and situate in Cecil Township Washington County Pennsylvania to the boroughs of Canonsburg and Houston for the purpose of construction by such boroughs of a sewage treatment plant to serve the Boroughs of Canonsburg and Houston and portions of the townships of Chartiers and North Strabane and the Pennsylvania Training School at Morganza

Beginning at a point on the southerly right of way line of the Pennsylvania Railroad Company said point being on the common line between the property of the Pennsylvania Training School and the property of the Defense Plant Corporation and approximately 290 feet north-easterly from the centerline of a private road leading from State Highway Route 519 to the Defense Plant Corporation thence along said common property line in a southerly direction for a distance of approximately 525 feet to a point thence in a northerly direction through the property of the Pennsylvania Training School for a distance of approximately 250 feet to a point thence North 29 degrees 36 minutes East for a distance of 373.51 feet to a point thence North 31 degrees 44 minutes West for a distance of 275.36 feet to a point on said right of way line thence along said right of way line in a southwestwardly direction and following a circular curve to the right having a radius of 1943.08 feet for a distance of 397.35 feet to a point of tangency thence south 69 degrees 59 minutes West along said right of way for a distance of approximately 237 feet to the point of beginning containing 6.24 acres

Section 2 The deed of conveyance of the property and any necessary rights of way as executed shall contain the provision that title to the above parcel of land will revert to the Commonwealth in the event that the boroughs of Canonsburg and Houston shall discontinue its use for the purpose of construction maintenance and operation of a sewage treatment plant

Section 3 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

Section 4 The provisions of this act shall be come effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahanay,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Kephart,
Freed			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1081, as follows:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal School or Teachers Colleges abolish creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) of Section 507 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 507 Purchases It shall be unlawful for any administrative department other than the Department of Property and Supplies or for any independent administrative board or commission or for any departmental administrative body board or commission or for any advisory board or commission to purchase r contract for the purchase of any stationery paper printing binding ruling lithographing engraving envelopes or other printing or binding supplies or any fuel supplies furniture furnishings or equipment except

(b) Any department board or commission having charge of a State institution which may purchase perishable foodstuffs for such institution directly and may purchase any article directly if it can after competitive bidding purchase the same f o b the institution for a price less than the Department of Property and Supplies can furnish f o b the institution but all articles purchased directly hereunder shall conform to the specification contained in the effective supply contracts of the Department of Property and Supplies or if the article be not included in the supply contracts then to the standard specification if any adopted by the Department of Property and Supplies for the commodity purchased unless the Board of Commissioners of Public Grounds and Buildings shall have specifically authorized a departure from such specification

In all other cases such departments boards or commissions shall make purchases through the Department of Property and Supplies as purchasing agency and all purchases made by the Department of Property and Supplies as purchasing agency hereunder shall conform to the specifications contained in the effective supply contracts of the department or if the article be not included in the effective supply contracts then to the standard specifications if any adopted by the department for the commodity purchased unless the Board of Commissioners of Public Grounds and Buildings shall specifically authorize a departure from such effective supply contracts or specifications except that contracts for the purchase of steel for use in the manufacture of vehicle registration plates may be let on the basis of the market price thereof on date of delivery

Section 2 Clause (c) of Section 2403 of said act as last amended by the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1349) is hereby further amended to read as follows

Section 2403 Standards and Purchases The Department of Property and Supplies shall have the power and its duty shall be

* * * * *

(c) To enter into contracts with the lowest responsible bidder for the purchase of all other furniture materials or supplies requested by the Legislative and other departments of the State Government except as otherwise provided by this act and except that contracts for the purchase of steel for use in the manufacture of vehicle registration plates may be let on the basis of the market price thereof on date of delivery All such contracts shall be approved by the Governor and signed on behalf of the Commonwealth by the Secretary of Property and Supplies who shall also with the approval of the Department of Justice prescribe rules and regulations for the submission of bids awards forms of contracts and other matter related thereto

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—32

Barrett,	Freed,	Pechan,	Wade,
Berger,	Hare,	Peelor,	Wagner,
Blass,	Holland,	Probert,	Walker,
Byrne,	Kessler,	Robinson,	Watkins,
Chapman,	Letzler,	Scarlett,	Watson,
Crowe,	Mahanay,	Snowden,	Wolfe,
Diehm,	Mallery,	Stevenson,	Wood,
Fleming,	Meade,	Taylor,	Kephart,
			Presiding Officer

NAYS—17

Bane,	Haluska,	McGinnis,	Ruth,
Barr,	Lane,	McMenamin,	Silvert,
Dent,	Leader,	Neff,	Stiefel,
DiSilvestro,	McCreesh,	Rosenfeld,	Toole,
			Yosko,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1223, as follows:

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 There is hereby appropriated for the two calendar years beginning the first day of January one thousand nine hundred fifty-two to the respective Cities Boroughs Towns and Townships of this Commonwealth which are responsible for the maintenance of public roads and streets from one cent of any additional tax over and above the permanent State Tax on liquid fuels as defined in the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) and its amendments known as "The Liquid Fuels Tax Act" the following sums for the purposes and subject to the conditions and limitations hereinafter set forth

(a) The sum of twelve million dollars (\$12,000,000) per annum shall be paid to such Cities Boroughs Towns and Townships in accordance with the following formula

Seven million two hundred thousand dollars (\$7,200,000) divided by the Total miles of public roads and streets which are maintained by municipalities and townships	Multiplied by the Number of such miles in the particular municipality or township	=	_____
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Four million eight hundred thousand dollars (\$4,800,000) divided by the Total official population of the municipalities and townships having responsibility for the maintenance of public roads or streets	Plus Multiplied by the Official population of the particular municipality or township	=	_____
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(Amount due the particular municipality or township)

to be expended by the authorities of the respective municipalities or townships for the maintenance repair construction or reconstruction of such public roads or streets including bridges culverts and drainage structures for which they are legally responsible

(b) The sum of three million dollars (\$3,000,000) per annum shall be paid to such Cities Boroughs Towns and Townships in accordance with the following formula

Three million dollars (\$3,000,000) divided by the Total miles of public roads and streets which are maintained by municipalities and townships	Multiplied by the Number of such miles in the particular municipality or township	=	_____
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(Amount due the particular municipality or township)

for the improvement of public roads and streets including bridges and drainage structures under their respective jurisdictions in accordance with agreements with the Department of Highways for projects on which one half or more of the cost is paid by the respective municipality or township from funds obtained from sources other than the Motor License Fund the Liquid Fuels Tax Fund or Federal-aid Highway Funds In any municipality or township in which all of the roads or streets are classified as improved according to the standards of the Department of Highways the word improvement shall include resurfacing or replacement

(c) The moneys appropriated and allocated in subsection (a) of this section shall be paid over in the manner provided by law on requisition of the Secretary of Highways to the respective Cities Boroughs Towns and Townships on the first day of March June September and December of each year

(d) The moneys appropriated and allocated in subsection (b) of this section shall be paid over on requisition by the Secretary of Highways in the manner provided by law to the respective Cities Boroughs Towns and Townships under the terms of project agreements with the Department of Highways

Section 2 In order to qualify for its share of the moneys herein provided each City Borough Town and Township shall

(a) Furnish evidence annually to the Department of Highways that its treasurer is bonded in accordance with law

(b) Submit an acceptable report on forms furnished by the Department of Highways concerning the way or ways the funds provided in Section 1 of this act shall be expended

(c) Submit an acceptable report on forms furnished by the Department of Highways on the fifteenth day of January and July for the periods ending December thirty-first and June thirtieth respectively showing the cost of work done pursuant to the funds provided in Section 1 of this act in such detail as may be required by the Department of Highways

(d) Designate one person to supervise the work to be performed with the moneys herein provided

(e) Establish and maintain a special fund into which the moneys herein provided shall be deposited and into which no other moneys may be deposited or co-mingled and a special account which will reflect all expenditures involving such moneys which account shall be subject to inspection by the Department of Highways and audit by the Auditor General

(f) Furnish satisfactory evidence to the Department of Highways that a tax to provide funds for road and street purposes is being levied

Section 3 All materials used and work done on any project financed in whole or in part with the funds appropriated herein shall conform to the current specifications of or specifications approved by the Department of Highways and be subject to inspection by the Department of Highways

Section 4 (a) The calculation of mileages shall be determined annually as of the first day of January by the Department of Highways from reports submitted by the municipalities and townships The term "roads and streets" is defined to mean public roads and streets used for travel by horse drawn and motor vehicles and to exclude ways courts and alleys

(b) The calculations involving population shall be made by the Department of Highways and shall be based on the latest available official census figures Where the population of any municipality or township changes by reason of annexation withdrawal or dissolution the Department shall not be presumed to have notice of such change until furnished with a statement approved by all affected political subdivisions or with an order of a court of competent jurisdiction

Section 5 The Department of Highways shall make available to the corporate authorities of the municipalities and townships copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipt and expenditure of any funds authorized herein

Section 6 Any funds appropriated and allocated under the provisions of Section 1 (a) of this act withheld from any municipality or township for failure to comply with any of the provisions of this act for a period of two years shall lapse and be returned to the Motor License Fund and any funds appropriated and allocated under Section 1 (b) of this act remaining unused or unobligated under agreement with the Department of High-

ways for a period of three years shall lapse and be returned to the Motor License Fund

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Propert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silver,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Kephart,
Freed,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 41 on second reading, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 45, entitled:

An Act to add Section 808.1 to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild animals and amending revising consolidating and changing the law relating thereto" by prohibiting certain acts relating to hunting trapping and the discharge of weapons in cemeteries and burial grounds

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 165, on second reading, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 201, entitled:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 205, on second reading, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 238, on second reading, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary rivers of the Commonwealth" by authorizing fish wardens to make arrests without warrants under certain circumstances

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 277, entitled:

An Act to amend section six hundred eighty of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring new residents and residents becoming of age to notify assessors of such facts and prescribing penalties and providing for public notice of the requirement

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 319, on second reading, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation of taxable shares of stock in any investment company registered as such with the Federal Securities and Exchange Commission.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 477, entitled:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties salary and method of filling vacancies

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 499, entitled:

An Act to further amend section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled "An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take anything of value for obtaining the same and prescribing penalties for violations of this act" by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 505, on second reading, entitled:

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing the leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 506, on second reading, entitled:

An Act to amend Section 2511.1 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing the annual payments by the Commonwealth to school districts erecting or sharing in the erection of buildings or providing educational facilities under the State Public School Building Authority Act and making an appropriation

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 534, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WOLFE offered the following amendments:

Amend Section 1, line 9, page 3, by striking out the bracket [; further amend Section 1, in line 11, page 3, by striking out the bracket].

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 535, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 577, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the security required for deposits of State moneys and to permit the designation of additional banks or trust companies as active depositories

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 602, on second reading, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the issuance of liquor licenses changing license fees of clubs and the hours certain licensees may sell and further providing for transfers of certain liquor licenses

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 614, entitled:

An Act to amend section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for qualifications of certain principals

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 651, on second reading, entitled:

An Act to amend clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation allowable to attorneys employed by school directors in certain counties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 678, entitled:

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 703, on second reading, entitled:

An Act to amend subsection three of Section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 721, entitled:

An Act to further amend clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and boundary lakes and boundary rivers of the Commonwealth" by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 730, on second reading, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of Resident hunters' licenses for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 863, entitled:

An Act to further amend Section 113 and 133 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by further regulating fishing devices for game

fish on the Delaware River between Pennsylvania and New Jersey

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period

be recommitted to the Committee on Forest and Waters, Game and Fish.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 947, entitled:

An Act to amend Sections 1704, 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled, "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto" by further providing for voting by boards of school directors establishing and maintaining joint schools or departments, method of adopting budget and employing teachers and for voting by joint school committees and the effect of failure to comply

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1043, entitled:

An Act to further amend Section 1026 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by limiting the eligibility of candidates for county superintendents of schools

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies, heretofore incorporated, to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon health of individuals, and against personal injury and disablement and death, including endowment insurance; regulating such corporations, and limiting the amounts for which such corporations may issue policies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1112, entitled:

An Act to amend the title of and the act approved the twenty-eighth day of April 1887 (P. L. 63) entitled "An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon" by correcting the name of said institution and the governing board thereof and changing the age limit of persons who may be committed to and detained therein

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, June 5, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:25 o'clock, p. m., Eastern Standard Time, until Tuesday, June 5, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, June 4, 1951

The House met at 3:30 p. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Grant to us, Lord, we beseech Thee, a clearer vision and a more steadfast will; save us from indolence that shrinks from labor, the carelessness which takes no heed of great issues, and the fear which will not face the tasks that seem too hard for us. Give us the spirit of sacrifice, that we may be willing to spend and be spent in the service of our fellowmen; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Friday, May 25, 1951? If not, and without objection, the Journal is approved.

RESOLUTION

RECALLING HOUSE BILL No. 983 FROM THE GOVERNOR

Mr. SMITH offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, June 4, 1951.

Resolved (if the Senate concur), that House Bill No. 983, Printer's No. 238, entitled "An act requiring wells and cisterns to be covered or sealed and providing penalties", be recalled from the Governor for further amendments.

Ordered, That the Clerk present the same to the Senate for concurrence.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. HAUDENSHIELD. Mr. Speaker, I move that House Bill No. 231, Printer's No. 232, together with the communication from the Governor be taken from the Table. The motion was agreed to.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 231, Printer's No. 232, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

RESOLUTION

RETURNING HOUSE BILL No. 231 TO GOVERNOR

Mr. HAUDENSHIELD offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 4, 1951.

Resolved (if the Senate concur), That House Bill No. 231, Printer's No. 232, entitled "An act relating to mental health, including mental illness, mental defect, epilepsy, and inebriety; and amending, revising, consolidating and changing the laws relating thereto," which was recalled from the Governor on May 24, 1951, be returned to the Governor without amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS No. 14, 24, 33, 60, 188, 193, 194, 204, 220, 247, 257, 378, 432, 439, 491, 492, 538, 656, 684, 700, 788, 841, 842, 843, 844, 845, 846, 847, 848, 909, 990, 1280 and 1281.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 24, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 14, Printer's No. 7, entitled "An Act to amend clause (c) of Section 3 of the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 359) entitled 'A supplement to the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 299) entitled "An act providing for the establishment in counties of the second class of the lot and block plan for the registration of land titles for the accumulation of county tax liens and for the enumeration of the parcels of real estate to be assessed for county city borough township school and institution district taxation providing for the incurring of indebtedness for the installation thereof and imposing duties upon the county controller and the deed registrar in each of such counties" providing for the use in counties of the second class of the lot and block descriptive number in the making of assessments in the preparation of tax bills and tax receipts in the filing of liens for delinquent taxes and in the sale of real estate for taxes and imposing duties upon certain county officials in second class counties and upon treasurers tax collectors and solicitors of cities boroughs towns townships and school districts in said counties' by further providing for the contents of instruments to be received for recording by the recorder of deeds and imposing duties on him relating thereto."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 24, Printer's No. 349, entitled "An Act to amend Section 304 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers

and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' by increasing the membership of the Pennsylvania Historical and Museum Commission."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 33, Printer's No. 203, entitled "An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by providing for filling the office of county superintendent when the only candidate for election becomes unavailable therefor within thirty days of the election date."

JOHN S. FINE.

May 24, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 60, Printer's No. 46, entitled "An Act authorizing the court in any proceeding to establish paternity to order the parties therein to submit to blood grouping tests and prescribing the conditions under which such evidence may be admitted."

JOHN S. FINE.

May 24, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 188, Printer's No. 282, entitled "An Act relating to the admissibility in evidence and the proof of official records documents and proceedings of the United States Government and of copies thereof and extracts therefrom and certificates in reference thereto."

JOHN S. FINE.

June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 193, Printer's No. 34, entitled "An Act to repeal the act approved the twenty-eighth day of April one thousand nine hundred fifteen (P. L. 197) entitled 'An Act regulating the manner and time of payment of employes of cities of the first-class'."

JOHN S. FINE.

June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 194, Printer's No. 35, entitled "An Act to repeal the act approved the twenty-

third day of April one thousand nine hundred fifteen (P. L. 174) entitled 'An act regulating the manner of payment of county employes in counties having a population over one million'."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 204, Printer's No. 218, entitled "An Act to amend Section 1512 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' by requiring water utility companies to furnish to townships lists of water meter readings flat-rate bills and other data for the purpose of determining sewer charges and providing reimbursement for their expenses."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 220, Printer's No. 350, entitled "An Act to reenact and amend the title of and the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1661) entitled "An act to impose a temporary tax on real estate for public school purposes in school districts of the first class for current expenses' by continuing the provisions thereof for the year one thousand nine hundred fifty-two and succeeding years authorizing an increase in the limit of the rate of tax and deleting certain obsolete provisions."

JOHN S. FINE.

May 24, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 247, Printer's No. 283, entitled "An Act to amend the title and the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 164) entitled 'An act authorizing and empowering minors seventeen years of age or older to contract for and to make loans in accordance with the provisions of the act of Congress known as the "Servicemen's Readjustment Act of 1944" or any agency of the Commonwealth hereafter created and saving and relieving the parents guardians and trustees of such minors from any liability therefor unless joining therein' by empowering minor spouses irrespective of age to join in the execution of such contracts whether or not the principal is a minor and validating the actions of minor spouses of adults in heretofore joining in the execution of any such contracts."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 257, Printer's No. 123, entitled "An Act to further amend section 652 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto by changing the measure of pupil teacher ratio in computing the real estate tax for school pur-

poses in school districts of the first class and first class A."

JOHN S. FINE.

June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 378, Printer's No. 246, entitled "An Act to further amend the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1743) entitled as amended 'An act relating to magistrates and magistrates courts in the city of Philadelphia imposing certain duties upon and prohibiting certain practices by magistrates and fixing their compensation imposing certain duties on the city controller in regard thereto authorizing the employment by him of additional clerks and fixing their compensation regulating the practice in and defining magistrates courts the entering of bail and the issuance of discharges in criminal cases in the county of Philadelphia conferring certain powers over magistrates and magistrates courts and imposing certain duties in connection therewith upon the judges of the courts of common pleas of the county of Philadelphia the Attorney General and the District Attorney providing for the appointment and employment of stenographers to report proceedings in certain cases heard by magistrates fixing the salaries of persons employed by authority of this act providing penalties for violations of the provisions thereof and repealing certain prior acts' by making the increase in salaries of magistrates applicable to all magistrates including the additional salary of the chief magistrate for his duties as such and increasing the same and by further providing for the costs of transcripts or reports."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 432, Printer's No. 116, entitled "An Act to further amend Sections 2562 and 2564 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by changing the provisions for payments by districts for pupils attending in other districts."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 439, Printer's No. 142, entitled "An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled 'A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents' by extending the provisions thereof to certain persons who extinguish forest fires and further defining compensation in the case of self employers."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 491, Printer's No. 125, entitled "An Act to amend the title and further amend the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 733) entitled 'An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes county treasurer board of public education in such districts and courts providing for compensation to certain officers and employees and imposing penalties' by eliminating certain classes of taxable items providing that corporations limited partnerships and joint-stock associations holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor and proving that the act shall apply only to school districts of the first class A."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 492, Printer's No. 175, entitled "An Act to further amend Section 1311 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled 'An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas

of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act' by providing for sentences of imprisonment in default of fines imposed under that section for first and second offenses by motor carriers common carriers by airplane or brokers."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 538, Printer's No. 242, entitled "An Act to amend section one thousand one hundred fifty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by providing for the payment of salaries of professional and temporary professional employes in cases of sickness or death."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 656, Printer's No. 131, entitled "An Act to add Section 1709 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by providing for traveling expenses of members of joint school boards and joint school committees in attending meetings of the same."

JOHN S. FINE.

June 1, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 684, Printer's No. 248, entitled "An Act providing for the observance of the 175th anniversary of the adoption of the Declaration of Independence creating a commission to cooperate with like commissions of the government of the United States and of the City of Philadelphia in arranging ceremonies and making an appropriation."

JOHN S. FINE.

May 24, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 700, Printer's No. 270, entitled "An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' by further defining clarifying adding to and otherwise changing the laws relating to the affairs of townships."

JOHN S. FINE.

May 24, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 788, Printer's No. 241, entitled "An Act providing for the construction and equipping of the Pennsylvania School for Mental Defectives providing for the acquisition of land providing for the care maintenance and control of inmates imposing duties and conferring powers on the Department of Welfare and the Department of Property and Supplies."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 841, Printer's No. 145, entitled "An Act to reenact the title and to reenact and further amend the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended 'An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and limited partnership providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties' by increasing the rate of tax and extending the provisions of the act for a further limited period of time."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 842, Printer's No. 146, entitled "An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled 'A further supplement to an act entitled "An act to provide revenue by taxation" approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine' by postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies for a further limited period of time."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 843, Printer's No. 147, entitled "An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled 'A further supplement to an act entitled "An act to provide revenue by taxation" approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine' by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 844, Printer's No. 391, entitled "An Act to reenact the title and to reenact and further amend the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended 'An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties' by providing that the provisions of said act shall continue in effect until repealed."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 845, Printer's No. 327, entitled "An Act to reenact and amend the title and the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13) entitled as amended 'An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board' by providing that the provisions of said act shall continue in effect until repealed."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 846, Printer's No. 325, entitled "An Act to further amend section three of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended 'An act imposing a State tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties' by making permanent the increase in rates of such tax."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 847, Printer's No. 151, entitled "An Act to amend section four of the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1199) entitled 'An act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to com-

pile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations' by extending the provisions of the additional tax for a limited time."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 848, Printer's No. 339, entitled "An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended 'An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation' by extending the provisions of the additional tax for a limited time."

JOHN S. FINE.

May 24, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 909, Printer's No. 230, entitled "An Act to further amend section 889 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' by prohibiting the unauthorized wearing of the insignia badge shield or button of the Air Force Association."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 990, Printer's No. 285, entitled "An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled 'A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by amplifying the provisions thereof as to persons entitled to such payments."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1280, Printer's No. 377, entitled "An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employees in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available."

JOHN S. FINE.

May 29, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1281, Printer's No. 378, entitled "An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one."

JOHN S. FINE.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Schmidt for Mr. PAUL F. JONES for the week.

REPORT FROM COMMITTEE

Mr. HALL from the Committee on Ways and Means returned Senate Bill No. 303 with the request that it be re-referred to the Committee on Judiciary, entitled:

An Act relating to the apportionment of estate taxes and providing procedure for enforcement of contribution or exoneration.

Referred to the Committee on Judiciary.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 333, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents teachers supervisors principals supervising principals and other employees.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 334, entitled:

An Act to amend subsections 5 and 6 of section two thousand five hundred one and section two thousand five hundred two of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 713, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing boards of school directors to enter into contracts with and make appropriations to the county board of school directors for services further providing for the appointment and payment of a secretary and a treasurer of the county board of school directors and auditing the treasurer's accounts and providing for the assessment of school districts for special services furnished by the county board of school directors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1287, entitled:

An Act to further amend subsection B of section one thousand nine of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations; with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further limiting the amount which may be invested in shares of other banking institutions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1288, entitled:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 122, entitled:

An Act to further amend paragraph (8) of subsection A and subsection B or section 1208 section 1209 and subsection C of section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for authorized investments and limitations on loans and discounts of savings banks

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 123, entitled:

An Act to re-enact and amend the title and the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled "An act providing for the preservation of the records of banks bank and trust companies trust companies savings banks and private banks and imposing penalties for violations" by extending the provisions thereof to national banking associations making photostatic film reproductions or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records providing a means for the final adjustment and settlement of depositors' accounts and saving certain parts of acts from repeal

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 124, entitled:

An Act to further amend subsection A of Section 1006 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking association or private

bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations upon powers of banks and banks and trust companies

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 125, entitled:

An Act to further amend subsection E of section nine hundred eight of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporations; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations on powers of corporations authorized to engage in the banking business.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 242, entitled:

An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for establishment of branch offices agencies and facilities and the approval thereof by the Department of Banking.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 119, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 289, entitled:

An Act to amend subsection (b) of Section 5 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" by further defining the residence qualification of members of certain housing authorities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 382, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 556, entitled:

An Act to amend Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth"

by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

The first section was read.

On the question,

Will the House agree to the section?

Mr. DOWLING offered the following amendment:

Amend Sec. 1, (Sec. 625), page 2, line 13, by striking out the words "one or more persons" and inserting in lieu thereof: "the Chief of Police or persons designated by him."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" by increasing the amount of pension in certain cases increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 732, entitled:

An Act to repeal the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure therefor" in so far as it relates to counties of the fourth class and cities boroughs townships and school districts situate in such counties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 870, entitled:

An Act to further amend section 1 and to add section 5 to the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by fixing minimum retirement allowances and providing benefits for surviving spouse in cities of the first class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1173, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under commission regulations from automobiles.

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. BANKER offered the following amendment:

Amend Section 2 (Sec. 418.1), page 6, line 4, by striking out the word "request" where it appears the second time in said line and inserting in lieu thereof "require".

It was agreed to.

The section was agreed to as amended.

The third section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1184, entitled:

An Act to amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 349)

entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds making the provisions of the act retroactive and repealing existing laws" by requiring the refunding of and giving the right to recover such taxes and fees in every case where paid when not lawfully due and owing

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1187, entitled:

An Act to amend the title and Sections 1, 2, 5 and 6 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1161), entitled "An act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employees which cause or threaten to cause strikes, lockouts, slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declaring that the public policy of the Commonwealth requires the continuation, without cessation, of such public utility services; and providing means, including regulations, affecting the rights, powers and privileges of employers and employees for the enforcement of such public policy, and providing penalties," by bringing within the provisions of this act public utility employers and employees engaged in furnishing urban passenger transportation to the public; making editorial corrections, and making the provisions thereof effective as to presently existing labor disputes and work stoppages.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 27, entitled:

An Act relating to the loyalty to the United States and the Commonwealth of Pennsylvania of public officers and employees including teachers and other employees of the public school system and officers and employees of state-aided institutions of learning requiring statements and oaths or affirmations by applicants for public office or employment and by present appointed officers and employees prohibiting appointment or employment and requiring suspensions and dismissals in certain cases imposing conditions on the payment of appropriations to state-aided institutions of learning requiring statements under oath or affirmation of candidates for elective public offices and imposing duties on state and local appointing authorities and certain other state officers

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WATKINS. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of further study.

The motion was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 289, Printer's No. 106

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 406, entitled:

An Act to further amend Section 305 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts, and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 531, entitled:

An Act to amend the last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitation for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance of resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by providing an effective date for tax levies on persons subjects businesses transactions or privileges within two or more political subdivisions when another such political subdivision has previously levied such tax

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 993, as follows:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth and providing for the disposition of the proceeds of the purchase moneys

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell at public sale to the highest bidder and to make and execute a deed conveying the tract of land used in connection with the said Woodville State Hospital situate in Collier Township Allegheny County Pennsylvania described as follows

Beginning at a point on the northerly right of way line of the Pittsburgh Chartiers and Youghiogheny Railroad at the monument at the southeast corner of property of the Universal Concrete Pipe Company thence by said property of the Universal Concrete Pipe Company north 6° 52' west 1039.20' to a point in a township road known as Steen road thence in Steen road the following courses and distances

South 84° 20' East 274.60'

South 80° 32' East 167.46'

South 73° 49' East 193.68'

South 55° 05' East 807.35'

South 74° 35' East 114.90' to a point on the above mentioned northerly right of way line of the Pittsburgh Chartiers and Youghiogheny Railroad thence by said northerly right of way line of said railroad the following courses and distances

South 67° 42' West 185.34'

South 62° 23' West 153.73'

Curve to right radius 1866.08' Arc 462.48'

South 76° 35' West 548.32' to the monument at the place of beginning containing 19.2 acres of land

Section 2 The moneys received as the purchase price shall be paid into the General Fund of the State Treasury

Section 3 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenshield.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Brelsch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Bucchin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendening.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.

Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kilne,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Loprestl,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 46, as follows:

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire departments and volunteer fire companies located within the county

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding after section 451 thereof a new section to read as follows

Section 452 Appropriations to Borough Fire Departments and Volunteer Fire Companies The board of county commissioners of any county of the seventh or eighth class may appropriate annually except as hereinafter provided a sum not in excess of six hundred dollars (\$600) to the fire department of any borough in the county or to any volunteer fire company located within a borough in said county which actually gives fire protection of approximately all parts of the county or may appropriate up to one-half of such amount to each of two such departments or two such companies or one such department and one such company when each gives fire protection to approximately one-half of the entire county All moneys appropriated to any such fire department or fire company shall be used for the purchase maintenance and repair of fire fighting equipment This section shall not authorize the appropriation of any money to any fire department or fire company which receives contributions or appropriations from any township in the county

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kilne,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Loprestl,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 511, as follows:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" as amended by the act approved the fourth day of March one thousand nine hundred forty-nine (P. L. 19) are hereby further amended to read as follows

Section 614 Bribery in Athletic Contests Whoever gives or promises or offers or conspires to give or promise or offer to anyone who participates or expects to participate in any professional or amateur game or contest or match or race or sport or to any owner or manager or coach or trainer of or to any relative of or to any person having any direct or indirect or remote or possible connection with any team or individual or participant or prospective participant in any such professional or amateur game or contest or match or race or sport any bribe or money or goods or present or reward or any valuable thing whatsoever or any promise contract or agreement whatsoever with intent to influence him or them to lose or cause to be lost any game or contest or match or race or sport or to limit his or their or any person's or any team's margin of victory in any game or contest or match or race or sport or to fix or throw any game or contest or match or race or sport is guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding [three thousand dollars (\$3000)] ten thousand dollars (\$10,000) or undergo imprisonment not exceeding [three (3) years or both] ten (10) years or both

Section 615 Soliciting or Accepting a Bribe in Athletic Contests Whoever participates or expects to participate in any professional or amateur game or contest or match or race or sport or any owner or manager or coach or trainer of or any relative of or any person having any direct or indirect or remote or possible connection with any team or individual or participant or prospective participant in any such professional or amateur game or contest or match or race or sport in any way solicits or receives or accepts or agrees to receive or accept or who conspires to receive or accept any bribe or money or goods or present or reward or any valuable thing whatsoever or any promise contract or agreement whatsoever with intent to lose or cause to be lost any game or contest or match or race or sport or to limit his or their or any person's or any team's margin of victory in any game or contest or match or race or sport or to fix or throw any game or contest or match or race or sport is guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding [three thousand dollars (\$3000)] ten thousand dollars (\$10,000) or undergo imprisonment not exceeding [three (3) years or both] ten (10) years or both

Section 2 The provisions of this act shall become effective ten days after final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,
Andrews,	Graybill,	Rubin,
Banker,	Greenwood,	Sarraff,
Barkdoll,	Greer,	Sax,
Baumunk,	Guarnieri,	Scanlon,
Bear,	Gutendorf,	Schmidt,
Beaver,	Guthrie,	Schuster,
Beech,	Hagerty,	Scott,
Berkstresser,	Hall,	Seyler,
Blair,	Hamilton, R. K.,	Shoemaker,
Bloom,	Hamilton, W. H.,	Shotwell,
Boles,	Harney,	Smith,
Bolton,	Haudenschild,	Snider,
	McGee,	
	McInroy,	
	McKinney,	
	McMillen,	
	McNally,	
	Metz,	
	Mihm,	

Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dairymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglass,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Fillip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 558, as follows:

An Act to further amend the definition of "County Employee" in section 1 of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 803) entitled as amended "An act providing for the creation maintenance and operation of a county employees' retirement system in counties of the fifth sixth seventh and eighth class imposing certain charges on counties and prescribing penalties" by including employees whose compensation is paid from fees collected in the county office where he is employed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "County Employee" in section 1 of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 803) entitled as amended "An act providing for the creation maintenance and operation of a county employees' retirement system in counties of the fifth sixth seventh and eighth class imposing certain charges on counties and prescribing penalties" as reenacted and amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 881) and as amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1688) is hereby amended to read as follows

Section 1 The following words and phrases as used in this act unless a different meaning is plainly required

by the context shall be construed to have the following meanings

* * * * *

"County Employee" any person whether elected or appointed who is employed by the county the county institution district in the county prison or in any other institution maintained by the county from county moneys or who is employed by any county or State official and paid by such official from moneys appropriated by the county for such purpose or from fees collected by his office whose salary or compensation is paid in regular periodic installments but shall not include any person paid on a per diem basis

In all cases of doubt shall determine whether a person is an employee within the meaning of this act and its decision shall be final

* * * * *

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Blair,	Hagerty,	McInroy,	Scott,
Beech,	Hall,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchn,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Lev n,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 691, as follows:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as last amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1004) is hereby further amended to read as follows

Section 444 Agricultural Extension Work The board of commissioners may appropriate a sum not to exceed [seven thousand five hundred dollars (\$7,500)] twelve thousand dollars (\$12,000) annually for agricultural extension work in cooperation with the Pennsylvania State College in encouraging improved methods of farm management and home economics and giving practical instruction and demonstrations in agriculture for the purpose of improving and developing the agricultural resources of the county The money so appropriated shall be expended according to rules and regulations prescribed or approved by the board of commissioners The board of commissioners may also where practicable and desirable provide offices in the county court house for headquarters for such cooperative work

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchn,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,

Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 752, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by making costs payable by the county to aldermen and justices of the peace due and payable at the end of each calendar month

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I desire to interrogate the gentleman from Crawford, Mr. Kent.

The SPEAKER. Will the gentleman from Crawford, Mr. Kent, permit himself to be interrogated?

Mr. KENT. I shall, Mr. Speaker.

Mr. READINGER. Mr. Speaker, I desire to ask the gentleman if he will explain the reason back of this bill. What is being accomplished by it?

Mr. KENT. Mr. Speaker, under the present law when a justice of peace or an alderman has a complaint or an information sworn out before him on a criminal case, and he then disposes of it and binds the defendant over to court, he is compelled to wait until the case is disposed of by the County court until he can recover his costs.

He is through with the case when he sends his transcript to the Clerk of Courts, and in many cases he is compelled to wait several months or even a year before he can collect his costs, even though his services have been completed. In many cases the case is never disposed of and he never gets his costs.

These bills simply put it on a current basis so that every month he can collect the costs which are due him on the cases for which he has filed the transcripts both in case of misdemeanors and felonies.

Mr. READINGER. Mr. Speaker, will the gentleman tell me whether the county controller does not audit these costs which are put on record in connection with the return of the cases by the alderman and justice of peace?

Mr. KENT. Mr. Speaker, I believe that is correct. In my county the County Solicitor audits and approves the cost sheets which are submitted by the aldermen.

Mr. READINGER. Mr. Speaker, would not the gentleman agree then that it would be rather impractical to require the payment of these costs at the end of the month in which the cases are returned? Would it not be better to allow a period of about thirty days so that these might be properly audited before they are paid out?

Mr. KENT. Mr. Speaker, I cannot agree with that. I cannot see the difference between a thirty day period and a month. The County Solicitor would be available to audit them upon request at any time.

Mr. READINGER. Mr. Speaker, what I am trying to point out to the gentleman—and I will put it in the form of a question—as I read the bill these costs must be paid to the alderman or justice of peace who returns the case at the end of the calendar month in which he returned them. If the case is returned two days before the end of a month, does your bill not require payment of those costs two days later?

Mr. KENT. Mr. Speaker, that is right.

Mr. READINGER. Mr. Speaker, do you not think that that would interfere with the orderly method of auditing these matters before they are paid? For example, suppose an alderman would return costs on seven different warrants issued to the same person in a case where they might have been consolidated into two warrants, which I believe is one of the functions of the audit. Do you not believe there should be some lapse of time—more than two days before the cases are returned and the costs are paid?

Mr. KENT. Mr. Speaker, in some circumstances it might be; I would not be prepared to say that it would not be.

However, my experience has been that all you have to do is to walk into the County Solicitor's office and he will look it over and audit it immediately and either approve it or disapprove it. It is not anything that requires a great period of time.

Mr. READINGER. Mr. Speaker, would the gentleman agree to have House Bill 752 and House Bill 754 passed over until tomorrow?

Mr. KENT. Mr. Speaker, yes, I will be glad to.

Mr. READINGER. Mr. Speaker, I thank the gentleman.

The SPEAKER. If there is no objection, the Chair will withdraw its decision to the bill having been agreed to on third reading.

BILLS PASSED OVER

There being no objection

House Bill No. 752, Printer's No. 386 and

House Bill No. 754, Printer's No. 387

were passed over at the request of Mr. KENT.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 996, as follows:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania and providing for the disposition of the proceeds of the purchase monies. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell at public sale to the highest bidder and to make and execute a deed conveying the following herein described tract of land now used in conjunction with the Woodville State Hospital situate in Collier Township Allegheny County Pennsylvania

All that certain parcel or tract of land situate in Collier Township Allegheny County Pennsylvania more particularly described as follows to wit

Beginning at the corner common to land now of the Commonwealth of Pennsylvania (Woodville State Hospital) and land now of the Duquesne Light Company thence by line of land of the Duquesne Light Company South 77° 25' East a distance of 186.65 feet a point on the side line of State Highway Legislative Route No. 108 thence in a southerly direction by the side line of said State Highway Legislative Route No. 108 by the arc of a circle bearing to the right having a radius of 3244.17 feet for an arc distance of 270.50 feet to a point thence through land of which this is a part the following two bearings and distances North 77° 25' West for a distance of 172.35 feet to a point and North 12° 35' East 270.00 feet to the point of the place of beginning containing an area of 1.125 acres title to which became vested in the Commonwealth of Pennsylvania by virtue of the Act of Assembly approved the 29th day of September one thousand nine hundred thirty-eight

Section 2 The monies received as the purchase price shall be paid into the General Fund of the State Treasury

Section 3 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

Section 4 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I desire to interrogate one of the sponsors of this bill.

The SPEAKER. Will one of the sponsors of the bill permit himself to be interrogated?

Mr. HAUDENSHIELD. Mr. Speaker, I shall.

Mr. READINGER. Mr. Speaker, will the gentleman tell us what the difference is between this bill and House Bill 933 on page 14 of the calendar which we passed a few minutes ago?

Mr. HAUDENSHIELD. Mr. Speaker, the first bill is for the sale of approximately an acre of land, good farm land adjoining the present Duquesne Light Company, for which they have agreed to pay \$5,000 an acre of land worth approximately \$800. The other is for about 12 acres of land which floods about four times every year—impossible to work. The purchaser desires it as a place

to fill for his concrete plant works, which will return that 12 acres to the tax list of Collier Township.

Mr. READINGER. Mr. Speaker, do I understand that these are two different tracts of land?

Mr. HAUDENSHIELD. Mr. Speaker, they are two different tracts of land. There are 1400 acres at Woodville. This is on the front and these two pieces of land are approximately a mile apart.

Mr. READINGER. Mr. Speaker, I thank the gentleman.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Haudenshield.

The SPEAKER. Will the gentleman from Allegheny, Mr. Haudenshield, permit himself to be interrogated?

Mr. HAUDENSHIELD. Mr. Speaker, I shall be delighted I am sure.

Mr. ANDREWS. Mr. Speaker, the bill as originally drawn, as I recall, provided for a sale to the Duquesne Light Company.

Mr. HAUDENSHIELD. Yes sir.

Mr. ANDREWS. Mr. Speaker, has that been eliminated?

Mr. HAUDENSHIELD. Mr. Speaker, that has been eliminated and the Duquesne Light Company will have to bid along with any others that may come in; the same with the other piece of land to the Concrete Products Company.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenen,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnar,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Letsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,

Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Moore,	Riley, H. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1179, Printer's No. 336
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1236, as follows:

An Act to amend subsection (d) of Section 804 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" by making an editorial correction

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (d) of Section 804 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" is hereby amended to read as follows

Section 804 Presumption of Payment Release or Extinction

(d) Irrecoverable After Twenty Years If such evidence does not appear of record and is not indexed as herein provided within a period of twenty years or within the periods for a renewal thereof then said dower recognizance legacy annuity instalment or other charge shall be [irrevocable] irrecoverable from any purchaser mortgagee or other lien creditor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stummel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tabl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Weish,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1282, as follows:

An Act authorizing the courts of common pleas of the several counties upon application therefor to place documents defined as historical documents in the custody of certain associations maintaining facilities for public display of historical writings conferring powers and imposing duties on county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this act the term "historical document" means any document which is at least fifty (50) years old and which is in the custody of a county office

Section 2 Any non-profit public quasi-public or private association incorporated or unincorporated situated within the county where the historical documents are filed which maintains a museum building or facilities used for the exhibit of historical writings and which shall have adequate facilities for the display and preservation of such documents may petition the court of common pleas of the county wherein such document or documents are filed for the transfer of the custody of such documents for the purpose of their public display Upon the filing of any petition the court shall fix a time for a hearing and prescribe such notice to be given as shall acquaint similar organizations with the filing of the petition

Section 3 After the filing of such petition any other association meeting the requirements set forth in section two may intervene as a party petitioner with the same effect as if it had been the original petitioner and the court after hearing may award custody of any historical document or documents to any such association for such term and upon such conditions as the court shall prescribe

Section 4 Upon the granting of a petition transferring custody of any historical documents the officer having custody of such document shall substitute in his files a certified copy of such document which shall be of the same force and effect as the original document

Section 5 In the event that any association to which custody of an historical document has been transferred ceases to exhibit and properly preserve such document the officer in whose office such document was originally filed may petition the court of common pleas for the termination of the custody of such document by such association and if it be determined that such document has not been publicly exhibited and adequately preserved the court shall order its return to the proper county office

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchlin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,

Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Relly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1283, as follows:

An Act authorizing the Orphans' Courts of the several counties upon application therefor to place documents defined as historical documents in the custody of certain associations maintaining facilities for public display of historical writings conferring powers and imposing duties on registers of wills

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this act the term "historical document" means any document relating to the property or the disposition of the property of a decedent who has been deceased for more than fifty (50) years and which is in the custody of a register of wills

Section 2 Any non-profit public quasi-public or private association incorporated or unincorporated situated within the county where the historical documents are filed which maintains a museum building or facilities used for the exhibit of historical writings and which shall have adequate facilities for the display and preservation of such documents may petition the Orphans' Court of the county wherein such document or documents are filed for the transfer of the custody of such documents for the purpose of their public display Upon the filing of any petition the court shall fix a time for a hearing and prescribe such notice to be given as shall acquaint similar organizations with the filing of the petition

Section 3 After the filing of such petition any other association meeting the requirements set forth in section two may intervene as a party petitioner with the same effect as if it had been the original petitioner and the court after hearing may award custody of any historical document or documents to any such associations for such term and upon such conditions as the court shall prescribe

Section 4 Upon the granting of a petition transferring custody of any historical documents the register of wills shall substitute in his files a certified copy of such document which shall be of the same force and effect as the original document

Section 5 In the event that any association to which custody of an historical document has been transferred

ceases to exhibit and properly preserve such document the register of wills of the county wherein such document was originally filed may petition the Orphans' Court for the termination of the custody of such document by such association and if it be determined that such document has not been publicly exhibited and adequately preserved the court shall order its return to the register of wills

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Beas,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dairymple,	Kohl,	Penglass,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

Senate Bill No. 6, Printer's No. 118

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 17, as follows:

An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

ARTICLE I

Preliminary Provisions

Section 101 Short Title This act shall be known and may be cited as the Register of Wills Act of 1951

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

(1) "Register" means the register of wills having jurisdiction

(2) "Court" means the orphans' court having jurisdiction

(3) "Clerk" means the clerk of the orphans' court having jurisdiction

(4) "Personal representative" means an executor or administrator of any description

(5) "Letters" means letters testamentary or letters of administration of any description

(6) "Will" means a written will codicil or other testamentary writing and a nuncupative will

Section 103 Effective Date This act shall take effect on the first day of January one thousand nine hundred and fifty-two

Section 104 Severability If any provision of this act or the application thereof to any person or circumstances is held invalid the remainder of this act and the application of such provision to other persons or circumstances shall not be affected thereby and to this end the provisions of this act are declared to be severable

ARTICLE II

Jurisdiction and Powers

Section 201 Register's Jurisdiction Within the county for which he has been elected or appointed the register shall have jurisdiction of the probate of wills the grant of letters to a personal representative and any other matter as provided by law

Section 202 Deputy Register Every register shall appoint a deputy or two deputies who shall have power to perform the duties of the office in his behalf and for whose conduct he and his surety shall be accountable. In case of a vacancy in the office of register the first deputy shall exercise all the powers of the register until a successor is appointed or elected

Section 203 Witnesses Testimony The register shall have power to

(1) Subpoenas Issue a subpoena to any person in any county of the Commonwealth to appear or produce papers or records before him

(2) Administering Oaths Administer oaths and affirmations to parties and witnesses appearing before him and to designate any clerk or clerks in his employ to administer such oaths and affirmations to parties and witnesses appearing before them

(3) Depositions Issue commissions or rules to take the depositions of witnesses in another county or outside of the Commonwealth The practice relating thereto shall conform to the practice in the local orphans' court

Section 204 Witness Fees Witnesses appearing before the register in obedience to the register's subpoena shall be entitled to the same fees and mileage as are allowed by law to witnesses in the orphans' court

Section 205 Enforcement of Subpoenas Orders and Costs Should any person refuse to comply with any subpoena or order of the register or to pay all costs the register shall forthwith certify the record of the proceedings to the court The court upon petition of any party in interest

shall compel payment of the costs and shall enforce obedience to the subpoena or order in the same manner as in cases of subpoenas and orders issued or made by the court

Section 206 Caveat

(a) Bond When a caveat has been filed the register shall not delay the probate of a will or the grant of letters for more than ten days after the filing of the petition for probate or for grant of letters or after the filing of the caveat which ever shall be later unless within such ten-day period a party in interest shall file with the register his bond in the name of the Commonwealth with sufficient surety in such amount not less than five hundred dollars or more than five thousand dollars as the register considers necessary conditioned for the payment of any costs which may be decreed against the caveator

(b) Failure to Give Bond If no bond is filed within the ten-day period the caveat shall be considered abandoned except as the register for cause shown shall extend the time

(c) Costs The register or the court upon appeal shall determine the amount of costs occasioned by a caveat and direct by whom they shall be paid If all or part of the costs shall be finally decreed to be paid by the caveator any party interested in the costs may bring suit on the caveator's bond as provided by law

Section 207 Certification of Records to Court Whenever a caveat shall be filed or a dispute shall arise before the register concerning the probate of a will the grant of letters or the performance of any other function by the register he may certify or the court upon petition of any party in interest may direct the register at any stage of the proceeding to certify the entire record to the court which shall proceed to a determination of the issue in dispute No letters of administration pendente lite shall be granted by the register after proceedings have been removed to the court except by leave of court

Section 208 Appeals

(a) When Allowed Any party in interest who is aggrieved by a decree of the register or a fiduciary whose estate or trust is so aggrieved may appeal therefrom to the court within two years of the decree provided that the executor designated in an instrument shall not by virtue of such designation be deemed a party in interest who may appeal from a decree refusing probate of it The court upon petition of a party in interest may limit the time for appeal to six months

(b) Bond Anyone appealing from a decree of the register shall within ten days after filing his appeal file with the register his bond in the name of the Commonwealth with sufficient surety in such amount not less than five hundred dollars or more than five thousand dollars as the register considers necessary conditioned for the payment of any costs that may be decreed against him If no bond is filed within the ten-day period the appeal shall be considered abandoned

(c) Effect of Appeal No appeal from a decree of the register shall suspend the powers or prejudice the acts of a personal representative to whom letters have been granted

(d) Excepted Appeals This section shall not apply to appeals for inheritance tax purposes nor to appeals specially regulated by law

Section 209 Bill of Costs The court may establish a bill of costs to be charged for the services of the register not otherwise provided by law

ARTICLE III

Probate

Section 301 Place of Probate The will of a decedent domiciled in the Commonwealth at the time of his death shall be probated only before the register of the county where the decedent had his last family or principal residence If the decedent had no domicile in the Commonwealth his will may be probated before the register of any county where any of his property is located

Section 302 Manner of Probate All wills shall be

proved by the oaths or affirmations of two competent witnesses and

(1) Will Signed by Testator In the case of a will to which the testator signed his name proof by subscribing witnesses if there are such shall be preferred to the extent that they are readily available and proof of the signature of the testator shall be preferred to proof of the signature of a subscribing witness

(2) Will Signed by Mark or by Another In the case of a will signed by mark or by another in behalf of the testator the proof must be by subscribing witnesses except to the extent that the register is satisfied that such proof cannot be adduced by the exercise of reasonable diligence In that event other proof of the execution of the will including proof of the subscribers' signatures may be accepted and proof of the signature of a witness who has subscribed to an attestation clause shall be prima facie proof that the facts recited in the attestation clause are true

(3) Nuncupative Will In the case of a nuncupative will the witnesses shall have been present when the will was declared and shall have reduced it to writing or directed it to be reduced to writing

Section 303 Limit of Time for Probate

(a) Original Probate A will other than a nuncupative will may be offered for probate at any time

(b) Conclusiveness of Original Probate The probate of a will shall be conclusive as to all property real or personal devised or bequeathed by it unless an appeal shall be taken from the probate as provided in Section 208

(c) Effect Upon Grantee or Mortgagee A will offered for original or subsequent probate more than two years after the decedent's death shall be void against a bona fide grantee or mortgagee of real estate of the decedent if the conveyance or mortgage is recorded before the will is offered for probate This subsection shall not apply to a will of a person dying before the effective date of this act offered for original probate within three years after the decedent's death

Section 304 Nuncupative Wills A nuncupative will shall not be admitted to probate nor shall letters thereon be issued unless notice has first been given to those who would be entitled to the estate in case of intestacy

Section 305 Wills in Foreign Language A writing not in English shall not be filed for probate or for any other purpose in the office of the register unless there is attached to it and filed with it a translation into English sworn to be correct The register shall attach the translation to the original and shall file them in his office and in all cases where a recording is now or hereafter may be required both the original and the translation shall be recorded A writing filed in violation of this section shall not constitute notice to any person

Section 306 Wills Probated Outside the Commonwealth A duly authenticated copy of a will proved outside of the Commonwealth according to the law of the place of probate may be offered for probate before any register having jurisdiction and letters testamentary or of administration with a will annexed may be granted thereon as though the original will had been offered before such register If in addition to such copy there shall be produced a duly authenticated copy of the record of the probate proceeding of the original instrument the will shall be entitled to probate in this Commonwealth and appropriate letters shall be issued thereon without the production or examination of the witnesses to prove such will unless the record shows or it is satisfactorily proved that an essential requirement of Pennsylvania law for a valid will has not been met In such event the probate proceedings may be supplemented by the submission of additional evidence to the register

Section 307 Enforcing Production of Will The register at the request of any party in interest shall issue a citation to any person alleged to have possession or control of a will of a decedent requiring him to show cause why it should not be deposited with him In the absence of good cause shown the register shall order the will to be deposited with him

ARTICLE IV

Letters—Accounts

Section 401 Bonds of Personal Representatives If any register shall grant letters without having taken such bond as may be required by law he and his surety shall be liable to pay all damages which shall accrue to any person by reason thereof Nothing herein stated shall be deemed to relieve the personal representative from liability which would otherwise be imposed upon him by law

Section 402 Revocation of Letters

(a) When No Will The register may revoke letters of administration granted by him whenever it appears that the person to whom letters were granted is not entitled thereto

(b) When A Will The register may amend or revoke letters testamentary or of administration granted by him not in conformity with the provisions of a will admitted to probate

Section 403 Transmission of Accounts to the Court All accounts filed with the register shall be transmitted to the court for audit and confirmation on dates fixed by the court by general rule or special order and shall be advertised as required by law

ARTICLE V

Records and Certified Copies

Section 501 Wills All probated wills shall be indexed and recorded by the register and shall remain in his office except for the period required to be in the custody of a higher court The recording may be accomplished by photographic or other mechanical process

Section 502 Inventories and Appraisements The register shall index and record all inventories and appraisements filed with him The recording may be accomplished by photographic or other mechanical process

Section 503 Certified Copies Every register upon the request of any person paying the fee therefor shall make and certify under the seal of his office true copies of his records or of papers filed with him or of proceedings before him Such certified copies shall be as good evidence as the original in any judicial proceeding in the Commonwealth

Section 504 Recording Proceedings in Another County Copies of wills and probate proceedings and records of the grant of letters of administration and any lawful action taken pursuant thereto duly certified by the register may be filed in the office of the register in any county where real estate of the testator is located The register with whom such papers are filed shall forthwith record the same and the record thereof shall be as valid and effectual in law as the original will after probate or its duly certified copy or its record would be for all purposes of vesting title of evidence and of notice

ARTICLE VI

Repealer

Section 601 (a) Specific Repeals The following acts and parts of acts and all amendments of each are hereby repealed as respectively indicated

(1) Section 37 of the act approved the fifteenth day of March one thousand eight hundred thirty-two (P. L. 135) entitled "An Act relating to Registers and Registers' Courts" absolutely

(2) Section 7 of the act approved the second day of April one thousand eight hundred sixty-eight (P. L. 3) entitled "An Act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" absolutely

(3) Section 1 of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An Act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" except insofar as it applies to counties of the first class and Sections 2 to 23 both inclusive of the same act absolutely

(4) Section 224 of the act approved the second day of

May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An Act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" insofar as it applies to registers of wills and Section 233 of the same act absolutely

(b) General Repeal All other acts and parts of acts inconsistent herewith are hereby repealed

(c) Saving Clause This act shall not repeal or modify the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 933) entitled "An Act prescribing the fees to be received by registers of wills in counties of the fifth sixth seventh and eighth class"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Glendenig,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Flipp,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzter,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection

Senate Bill No. 25, Printer's No. 281 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 52, as follows:

An Act to amend Section 24 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" by permitting stockholders of banks banking institutions and trust companies to act as notary public for such banks institutions and companies and validating prior acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 24 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 24 Limitation on Powers Fees (a) No [stockholder] director or officer in any bank banking institution notary public for any bank banking institution or trust or trust company holding at the same time the office of notary public shall do or perform any act or duty as company in which he is a [stockholder] director or officer Any act or duty performed by any such notary public for any such bank banking institution or trust company is hereby declared invalid

(b) No clerk in any bank banking institution or trust company holding at the same time the office of notary public shall be authorized to protest checks notes drafts bill of exchange or any commercial paper for any bank banking institution or trust company in which he is employed

(c) The fees of any such notary for other services rendered shall be the property of such notary and in no case belong to or be received by the corporation of which he is a [stockholder] director or clerk

(d) No justice of the peace magistrate or alderman holding at the same time the office of notary public shall have jurisdiction in cases arising on papers or documents containing acts by him done in the office of notary public

Section 2 All affidavits acknowledgments and other notarial acts heretofore performed by any stockholder of a bank banking institution or trust company holding at the same time the office of notary public shall to all intents and purposes be valid as if such notary were not a stockholder Provided That no cases heretofore judicially decreed or now pending shall be affected by this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,

Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snyder,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Glendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 119, as follows:

An Act regulating the suspension removal furloughing and reinstatement of police officers in boroughs and townships of the first class having police forces of less than three members and in townships of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall apply to each township of the second class to each borough and township of the first class having a police force of less than three members and not subject to sections one thousand one hundred sixty-five through one thousand one hundred ninety of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) known as "The Borough Code" and their amendments nor to sections six hundred twenty-five through six hundred fifty of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) known as "The First Class Township Code" and their amendments

Section 2 Removals No person employed as a regular

full time police officer in any police department of any township of the second class or any borough or township of the first class within the scope of this act shall be suspended or removed except for the following reasons (1) physical or mental disability affecting his ability to continue in service in which cases the person shall receive an honorable discharge from service (2) neglect or violation of any official duty (3) violating of any law of this Commonwealth which provides that such violation constitutes a misdemeanor or felony (4) inefficiency neglect intemperance disobedience of orders or conduct unbecoming an officer (5) intoxication while on duty A person so employed shall not be removed for religious racial or political reasons A written statement of any charges made against any person so employed shall be furnished to such person within five days after the same are filed

Section 3 Reduction in Number of Police If for reasons of economy or other reasons it shall be deemed necessary by any township of the second class or any borough or township of the first class within the scope of this act to reduce the number of paid employes of the police department then such political subdivision shall apply the following procedure (a) If there are any employes eligible for retirement under the terms of any retirement or pension law then such reduction in numbers shall be made by retirement if the party to be retired is sixty-five years of age or over (b) If the number of paid employes in the police force eligible to retirement is sufficient to effect the necessary reduction in number or if there are no persons eligible for retirement or if no retirement or pension fund exists then the reduction shall be effected by furloughing the man or men including probationers last appointed to said police force Such removal shall be accomplished by furloughing in numerical order commencing with the man last appointed until such reduction shall have been accomplished In the event the said police force shall again be increased the employes furloughed shall be reinstated in the order of their seniority in the service

Section 4 Hearings on Dismissals If the person sought to be suspended or removed shall demand a public hearing the demand shall be made to the appointing authority Such person may make written answers to any charges filed against him The appointing authority shall grant him a public hearing which shall be held within a period of ten days from the filing of charges in writing and written answers thereto filed within five days and may be continued by the appointing authority for cause or at the request of the accused At any such hearing the person against whom the charges are made may be present in person and by counsel The appointing authority may suspend any such person without pay pending the determination of the charges against him but in the event the appointing authority fails to uphold the charges then the person sought to be suspended or removed shall be reinstated with full pay for the period during which he was suspended and no charges shall be officially recorded against his record No order of suspension made by the appointing authority shall be for a longer period than one year

A written record of all testimony taken at such hearings shall be filed with and preserved by the appointing authority which record shall be sealed and not be available for public inspection in the event the charges are dismissed

Section 5 The suspended or dismissed employe shall have the right to appeal to the court of common pleas of the county in which he was employed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. E. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglass,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Krats,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. P.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senat Bill No. 126, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried, by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-

insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies and repealing existing law.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I rise to ascertain from anyone who knows, first, whether this is a Department bill, and second, what it is designed to do?

Mr. STIMMEL. Mr. Speaker, this bill contains rather extensive amendments to the present insurance company law.

At the public hearing on this bill, I think about an hour of time was consumed explaining each detailed amendment. These amendments were agreed to by the Department and by all segments of the insurance industry. They affect the public little but rather affect the working of the Department and the insurance companies in the interest of the public.

It would be time consuming for me to try and tell you what all the amendments are. I will be glad to explain the most important amendments in detail if the Minority Leader so desires.

Mr. ANDREWS. Mr. Speaker, I would like to know the meaning of the ominous clause "not specifically designated in the code." What does that mean?

Mr. STIMMEL. Mr. Speaker, I will have to get the bill, I am sorry I do not have it. Just a moment. Now, if you will give me the page and line number.

Mr. ANDREWS. Mr. Speaker, I just have a memorandum on the bill. I trust the gentleman's memory.

The exact language is, "and not specifically designated in the code," and it deals with a clause concerning risks that are not specifically mentioned in the code. I do not have the line.

Mr. STIMMEL. Mr. Speaker, I regret that unless I know to what section that applies, I cannot very well give the definition. May I say that all through this bill you will find it quite technical. I do not know if I can answer each specific question of the gentleman at a moment's notice.

If the gentleman desires to have this bill passed over and discuss it with me separately so that I can be prepared to answer each question, I shall be glad to do so.

Mr. ANDREWS. Mr. Speaker, I will be very glad to prepare my questions in writing and submit them to the gentleman.

BILL PASSED OVER

There being no objection

Senate Bill No. 126, Printer's No. 233

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 153, as follows:

An Act to amend Section 209 of Article II of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the con-

ditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the Orphans' Court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 209 of Article II of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" is hereby amended to read as follows

Section 209 Cemetery and Burial Corporations In the case of the incorporation of a cemetery or burial corporation as a business corporation the articles shall in addition to the information heretofore required by this article contain a provision that a sum equal to at least one-tenth of the gross amount of the funds arising from the sale of lots in the burial ground or cemetery of the corporation shall be set apart for the perpetual care and preservation of the grounds and the repair and renewal of the buildings and property of such corporation that such sum shall be invested by the board of directors in securities which are legal investments for trustees under the laws of this Commonwealth and that the income arising therefrom shall be applied by the board of directors to the foregoing purposes Provided however That any such cemetery or burial corporation may by appropriate action of its stockholders and board of directors and with the approval of the Orphans' Court of the county in which the cemetery or burial grounds are situated transfer any of such funds to one or more bank or trust companies trust companies or national banking associations having fiduciary powers as trustee and with like investment restrictions said transfer to be either revocable or absolute and irrevocable and upon the transfer of any such funds the cemetery or burial corporation shall be relieved of all liability for the investment and reinvestment thereof The corporate trustee shall pay semi-annually the net income from the said funds to the cemetery or burial corporation for the purposes above expressed and shall file accounts in the Orphans' Court of the county in which the cemetery grounds are situated which accounts shall be filed triennially and at such other times as the said court may direct and which accounts shall be audited adjudicated and confirmed by said court upon such notice to the parties in interest as the said court may determine

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stones,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Chapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Pengase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennisson,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 170, Printer's No. 46 and

Senate Bill No. 171, Printer's No. 47

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 202, as follows:

An Act to further amend Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of building and loan or federal savings and loan associations insured by the Federal Savings and Loan Insurance Corporation The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" as amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 500) is hereby further amended to read as follows

Section 403 Use of Money in Sinking Fund Investment The money or other assets in the sinking fund shall be applied to the payment of any taxes covenanted to be paid on the general obligation bonds for the payment of which such fund was created to the payment of interest on such bonds and to the payment of the principal of such bonds at their maturity Any money in the sinking fund not needed for the time being for any of the above purposes may be invested in obligations issued by the United States of America and general obligation bonds of the Commonwealth of Pennsylvania or any political subdivision thereof or in deposits in banking institutions or in shares of building and loan associations or Federal Savings and Loan Associations the deposits or shares of which are insured by the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation respectively and which deposits or shares shall at no time exceed the maximum amount so insured The moneys and other assets held in the sinking fund shall not be used for any other purpose except for such other investment purposes as may be specially authorized by law

Any investments including bonds of the municipality held in the sinking fund may be sold at any time by the body board or commission having the management and control of such sinking fund

Nothing contained in this section shall be construed to require the sale of any obligations bonds or notes legally held in a sinking fund at the time this act takes effect

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bea,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, B. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintem,	Stoner,
Brown,	Hoggard,	Monroe,	Swope,
Bucchin,	Hunter,	Moore, O. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Cort,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varalle,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglaase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Krats,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Piaf,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaaki,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS PASSED OVER

There being no objection

Senate Bill No. 212, Printer's No. 245

Senate Bill No. 244, Printer's No. 253 and

Senate Bill No. 245, Printer's No. 254

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 276, as follows:

An Act to amend Subsection C of Section 315 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating

to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the orphans' court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection C of Section 315 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" is hereby amended to read as follows

Section 315 Burial and Cemetery Companies Churches with Burial Grounds * * * *

C The directors of any such corporation are hereby made trustees of any such funds so received or set aside and neither such funds nor the income derived therefrom shall be used by such trustees for any purpose other than the purpose for which the same were set aside donated bequeathed or otherwise acquired It shall be the duty of the directors of such corporation to invest such funds in investments which are designated as legal investments for trustees under the laws of this Commonwealth and to use the income derived from such investments for the purpose of caring for preserving and maintaining such burial ground or cemetery or any other purpose which may be specified by the grantor or donor The directors of any such corporation shall cause accurate accounts to be kept of such trust funds separate and apart from the other funds of the corporation and shall make an annual report signed by the treasurer to the members of the corporation and other interested parties concerning the investment of the trust funds and the use made of the income derived from such investments The amount of such funds shown by such report to be in the hands of the directors shall be final and conclusive in favor of and against all parties in interest unless appropriate action is brought in the proper courts of this Commonwealth against the trustees within fifteen days after the regular meeting of the corporation at which such report is submitted The directors of any such corporation shall file annually in the court of quarter sessions of the county where the charter of the corporation was granted a bond with surety or sureties to be approved by such court in the full amount of any funds set aside or held in trust

by such directors under authority of subsections A and B of this section but the first bond filed by the directors covering funds set aside under subsection A of this section shall be filed one year after the date when the corporation came into existence The court of quarter sessions of such county shall upon petition of any person related by blood or marriage to any person who has donated or bequeathed funds to any such corporation for the care preservation or maintenance of the burial ground or cemetery or to one who has purchased a lot therein for the burial of the dead or of the donors or purchasers themselves shall have the right to compel the directors of the corporation to file any bond herein provided for in the event of the failure of the directors to file the same on or before the first Monday of July of any year Provided however That any such cemetery or burial corporation may by appropriate action of its members and board of directors or trustees and with the approval of the orphans' court of the county in which the cemetery or burial grounds are situated transfer any of such funds to one or more bank and trust companies trust companies or national banking associations having fiduciary powers as trustee and with the like investment restrictions said transfers to be either revocable or absolute and irrevocable and upon the transfer of any such funds the cemetery or burial corporation shall be relieved of all liability for the investment and reinvestment thereof The corporate trustee shall pay semi-annually the net income from the said funds to the cemetery or burial corporation for the purposes above expressed and shall file accounts in the orphans' court of the county in which the cemetery grounds are situated which accounts shall be filed triennially and at such other times as the said court may direct and which accounts shall be audited adjudicated and confirmed by said court upon such notice to the parties in interest as the said court may determine

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dairymple,	Kohl,	Penglass,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,

Dowling.	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 282, as follows:

An Act to further amend Section 620 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by increasing the maximum amount to be set aside as reserve for contingent losses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 620 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts of recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 485) is hereby further amended to read as follows

Section 620 Reserve for Contingent Losses Every association shall set aside each year not less than five per centum and not more than [twenty] twenty-five per centum of its net profits for such year unless the department in writing approves the setting aside of a lesser or a greater amount as a reserve for contingent losses until the total amount of such reserve shall equal at least five per centum and not more than twenty per centum of the assets of such association unless the department in writing approves the creation of a total reserve of a

lesser or a greater amount The department may at any time require any association to set aside such additional amount as the department shall deem necessary to safeguard the interests of the shareholders of such association Such reserve for contingent losses may be loaned or invested in the same manner as is authorized by this act in the case of other funds of the association

If due to a reduction of the assets of an association or due to any other cause whatsoever the reserve for contingent losses shall exceed twenty per centum of the assets of the association or if the department has authorized or directed the creation of a reserve for contingent losses in excess of such twenty per centum and such reserve exceeds such amount authorized or directed by the department the amount above such twenty per centum or such other amount as has been authorized or directed by the department shall be transferred at the next regular meeting of the board of directors to the general profit account of the association

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Beaver,	Gutendorf,	McDermitt,	Schmidt,
Beech,	Guthrie,	McGee,	Schuster,
Berkstresser,	Hagerty,	McInroy,	Scott,
Blair,	Hall,	McKinney,	Seyler,
Bloom,	Hamilton, R. K.,	McMillen,	Shoemaker,
Boles,	Hamilton, W. H.,	McNally,	Shotwell,
Bolton,	Harney,	Metz,	Smith,
Bombberger,	Haudenshield,	Mihm,	Snider,
Boorse,	Headlee,	Mikula,	Sollenberger,
Bower,	Helm,	Miller, H. G.,	Spencer,
Breisch,	Hersch,	Miller, J. C.,	Stank,
Breth,	Hewitt,	Mills,	Stimmel,
Brown,	Hocker,	Mintess,	Stoner,
Buechlin,	Hoggard,	Monroe,	Swartz,
Byrne,	Hunter,	Moore, C. E.,	Swope,
Celia,	Jenkins,	Moore, H. A.,	Tahl,
Clapper,	Johnson,	Moran,	Taylor,
Clendening,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, J. M.,	Mumley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewics,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 306, Printer's No. 153 and

Senate Bill No. 357, Printer's No. 171

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 425, as follows:

An Act to further amend section four hundred eleven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the shooting restrictions on regulated shooting grounds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred eleven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An Act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the eighth day of April one thousand nine hundred forty-nine (P. L. 409) is hereby further amended to read as follows

Section 411 Shooting Restrictions on Regulated Grounds Such permits shall entitle the holder or holders thereof and their guests to kill or take by shooting only not to exceed seventy-five per centum of the pheasants bobwhite quail of the subspecies approved by the commission and chukar partridges and ninety per centum of the mallard or black ducks propagated or purchased and released on the premises each year said propagation or release to be established to the satisfaction of the commission

All game birds released on said regulated shooting grounds shall be full-winged and fully able to care for themselves in a wild state and wherever the commission deems it desirable all mature birds released shall bear a metal leg band of a type approved by it Such propagated or released birds may be taken without regard to sex or age or daily or season bag limits so long as not more than the specified percentages herein enumerated are taken during the shooting period below authorized

(a) The period for taking domestically produced pheasants bobwhite quail of the subspecies approved by the commission [and] chukar partridges and mallard or black ducks more than two generations removed from the wild on regulated shooting grounds in areas where wild ringneck pheasant sand bobwhite quail of the subspecies approved by the commission thrive and normally produce a shootable supply of such birds shall begin on the date and hour of the general State-wide open season for [small] such game birds as fixed by the act or the commission and continue [tol] through the [thirty-first] last day of [December inclusive] February next following Sundays excepted unless otherwise provided in paragraph (b) below

(b) The period for taking such ringneck pheasants bobwhite quail of the subspecies approved by the commission [and] chukar partridges and mallard or black ducks more than two generations removed from the wild on

regulated shooting grounds established in areas [other than those stipulated in paragraph (a) above] where wild ringneck pheasants and bobwhite quail of the subspecies approved by the commission do not thrive and normally produce a shootable supply of such birds or which are commercially operated and are open to public use shall [be fixed by the commission without regard to the general State-wide open season for small game the period so fixed to be certified to the holders of such permits at least thirty days in advance of the season]

(c) The period for taking domestically produced mallard or black ducks less than two generations removed from the wild on all regulated shooting grounds [unless otherwise fixed and so certified by the commission] shall conform with the season established for waterfowl hunting by Federal regulations in effect for the Commonwealth of Pennsylvania

All species of game other than those specified found on the premises covered by such regulated shooting grounds permits may be taken on said premises only under the general provisions of the law governing seasons bag limits etc

Every person hunting on such regulated shooting grounds or participating in a shoot held under a regulated shooting grounds permit shall be possessed of a resident or nonresident hunter's license for the current year as required by law

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrat,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bojton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Moore, H. A.,	Swartz,
Bucchin,	Hunter,	Muldowney,	Swope,
Byrne,	Jenkins,	Munley,	Tahl,
Cella,	Johnson,	Murray,	Taylor,
Clapper,	Jones, G. E.,	Musto,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Najaka,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Naugle,	Toll,
Conway,	Jump,	Needham,	Tompkins,
Cooper,	Kamyk,	Olsen,	Toomey,
Corr,	Keller,	Peta,	VanSant,
Costa,	Kent,	Petrosky,	Varallo,
Coyle,	Kilne,	Pettigrew,	Verner,
Dairymple,	Kohl,	Pfaff,	Verona,
Davis,	Kolankiewicz,	Reagan,	Wachhaus,
Dennison,	Kornick,	Reese,	Wargo,
Dougherty,	Kratz,	Monroe,	Waterhouse,
Dowling,	Kubacki,	Moore, C. E.,	Watkins,
DuBois,	Lafore,	Moran,	Weidner,
Duffy,	Lederer,	Penglase,	Welsh,
Dunn,	Lelsey,	Pichney,	Wescott,
Erb,	Leonard, L.,	Pitzer,	Westrick,
Ewing,	Leonard, W. C.,	Polaski,	Whalley,
Fenrich,	Leven,	Polen,	Wheeler,
Ferster,	Light,	Price, H. W. Jr.,	White,
Fillip,	Limper,	Price, R. A.,	Williams,
Filo,	Loftus,	Readinger,	Wilt,

Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good.

Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley.

Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Rosen,
Rose,
Rovansek,
Robertson.

Wood,
Yeakel,
Yeater,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 426, as follows:

An Act to amend section seven hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the period for retriever trials

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 721 Permits for Retriever Trials It shall be lawful to hold field meets or trials for retrieving dogs where the skill of such animals is demonstrated by retrieving dead and wounded game birds or animals which have been propagated or otherwise legally acquired and released on the day of the trials on premises owned or controlled by the club or individual conducting same and shot for such purpose at any time during daylight hours Sundays excepted from the [fifteenth] first day of October to the thirty-first day of [December] March next following after having secured a permit as herein required

Such permits may be issued by the director upon proper application and the payment of a fee of ten dollars for each day upon which such trials shall be conducted A representative of the commission shall supervise all such trials and enforce any rules and regulations of the commission governing the same

Such permits shall authorize the holders thereof to kill all of the birds or animals specifically released by the permittee on the day of the trials or from the hand while the trials are in progress under the observation of an official representative of the commission

The person or persons designated by the committee in charge to do the shooting for such trials shall be known as the official gun or guns and no other person shall be permitted to kill or attempt to kill any of the birds or animals released for such trials Birds or animals so released may be killed during the above period without regard to sex or numbers

Before any game killed under the provisions of this section shall be consumed on the premises or removed therefrom the official representative of the commission shall attach a tag to each birds or animal killed such tags to be numbered consecutively and supplied by the commission at reasonable cost and shall contain such

information as the commission may require Said tags shall remain attached to the individual birds or animals until prepared for consumption and shall not be used more than once

It is unlawful for any person to hold conduct or to participate in a retriever trial before the permit required by this section has been secured or for any person to possess or remove from the shooting grounds any birds or animals killed which have not been tagged as herein required or for any person to sell or purchase or attempt to sell or purchase any birds or animals killed in conformity with the provisions of this section

Participants in such a recognized retriever trial shall not be required to be possessed of either a hunter's license or a tag while participating in such trial

Any person who shall violate any provisions of this section shall upon conviction be sentenced to pay a fine of fifty dollars and costs of prosecution for each offense

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarras,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Milkula,	Sollenberger,
Boorse,	Heim,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchlin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Westcott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yeater,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 433, Printer's No. 252
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 464, as follows:

An Act to add Section 17.1 to the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" by regulating the amendment of article of incorporation and providing for fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for services of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" is hereby amended by adding after Section 17 thereof a new section to read as follows

Section 17.1 Amendment of Articles of Incorporation Authorized Any domestic fraternal benefit society subject to the provisions of this act in the manner hereinafter provided may amend its articles of incorporation for any purposes not inconsistent with the provisions of this act Provided however That such society at its option may change the location of its principal office in the manner prescribed in section thirty-seven of this act

First Before articles of amendment are filed with the Secretary of the Commonwealth a resolution authorizing the proposed amendment or amendments shall be adopted by the supreme legislative or governing body of the society at a regular or special meeting duly convened in the manner prescribed in its constitution and laws for making

amendments to its constitution or laws The resolution shall contain the language of the proposed amendment or amendments by providing that the original articles of incorporation and all amendments thereto if any shall be amended so as to read as therein set forth in full or that any provision thereof shall be amended so as to read as therein set forth in full or that the matter stated in the resolution be added to or stricken from the articles of incorporation

Second Articles of amendment shall be executed in duplicate under the seal of the society and signed and attested by at least two duly authorized officers thereof and shall set forth

(1) The name of the society and the address including street and number if any of its principal office

(2) The act of Assembly under which the society was formed the date when the Governor approved the articles of incorporation and caused letters patent to issue the dates and places where the original articles of incorporation were recorded and a reference by book and page number to the particular record books kept in the office of the Secretary of the Commonwealth and in the office of the county recorder of deeds respectively wherein the original articles of incorporation were recorded Provided however that in the event the society was incorporated by a decree of court then and in such case the articles of amendment shall set forth the name and location of the court the court term and number of the case the date when the court signed the decree of incorporation and the date when and place where the original articles of incorporation were recorded and a reference by book and page number to the particular record book kept in the office of the county recorder of deeds wherein the original articles of incorporation were recorded

(3) The time and place of the meeting of the supreme legislative or governing body of the society and the total vote for and against by which the resolution authorizing the articles of amendment was adopted which approval vote shall be not less than the vote required to amend the constitution and laws of the society

(4) The text of the resolution

Third If a proposed amendment to the articles of incorporation is for the purpose of changing the corporate name the society shall first make application to the Secretary of the Commonwealth for the registration of the proposed new corporate name The application shall set forth the name of the society and the address including street and number if any of its principal office the date on which the Governor approved the articles of incorporation and caused letters patent to issue the act under which it was incorporated and the new corporate name which the society desires to use Provided however That in the event the society was incorporated by a decree of court then and in such case the application shall set forth the name of the society and the address including street and number if any of its principal office the name and location of the court the court term and number of the case the date on which the court signed the decree of incorporation the act under which the society was incorporated and the proposed new corporate name which the society desires to use If the Secretary of the Commonwealth finds that the proposed new name is available for corporate use he shall register and reserve the name for a period of six months (6) months and shall issue to the society a certificate that the proposed new corporate name has been duly registered If the proposed new name is not available for corporate use the Secretary of the Commonwealth shall refuse to register such name and shall forthwith notify the society of this fact Upon application of any party interested either for or against the proposed amendment to the articles of incorporation the Secretary of the Commonwealth shall include in any certificate issued by him under this section any information desired as to the names registered with the Department of State

Fourth The articles of amendment executed in duplicate as aforesaid and in the case of a proposed change of the corporate name the certificate from the Secretary of the Commonwealth relating to the registration of the pro-

posed new corporate name shall be filed by the society with the Secretary of the Commonwealth at the time mentioned in the advertisements as hereinafter provided.

Fifth The society shall advertise its intention to apply for approval of the articles of amendment in the same manner with respect to the newspapers designated and the number of insertions of the advertisements therein as is prescribed in this act with respect to notice of intention to apply for articles of incorporation and shall set forth briefly

(1) The name of the society and the address including street and number if any of its principal office

(2) A statement that the application is to be made under the provisions of this act

(3) The character and nature of the proposed amendment

(4) The date on which the articles of amendment will be filed in the office of the Secretary of the Commonwealth which shall be not less than five days after the advertisements appear and also the time thereafter for filing which shall not be more than fifteen (15) days for filing objections with the Insurance Commissioner to said proposed amendments

Sixth The Insurance Commissioner shall consider the proposed articles of amendment and may make such examination and require such further information as he deems advisable. In case any objections are filed he shall fix a time for a hearing of which at least five days' notice shall be given to the society and to the objectors. If the Insurance Commissioner shall be satisfied that the society has complied with the provisions of this section he shall certify the same on the articles of amendment in duplicate and submit the same to the Attorney General for examination and if found by the Attorney General to be in accordance with the provisions of this act and not inconsistent with the Constitutions of this Commonwealth and of the United States he shall certify the same on the articles of amendment in duplicate with his approval endorsed to the Governor

Upon receipt of such articles of amendment in duplicate certified and approved as aforesaid the Governor shall in case he approved the same endorse his approval thereon in duplicate and forward the same to the Secretary of the Commonwealth who shall cause the articles of amendment aforesaid together with the proceedings had thereon to be recorded in a book kept for that purpose

The Secretary of the Commonwealth shall return one counterpart of said articles of amendment with all endorsement thereon to the society which shall have the same recorded in the recorder's office of the county in which the principal office of said society is located. Provided however That in the event the society was incorporated by a decree of court then and in such case the society shall file its said counterpart of the articles of amendments after recording the same in the county recorder's office aforesaid among the records of the court which incorporated the society

The Secretary of the Commonwealth shall certify the other counterpart of said articles of amendment with all endorsements thereon and file the same in the office of the Insurance Commissioner and certified copies of the same may be used in evidence for or against the society with the same effect as the original

Seventh The Insurance Commissioner shall charge and collect fees as follows For filing articles of amendment twenty-five dollars for each copy thereof forty cents per folio and one dollar for certifying the same. The Secretary of the Commonwealth shall collect such fees as are due and payable for like or equivalent services. All fees collected shall be transmitted daily into the State Treasury through the Department of Revenue

Eighth The provisions of this section shall be severable and if any of the provisions shall be held to be unconstitutional the decision of the court shall not affect the validity of the remaining provisions of this section. It is hereby declared as a legislative intent that this section would have been adopted by the General Assembly had such unconstitution provisions not been included therein

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Bucchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Clapper,	Johnson,	Muldowney,	Taylor,
Clendening,	Jones, G. E.,	Munley,	Thompson, E. F.,
Cochran,	Jones, J. M.,	Murray,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Musto,	Toill,
Cooper,	Jump,	Najaka,	Tompkins,
Corr,	Kamyk,	Naugle,	Toomey,
Costa,	Keller,	Needham,	VanSant,
Coyle,	Kent,	Olsen,	Varallo,
Dalrymple,	Kline,	Penglass,	Varnier,
Davis,	Kohl,	Peta,	Verona,
Dennison,	Kolankiewicz,	Petrosky,	Wachhaus,
Dougherty,	Kornick,	Pettigrew,	Wargo,
Dowling,	Kratz,	Pfaff,	Waterhouse,
DuBols,	Kubacki,	Pichney,	Watkins,
Duffy,	Lafore,	Pitzer,	Weldner,
Dunn,	Lederer,	Polaski,	Welsh,
Erb,	Lelsey,	Polen,	Wescott,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Whalley,
Ferster,	Leven,	Readinger,	Wheeler,
Filip,	Light,	Reagan,	White,
Filo,	Limper,	Reese,	Williams,
Firmstone,	Loftus,	Reidenbach,	Wilt,
Flack,	Lopresti,	Reilly, J. M.,	Wood,
Frost,	Lovett,	Rigby,	Yeakel,
Gaffney,	Lutty,	Riley, R. L.,	Yester,
Geer,	Lyons,	Robertson,	Yetzer,
Gibson,	Madigan,	Rose,	Young,
Gleason,	Madden,	Rosen,	Ziegler,
Good,	Markley,	Rovansek,	Sorg,

Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 479, as follows:

An Act to add subsection (e) to section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for an open season for hunting deer with bows and arrows requiring a special license therefor and fixing fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended by adding at the end thereof a new subsection to read as follows

Section 501 Open Seasons

(e) Open Season For Hunting Deer with Bows and Arrows In each year in which there is an open season for hunting deer there shall in addition be an open season for hunting deer with bows and arrows exclusively unless otherwise declared by resolution of the commission the duration and time of such additional open season together with the sex and description of the deer which may be lawfully killed shall each year be fixed by the commission During any such additional open season it shall be unlawful to hunt for kill or attempt to kill any deer without a special license as hereinafter prescribed or with any weapon other than a bow and arrow or with any bow other than a long bow controlled without aid of mechanical means or with any arrow with any explosive in the head or shaft

No person shall hunt for or kill any deer during such additional open archery season with bow and arrow without first having secured a hunting license and in addition thereto a special archery license from the Department of Revenue the fee for which is hereby fixed at two dollars Such special license shall be attached to the hunter's license certificate for the current year and shall be countersigned in ink diagonally across its face by the licensee before hunting in the open season herein provided for Any person securing a special archery license under the provisions of this subsection shall also be entitled to hunt for and kill game of any kind during a lawful open season with bow and arrow on the special archery preserves provided for under section nine hundred thirty-six without securing the special permit required in that section and any person securing the special archery preserve permit under the provisions of section nine hundred thirty-six shall be entitled to hunt for and kill deer with bow and arrow during the additional open archery season provided for in this subsection without securing the special archery license herein provided for

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—134

Amarando,	Firmstone,	Lopresti,	Rubin,
Banker,	Frost,	Lovett,	Sarraf,
Barkdoll,	Gaffney,	Madden,	Sax,
Baumunk,	Gibson,	Madigan,	Scanlon,
Bear,	Gleason,	Maxwell,	Schmidt,
Beaver,	Good,	Mazza,	Seyler,
Beech,	Goodling,	McConnell,	Shoemaker,
Blair,	Graybill,	McCormack,	Shotwell,
Bloom,	Greenwood,	McDermitt,	Smith,
Bolton,	Greer,	McMillen,	Sollenberger,
Bomberger,	Gutendorf,	McNally,	Spencer,
Boorse,	Hagerty,	Metz,	Stank,
Bower,	Hall,	Mikula,	Stoner,
Breisch,	Hamilton, R. K.,	Miller, H. G.,	Swartz,
Breth,	Harney,	Miller, J. C.,	Swope,
Brown,	Hewitt,	Mills,	Thompson, E. F.,

Bucchin,	Hocker,	Monroe,	Tompkins,
Byrne,	Johnson,	Musto,	Toomey,
Cella,	Jones, G. E.,	Najaka,	Varnier,
Clapper,	Jones, J. M.,	Naugle,	Verona,
Clendenning,	Jones, T. H. W.,	Peta,	Wachhaus,
Conway,	Jump,	Petrosky,	Wargo,
Cooper,	Kamyk,	Pettigrew,	Waterhouse,
Costa,	Keller,	Pfaff,	Watkins,
Dalrymple,	Kent,	Pichney,	Weidner,
Davis,	Kline,	Pitzer,	Westrick,
Dennison,	Kohl,	Polaski,	Whalley,
Dowling,	Kubacki,	Readinger,	White,
DuBois,	Lafore,	Reagan,	Wood,
Dunn,	Lederer,	Reilly, J. M.,	Yeakel,
Erb,	Leisey,	Riley, R. L.,	Young,
Ewing,	Light,	Robertson,	Ziegler,
Ferster,	Limper,	Rovansek,	Sorg,
Filip,		Royer,	Speaker

NAYS—49

Andrews,	Headlee,	Markley,	Scott,
Berkstresser,	Helm,	McCullough,	Snider,
Boles,	Hoggard,	McKinney,	Stimmel,
Cochran,	Hunter,	Moore, C. E.,	Taylor,
Corr,	Jenkins,	Moran,	Thompson, R. L.,
Duffy,	Kornick,	Needham,	Toll,
Filo,	Kratz,	Olsen,	VanSant,
Flack,	Leonard, L.,	Penglage,	Varallo,
Geer,	Leonard, W. C.,	Pelen,	Wheeler,
Guarnieri,	Leven,	Price, H. W. Jr.,	Williams,
Guthrie,	Loftus,	Rigby,	Wilt,
Hamilton, W. H.,	Lutty,	Schuster,	Yester,
			Yetzer,

NOT VOTING—24

Coyle,	Kolankiewicz,	Moore, H. A.,	Reidenbach,
Dougherty,	Lyons,	Muldowney,	Rose,
Fenrich,	McGee,	Munley,	Rosen,
Haudenschild,	McInroy,	Murray,	Tahl,
Hersch,	Mihm,	Price, R. A.,	Welsh,
Jones, P. F.,	Mintess,	Reese,	Wescott,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House from Philadelphia, now a member of Congress, Honorable Earl Chudoff.

CONGRESSMAN WELCOMED

The SPEAKER. The Chair is also pleased to welcome a member of Congress, Chairman of the House Committee Investigating GI Schools, the gentleman from Texas, Honorable Olin Teague.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 510, as follows:

An Act to amend Section 4 of the act approved the tenth day of April one thousand nine hundred thirty-one (P. L. 23) entitled as amended "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute located on the left bank of Oil Creek in Oil Creek Township or Cherry Tree Township or both Venango County to establish and maintain a public museum and park as the Drake Well Memorial under the control and supervision of the Pennsylvania Historical Commission in cooperation with the Department of Forests and Waters and an advisory board to be appointed by the American Petroleum

Institute prescribing the powers and duties of the Commission relative to said memorial authorizing the employment of certain assistants and employees and for the payment of their salaries empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth and making an appropriation" by further providing for the acceptance of gifts of money and securities by the Drake Well Memorial Advisory Board

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 of the act approved the tenth day of April one thousand nine hundred thirty-one (P. L. 23) entitled as amended "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute located on the left bank of Oil Creek in Oil Creek Township or Cherry Tree Township or both Venango County to establish and maintain a public museum and park as the Drake Well Memorial under the control and supervision of the Pennsylvania Historical Commission in cooperation with the Department of Forests and Waters and an advisory board to be appointed by the American Petroleum Institute prescribing the powers and duties of the commission relative to said memorial authorizing the employment of certain assistants and employees and for the payment of their salaries empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth and making an appropriation" as added by the act approved the first day of June one thousand nine hundred forty-three (P. L. 805) is hereby amended to read as follows

Section 4 The Pennsylvania Historical Commission is hereby authorized to cooperate with the Drake Well Memorial Advisory Board in carrying out the provisions of this act in order to make and preserve such memorial as a world center for research connected with the early history of the oil industry

The said Drake Well Memorial Advisory Board shall consist of seven members residents of Pennsylvania to be appointed by the American Petroleum Institute as soon as possible after the effective date of this act The first four appointees shall serve for a term of four year and the other three appointees shall serve for a term of two years and thereafter the term of all appointees shall be for a term of four years Said board shall act in an advisory capacity to the commission shall have power to make suggestions and recommendations to the commission for the improvement care maintenance preservations and enlargement of the said memorial Said board may accept gifts of money or securities for endowment purposes and for the purposes of maintenance improvement and enlargement of the Drake Well Memorial Park

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,

Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 526, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by further regulating the withdrawals of certain optional payment shares providing that accounts of less than a certain amount need not be credited with dividends further regulating the terms of mortgage contracts and the terms of bonds securing mortgages and the types of property upon which mortgages may be taken

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection A of Section 612 and subsections A and E of Section 618 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction

of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" as amended or last amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 485) are hereby further amended to read as follows

Section 612 Voluntary Withdrawals A Any shareholder may upon giving written notice to the association withdraw any shares whether full-paid optional payment or installment which are not pledged to the association as security for a mortgage loan granted by it The secretary or other officer designated by the by-laws of the association shall endorse on the written notice of an intention to withdraw required by this section the date of its receipt by the association and shall record such notice and the date of its receipt by the association in a book to be used solely for the recording of notices of withdrawals Optional payment shares issued under a Christmas club vacation club or other similar plan whereby they are to be withdrawn no later than fifteen months after the date of issuance shall be automatically listed for withdrawal as of the end of the effective period of the plan and such listing shall be considered to have the same effect as if written notice of withdrawal was given the association by the shareholder thirty days prior to the end of such period

Section 618 Dividends on Shares Undivided Profits A The rate of cash dividend paid on full-paid shares during any dividend period shall not exceed the rate of dividends credited during such period to optional payment shares of the association and the rate of dividends credited to optional payment shares during any dividend period shall not exceed the rate of dividends credited during such period to installment shares Provided however That unless the by-laws otherwise provide an association shall not be required to credit dividends on accounts with a balance of less than twenty-five dollars (\$25) on a dividend declaration date or to optional payment shares issued under a Christmas club vacation club or other similar plan whereby they shall automatically be listed for withdrawal no later than fifteen months after the date of issuance

* * * * *

E All shares of the same type standing on the books of an association at the close of a dividend period including shares for which notices of withdrawal have been given but which have not been paid shall participate with all other shares of the same type equally in dividends pro rata to the average amount including previously credited dividends standing to the credit of each share during the dividend period [However the] Provided however That unless the by-laws otherwise provide an association shall not be required to credit dividends on accounts with a balance of less than twenty-five dollars (\$25) on a dividend declaration date or to optional payment shares issued under a Christmas club vacation club or other similar plan whereby they shall automatically be listed for withdrawal no later than fifteen months after the date of issuance The board of directors may fix a date in each month for determining the date of investment of share payments in which event such share payments received by the association on or before such determination date shall receive dividends as though invested for the entire month and such share payments received subsequent to such determination date shall receive dividends as though invested during the next succeeding month Provided however That the board of directors may permit investments of one hundred dollars (\$100) or more to receive dividends calculated from the date of actual receipt by the association in any event And provided further That in the case of installment shares upon which fines are charged for arrearages all payments of dues may for dividend purposes be considered as having been paid when due

Section 2 Clause (2) and (4) of subsection A and sub-

sections B and D of Section 903 of said act subsections A and D of which were last amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 485) and subsection B of which was last amended by the act approved the twentieth day of April one thousand nine hundred forty-nine (P. L. 656) are hereby further amended to read as follows

Section 903 Security for Mortgage Loans A An association shall grant mortgage loans to its shareholders or to any person intending to become a shareholder upon the following security only

* * * * *

(2) The bond of the borrower secured by the transfer and pledge to the association of one direct reduction loan share in such association which belongs to the borrower and further secured by a mortgage upon real property which belongs to the borrower such mortgage being for at least the full amount of the loan [Provided That an association may accept and hold additional collateral of any kind if the loan meets all of the requirements of this act and could have been legally made without the additional collateral] That mortgage contract shall provide for monthly payments starting not later than sixty days after the advance of the loan Provided however That on any mortgage loan granted to finance new construction an association may postpone the first monthly payment until completion of the improvement but not later than twelve months after the date of the first advance made on the loan A loan secured in this manner shall be known as a direct reduction mortgage loan and the mortgage securing such loan as a direct reduction mortgage

* * * * *

(4) The bond of the borrower secured by a mortgage upon real property which belongs to the borrower without monthly amortization for a term not exceeding ten years Provided That the loan except as hereinafter provided does not together with any other loans held by such association upon such property exceed fifty per centum of the fair market value of such property And provided further That if such a loan is made for a term not exceeding one year and for the purpose of financing new construction it may be made in an amount not to exceed eighty per centum of the fair market value of a one to four family property or seventy per centum of the fair market value of a five or six family property And provided further That the aggregate amount of all all loans [so] made pursuant to the provisions of this subsection to all persons and corporations shall not exceed fifteen per centum of the total assets of such association

B An association shall not grant any mortgage loan unless the mortgage securing such loan (1) is a first lien upon unencumbered improved real property the improvement being a dwelling for not more than [four] six families which is used or to be used in whole or in part for residential purposes or upon real property upon which such a building is in the process of construction situated anywhere within the Commonwealth or within fifty miles of a boundary thereof or where it is not a first lien upon such property every equal or prior lien is owned by the association and (2) does not together with any other lien held by such association upon such property exceed eighty per centum of the fair market value of [such real property plus] a one to four family property or seventy per centum of the fair market value of a five or six family property Provided however That any mortgage loan may be increased by the withdrawal value upon the day of the granting of such loan of shares to be assigned or pledged to the association by the borrower or by any other shareholder as additional security for such loans [Provided however That shares of the association owned by any shareholder may be] Any additional shares assigned or pledged as additional collateral security for the mortgage loan [and in such event the mortgage loan granted upon such property may be increased by the withdrawal value of the additional pledged shares to an amount not to exceed a maximum total mortgage loan of ninety per centum of the fair market value of such

real property and the association may release this additional collateral by the borrower or any other shareholder may be released by the association whenever the mortgage loan otherwise meets all of the requirements of this act and could be legally made at the time of release without the requirement of additional collateral. Provided also That an association may accept and hold additional collateral of any kind if the loan meets all of the requirements of this act and could have been legally made without such additional collateral. An association shall not take any lien upon real property as security for a mortgage loan if such lien is in status equal to any lien owned by any other corporation or person.

Without regard to the limitations set forth in this subsection an association may grant any mortgage loan which is insured or guaranteed in whole or in part by the United States or any instrumentality thereof or if there is a commitment to so insure or guarantee. Provided That the real estate security therefor shall be a building used or to be used in whole or in part for residential purposes situated within the Commonwealth or within fifty miles of a boundary thereof.

The provisions of this subsection shall not be construed to apply to a purchase money mortgage taken by an association upon real property owned by it nor to the readjustment or refinancing in any other manner of a mortgage loan owed to the association upon the effective date of this act.

* * * * *

D An association shall not [upon the security of any one piece of real property] grant mortgage loans totaling more than [twenty] twenty-five thousand dollars upon the security of any one to four family property or forty thousand dollars upon the security of any five or six family property.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdell,	Greer,	McCormack,	Sax,
Baumunk,	Guarneri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
		Polaski,	Wescott,

Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good			

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 527, Printer's No. 181 was passed over at the request of the SPEAKER.

BILLS ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. DOWLING.

The House resumed the consideration on third reading of House Bill No. 937, as follows:

An Act to amend Section 3 of the act approved the twenty-sixth day of March one thousand nine hundred twenty-five (P. L. 83) entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties" by permitting the purchase and sale of milk in bulk for use in certain automatic milk dispensing machines.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the twenty-sixth day of March one thousand nine hundred twenty-five (P. L. 83) entitled "An act for the protection of the public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties" is hereby amended to read as follows

Section 3 Nothing contained in this act shall be construed to prevent or prohibit the owner or lessee of any hotel restaurant lunch room fountain or dining car or other person from purchasing milk in bulk for uses other than for serving patrons with milk for drinking purposes nor to prevent the sale and serving of cream skimmed milk or buttermilk from bulk if the same is pure and wholesome and is sold and served as cream skimmed milk or buttermilk nor shall it prevent or prohibit the sale of mixed drinks at soda fountains nor shall it prevent or prohibit the purchase or sale of milk in bulk to be sold for drinking purposes from automatic milk dispensing machines which have been approved by the Department of Agriculture

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WATERHOUSE. Mr. Speaker, it is with quite a little reluctance that I take the time of the House to debate this bill. But I believe that it is a matter that should be thoroughly discussed before it is voted upon.

We have spent many years in trying to bring about a good health program in the state of Pennsylvania and I believe that probably this is one of the biggest steps toward breaking down our public safety, as far as the health laws are concerned, that we have had in many years, for this reason: milk can be a very clean and very nutritious food or it can be a very unsanitary and anything but good food.

If these dispensing units were to be properly cared for they could very well be possibly all right. But it would necessitate thorough cleaning and sterilization at least every twenty-four hours, and it would be impossible to police all the many places that would be using this type of dispensing that often. The fact is it would be impossible to check it every thirty days, I think. And within twenty-four hours you could have the finest bacterial culture that you ever wanted to lay eyes on if it were passed up as far as cleaning is concerned.

I have a letter here from the city of Altoona in which they refer to this bill as a very dangerous piece of legislation.

There is one from the city of Harrisburg; one from a hospital opposing it.

In this bill we say that we will legislate to allow the use of certain dispensing units. Here again we are called upon to legislate in the state the use of certain units which put certain manufacturers into business.

Probably there is some labor saving in this; that seems to be the main cry. Why we have not heard a lot from organized labor against it I do not know. But I do know that it definitely is against the best interests of the Commonwealth. I do not believe that they could manufacture any dispensing unit that could be absolutely free from the dangers that I have spoken about.

If the sponsors of the bill want to ask me any questions about it I will try and answer them. I spent many years in this, in laboratory work and I think I speak with some authority. I do not pretend to be an expert but have a little better than general knowledge of it.

Mr. READINGER. Mr. Speaker, I thank the gentleman. Not being an expert on milk, but being a great consumer of it, as I am sure the gentleman from Erie, Mr. Waterhouse, is, since we have both suffered over a period of years from stomach ulcers, I thought I should add a few remarks to the debate on this bill.

I have been informed that forty-five states have passed legislation which makes lawful the use of these so-called milk dispensing machines. I have also been informed that there are five or six companies which makes these machines, and I presume that at least some of them are scientifically designed to eliminate the lack of sanitation which Mr. Waterhouse seems to be worried about.

I understand one company at least makes a dispenser which has a tube which is sealed into the can at the dairy when the milk is processed, and which cannot be soiled or made unsanitary in any way because of its method of construction until such time as it is placed into the cooling equipment in these restaurants or cafeterias.

I also understand that this tube is the only outlet before the milk touches the glass into which it is drawn. In other words it does not run through a spigot or faucet in the stationary dispenser in the restaurant, and for that reason I fail to see how the bacteria which might be detrimental could accumulate even though the restaurant keeper were careless enough not to clean it thoroughly every time he changed the can of milk.

It seems to me that we should be very pleased to know that there is something in the air by which we can get a reduced price on something. Everywhere I go I seem to spend more money on everything I eat, drink, and even the hotel I sleep in. If this bill is to reduce milk even two cents or three cents a glass, as I said before I am a large milk drinker,—I would be very happy. This is not only equipment that could be used in restaurants but it would apply to cafeterias and any place where large amounts of milk are drunk—I used that word in its proper sense, I think.

I would like to point out that the Health and Sanitation Committee of the House is composed of men who have a very great interest in the welfare and the health of the people of this state. They considered this bill very thoroughly, reported it out to us, and it is here now for action. I think all of us could safely vote for this bill with no fear that there will be any disease or anything else brought about by it. The committee gives it its blessing.

I say it will save the consumers of Pennsylvania a great deal of money in the buying of their milk; I say that it will encourage the production of more milk. The farmers will benefit by selling more milk if these devices are allowed to be used. So far as I can learn the only persons who might be hurt in any way are the bottling companies. As you know the present law requires milk by the glass to be sold from a bottle.

I would like to point out one other thing while we are talking about sanitation. If you have ever bought a glass of milk in a restaurant in a municipality where the law or the ordinances require that bottle caps must be covered with cellophane, you will believe when you look at the bottle that it must be absolutely clean and sanitary. But if you watch the waitress or the clerk who serves the bottle of milk to you, you will very often find her taking the cellophane off, putting her four fingers on the edge of the bottle to pull the paper cap off the bottle, and then pouring it in your glass. If the girls' or the boys' hands are clean, it is fine, but if they are not clean it could be very, very unsanitary. I am asking you to vote for this bill.

Mr. DOWLING. Mr. Speaker, I yield to the gentleman from Lycoming, Mr. Gleason.

Mr. GLEASON. Mr. Speaker, I think when Mr. Readinger used the word drunk he had it right. He meant there had been a lot of drunks milked.

But getting on to this question of the milk dispenser, the milk companies tell me that they can sell their milk a two and a half cents a quart less when they use this dispenser.

Being a milk producer and interested in the other producers in the state, we sell our milk on a basis of grade 1, 2 and 3 milk. Now, when you dispense milk out of a dispenser or out of a bottle or over the counter in any way, that is classed as No. 1 milk. Right now I

am shipping 25 thousand pounds of milk. In April I only ran about 65 per cent of class 1 milk, which netted me \$5.48 a hundred for class 1 milk.

Now class 2 milk drops down to \$3.56 of which I had around twenty some per cent, and I had 10 per cent of class 3 milk which dropped down to \$2.91 a hundred.

If we can sell, or the restaurants and hotels and schools can sell more milk, that is going to put the farmers' pay check up in a higher bracket because he is selling more class 1 milk. That is why I am interested in this bill. Schools can use it, hospitals can use it if they desire.

In response to Mr. Waterhouse about sanitation, I think in the state right now we are allowing the cream to be dumped out of the cream dispenser and put in the little bottles and served on the table. I cannot see where that is so sanitary.

Also your milk-shakes; you go into a drug store or up to a counter, and they get milk out of a can. They wash that milk shake container in water, rinse it out a little, mix one up, set it on the table and you pour it out. I do not know where there is any sanitation in that. I cannot see where we have a milk dispenser that is put in the milk plant and sterilized and sealed in the milk plant, why that is going to be such a detriment to the health of the people.

I do not care what the other 45 states are doing, it is what we do. If we can sell more milk in this state, I am for the bill.

Mr. DOWLING. Mr. Speaker, I wish to interrogate the gentleman from Erie, Mr. Waterhouse.

The SPEAKER. Will the gentleman from Erie, Mr. Waterhouse, permit himself to be interrogated?

Mr. WATERHOUSE. Mr. Speaker, I shall.

Mr. DOWLING. Mr. Speaker, I wish to ask Mr. Waterhouse whether or not he is familiar with the inspections that are made of the equipment around farms having to do with milk?

Mr. WATERHOUSE. Mr. Speaker, in reply to the gentleman, I would say that all depended upon where the farms were shipping. If they were shipping into the New York milk shed, or if they were shipping to some condensary the inspection is entirely different.

Mr. DOWLING. Mr. Speaker, let us assume that we are shipping into the New York milk shed.

Mr. WATERHOUSE. Mr. Speaker, in reply to the gentleman, I would say I am fairly familiar with the inspection.

Mr. DOWLING. Mr. Speaker, will the gentleman from Erie tell us how often the equipment is inspected?

Mr. WATERHOUSE. Mr. Speaker, there is no set time that an Inspector will call on any of the producing dairies. He might call today, he might not call for thirty days, he might be back tomorrow.

Mr. DOWLING. Mr. Speaker, I wish to ask the gentleman whether or not he knows how often the milking machinery equipment about the farm is inspected.

Mr. WATERHOUSE. Mr. Speaker, in reply to the gentleman, the machine is inspected at the same time the other facilities are inspected, such as your stables, your floors and ceilings and what have you.

Mr. DOWLING. Mr. Speaker, I would like to ask the gentleman if he knows how often that takes place in the course of a year.

Mr. WATERHOUSE. Mr. Speaker, in reply to the gentleman, I think I covered that in saying that it might happen once a month, or it might happen two or three times, depending on what they find in their inspection stops. I would say that if an Inspector stopped and inspected your dairy, and did not find it as he thought it should be, he would tell you what to do, and he might be back tomorrow, or it might be a week from then; and then he might inspect your dairy much oftener than he might mine.

Mr. DOWLING. Mr. Speaker, I wish to ask the gentleman whether they are regular visits or just how those visits are made.

Mr. WATERHOUSE. Mr. Speaker, they cover all dairies, or plan to cover them, depending upon the number of dairies allotted to each inspector at given intervals. But as I say, if they are sure that a fellow is complying with the rules and regulations they do not pay as much attention to him as they do to violators.

Mr. DOWLING. Mr. Speaker, is the gentleman willing to concede that there is a possible contamination source at that equipment about the farms?

Mr. WATERHOUSE. Mr. Speaker, there is no question about that. That is entirely possible; that is what your sterilization is for.

Mr. DOWLING. Mr. Speaker, I have no further questions of Mr. Waterhouse, and I wish to thank the gentleman very much.

Mr. Speaker, I feel that the Members of this House are entitled to know something about the sponsorship of this bill.

I introduced this bill by request. The Pennsylvania Restaurant Association is interested in the passage of this bill.

There are several reasons why they are interested in the passage of this bill. I should say at the outset that I do not represent, as a lawyer, this association, neither do I represent any of the equipment manufacturers who will furnish the equipment if this bill is enacted into law.

The several points that have been given to me by the restaurant association with respect to this bill are these:

The first is that it permits you to buy milk much cheaper. It uses bulk milk instead of the individual containers.

The second provision is that it saves refrigeration costs. The milk temperature is thermostatically controlled, and it holds the temperature of the milk exactly at the degree that is desired.

The third, and I assume, the most compelling reason is that it increases milk sales. It gives the customers a more sanitary and better tasting glass of milk.

There are more than forty states in the United States that dispense milk from machines. Metropolitan centers such as Chicago, New York City and Washington, D. C., have been dispensing milk from these machines.

Some of the leading restaurant chains in the Metropolitan area of New York City such as the Thompson system, the Waldorf system, the Bicher's system, use these machines.

Hospitals such as the Brooklyn Hospital in Brooklyn, New York, the Flower Hospital in New York City, the Mercy Hospital in Chicago, Illinois, the Methodist Hospital in Peoria, Illinois, use these milk dispensing machines.

There are a number of schools and institutions using these machines such as New York University, Walton School in New York City, the University of Illinois and the Illinois Institute of Technology.

Many department stores in urban centers use these machines, such as R. H. Macy and Company, Inc., Gimbel Brothers, Lord and Taylor, B. Altman and Company.

Many industrial cafeterias, such as the Mutual Life Insurance Company, the New York Life Insurance Company and the Metropolitan Life Insurance Company use these machines about their places of business.

I wish in all fairness to state that the Health Director of my city has addressed several letters to me criticizing this bill.

I also have received a letter from the health authorities of the city of Altoona.

I have also received a letter and a telegram from Herbert M. Packer, the chief of the Division of Housing and Sanitation of the Department of Public Health in Philadelphia urgently recommending favorable consideration of this bill. It says,

"As a health officer I have always felt that the present law was basically wrong, and believe that House Bill No. 937 will correct this condition."

The large chain of restaurants, Horn and Hardart Baking Company in the city of Philadelphia have also urgently requested the passage of this bill.

Finally in the city of Pittsburgh the health authority, I. Hope Alexander, M. D., through his health engineer, H. J. Dunsmore, has written to the Committee urgently asking for the passage of this bill.

Mr. WATERHOUSE. Mr. Speaker, I would like to interrogate the gentleman from Dauphin, Mr. Dowling.

The SPEAKER. Will the gentleman from Dauphin, Mr. Dowling, permit himself to be interrogated?

Mr. DOWLING. I shall, Mr. Speaker.

Mr. WATERHOUSE. Mr. Speaker, I would like to inquire of the gentleman as to how this temperature is going to be maintained while the milk is in transit, or how it is going to be maintained in many places, such as circuses, carnivals, and what have you; how are they going to keep this dispensing unit cold as well as the tubes that the milk will be drawn through?

Mr. DOWLING. Mr. Speaker, in response to the question of the gentleman from Erie, I am informed by one of the manufacturers of this equipment, The Monitor Dispenser Company, that there is accurate thermostatic temperature control. The system used by the Monitor reduces the temperature of the milk and holds it at the controlled degree, provided the person who is operating that machine takes care of its proper operation by fixing the temperature at the given point.

Mr. WATERHOUSE. Mr. Speaker, in the letter from the city of Altoona, it says in the first place it will require walk-in coolers or large cooling units to store the milk while waiting to be used in the dispensers. Now, I wonder how many restaurants would be equipped to cool the ten gallon can of milk or to hold it while they were waiting to place it in the dispenser. That is so much for the cooling.

In reply to a statement made by our friend, Mr. Readinger, he referred to its lowering the price of milk and also as suggested by a friend on this side, I would only

say that I am afraid the gentleman is being a bit penny wise and dollar foolish in regard to this.

Mr. Gleason says that it will allow them to sell milk two and a half cents a quart cheaper. If that were true, that would allow them to sell a glass of milk for about a half cent less; and I do not believe that they are going to charge you nine and a half cents for a glass of milk.

I do not believe that it will increase the sale of milk; I do not believe that it will lower the price of milk. I think it will only lower the quality. It certainly cannot give you a better flavored milk than you were getting before, because before you were getting milk that had been bottled and capped, and if a girl did take the cellophane off the top of a bottle and picked it up with her fingers and poured it into your glass, the milk would not flow over where her fingers had been because it will flow from the throat of the bottle, the inside.

I see many arguments against the dispensing units, but I can see absolutely no good reason for this House passing a bill that is putting a couple of dispensing unit companies into business, so to speak, at the same time tearing down the health standards of the Commonwealth.

Mr. LOVETT. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Dauphin, Mr. Dowling, permit himself to be interrogated?

Mr. DOWLING. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, will we be allowed to inspect the glasses before the milk is put into them in the restaurants, if this bill passes, for cleanliness?

Mr. DOWLING. Mr. Speaker, I am not familiar with what type of inspection is made, but I think that is a very good question. Maybe the gentleman from Westmoreland would like to look at some of the lipstick that is on some of the glasses that are already in the restaurants, in public eating places today, without these health vending machines.

Mr. LOVETT. Mr. Speaker, I thank the gentleman.

I want to say to the gentleman that I have noticed lipstick on some of the glasses, but I would say that after milk is poured into the glass and served to me at the counter, there could be a lot of dirt in the bottom that I would not know anything about at all. So, therefore, I cannot see how my friend, I. Hope Alexander from the city of Pittsburgh, could be so generous in supporting this piece of legislation when some years ago he tried to pass some legislation that he said was killing the babies of Pennsylvania and it was not nearly as unsanitary, I do not think, as this piece of legislation.

Mr. SARRAF. Mr. Speaker, I did not care to speak on this subject but since my colleague has brought out the name of Dr. Alexander, this is a very different issue entirely.

The hospital associations, Department of Health and the medical society see no injurious thing about this type of machine. I want to let the House know that.

Mr. GUARNIERI. Do not get excited. Mr. Speaker, I resent the booing on this side of the House.

The SPEAKER. The gentleman is correct. The gentleman is entitled to be heard.

Mr. GUARNIERI. Mr. Speaker, I wish to ask a question of the sponsor of the bill.

The SPEAKER. Will the gentleman from Dauphin, Mr. Dowling, permit himself to be interrogated?

Mr. DOWLING. I shall, Mr. Speaker.

Mr. GUARNIERI. Mr. Speaker, will these machines be limited to public eating houses, hotels and such or will they be available to any other place like movie houses, subway stations and what not? I just want to ask that a question of the law.

Mr. DOWLING. Mr. Speaker, as I understand the proposed legislation the restaurant people are interested in it. I do not know how widely the machines will be placed for the public use. The operation of the machines to date has been in hospitals, cafeterias and such places as I have enumerated before. I do not know about subway stations and places such as those mentioned by Mr. Guarnieri.

Mr. GUARNIERI. Mr. Dowling, I asked the question for this purpose: I notice that this is an amendment to the Act of 1925 which deals with eating places only. So, I was reasoning and I wish you to state whether I am correct or not in my reasoning.

Mr. DOWLING. Mr. Speaker, my understanding is, without limiting myself actually to it, that it was contemplated that these machines be placed in the places that I have already enumerated.

Mr. GUARNIERI. Mr. Speaker, is it your understanding then that they will be limited to the eating places which were dealt with in the Act of 1925?

Mr. DOWLING. Mr. Speaker, that is my understanding.

Mr. GLEASON. Mr. Speaker, I just want to correct a statement that I may have left in my colleague's mind, Mr. Waterhouse, in regard to the price of milk.

I said they could buy it for two and a half cents less a quart, that is, in bulk. When the milk companies bottle it in half pints, it costs them just as much to bottle a half pint as it does a quart, and when they buy these half pints, they are not going to be paying six and seven cents a half pint as they are now and have to sell it at ten cents a half pint. It will be sold at either six or seven cents in the schools, restaurants and so forth. It is not the idea as to price, it is the saving on the bottling of each pint which is four half pints to a quart, so they can buy the milk, even in the half pints, from two to two and a half cents cheaper.

Mr. FILO. Mr. Speaker, I would like to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Dauphin, Mr. Dowling, permit himself to be interrogated?

Mr. DOWLING. I shall, Mr. Speaker.

Mr. FILO. Mr. Speaker, could you tell me how they are going to make arrangements with these dispensers—supposing milk was put into a dispenser, say today, and there is a possibility that the milk in the dispenser would not be sold that day or possibly for hours the following day; what preventive measure is there in the bill that might make it mandatory to have fresh milk in these dispensers?

Mr. DOWLING. Mr. Speaker, my reply to Mr. Filo is this: I have the utmost confidence in the police power, the inspection that will be made of these machines by the various municipalities. I believe that if the temperature of milk is reduced, then, of course, the milk will sour and probably the first person getting such a glass of milk would make a complaint. But if the machines, as I have been told, are properly regulated and the temperature is kept at a proper degree, the milk will be dispensed in a salable, wholesome form.

Mr. FILO. Mr. Speaker, do you not think that something should be added to this bill that would make it mandatory to remove milk after it was once put into the dispenser, say 24 hours after it was put into the dispenser? I think you may have something there.

Mr. DOWLING. Mr. Speaker, in reply to that I think a very similar problem comes up with ice cream and other milk products. I believe you will have to rest your case on the question of inspection by the authorities, and they will have to carry out those provisions of the law that will insure the public a wholesome and pure glass of milk.

Mr. FILO. Thank you, Mr. Dowling.

Another thing I wanted to add in regard to the statement that Mr. Lovett made about glasses in the city of Pittsburgh having lipstick on them. As you know, the City of Pittsburgh, at the present time, has an A, B, and C rating of restaurants and I can assure you that the restaurants in the City of Pittsburgh have very clean glasses and very clean utensils from which to eat.

Mr. LOVETT. Mr. Speaker, I would like to interrogate the gentleman from Allegheny, Mr. Filo.

The SPEAKER. Will the gentleman from Allegheny, Mr. Filo, permit himself to be interrogated?

Mr. FILO. I shall, Mr. Speaker.

Mr. LOVETT. Would the gentleman have any objections to confining this bill to the City of Pittsburgh?

Mr. FILO. I am not the sponsor of the bill, I am only finding ways and means to see that this bill is put through and put through in its proper fashion.

Mr. LOVETT. I thank the gentleman.

Mr. Speaker, since the gentleman from Allegheny has very sanitary restaurants we in the rest of the state do not have such conditions. Therefore, I think the bill should be passed over and we should offer an amendment to confine it to the cities which have such a classification of restaurants.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—149

Andrews,	Greer,	McConnell,	Royer,
Banker,	Guarnieri,	McCormack,	Rubin,
Barkdoll,	Guendorf,	McCullough,	Sarraf,
Baumunk,	Hagerty,	McDermitt,	Sax,
Bear,	Hall,	McGee,	Scanlon,
Beaver,	Hamilton, R. K.,	McKinney,	Schmidt,
Beech,	Hamilton, W. H.,	McMillen,	Schuster,
Bloom,	Harney,	McNally,	Scott,
Boles,	Haudenschild,	Metz,	Seyler,
Bolton,	Hersch,	Mikula,	Shotwell,
Bomberger,	Hewitt,	Miller, J. C.,	Smith,
Boorse,	Hoggard,	Mintess,	Spencer,
Brelsch,	Hunter,	Monroe,	Stank,
Breth,	Johnson,	Moore, H. A.,	Swartz,
Brown,	Jones, G. E.,	Moran,	Swope,
Cella,	Jones, T. H. W.,	Muldowney,	Tahl,
Clapper,	Jump,	Munley,	Taylor,
Clendening,	Kamyk,	Musto,	Thompson, E. F.,
Cochran,	Keller,	Najaka,	Thompson, R. L.,
Cooper,	Kent,	Needham,	Toll,
Corr,	Kline,	Olsen,	Toomey,
Costa,	Kohl,	Penglase,	Varallo,
Dalrymple,	Kolankiewicz,	Peta,	Verona,
Dougherty,	Kratz,	Petrosky,	Wachhaus,
Dowling,	Kubacki,	Pettigrew,	Wargo,
DuBols,	Lafore,	Pfaff,	Watkins,
Duffy,	Lederer,	Pichney,	Weldner,
Ewing,	Polaski,	Polaski,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	White,
Filo,	Leonard, W. C.,	Price, R. A.,	Wilt,

Firmstone,	Leven,	Readinger,	Wood,
Flack,	Light,	Reidenbach,	Yeakel,
Frost,	Limper,	Reilly, J. M.,	Yester,
Geer,	Loftus,	Rigby,	Young,
Gleason,	Lopresti,	Riley, R. L.,	Ziegler,
Goodling,	Lyons,	Robertson,	Sorg,
Graybill,	Madden,	Rovansek,	Speaker
Greenwood,	Madigan,		

NAYS—44

Amarando,	Ferster,	Kornick,	Snider,
Berkstreaser,	Filip,	Lovett,	Stimmel,
Blair,	Gaffney,	Lutty,	Stoner,
Bower,	Gibson,	Markley,	Tompkins,
Buccin,	Good,	Maxwell,	VanSant,
Byrne,	Guthrie,	Mazza,	Varner,
Conway,	Headlee,	Miller, H. G.,	Waterhouse,
Coyle,	Helm,	Mills,	Wescott,
Davis,	Hocker,	Pitzer,	Whalley,
Dunn,	Jenkins,	Polen,	Wheeler,
Erb,	Jones, J. M.,	Shoemaker,	Williams,

NOT VOTING—14

Dennison,	Moore, C. E.,	Reese,	Sollenberger,
Jones, P. F.,	Murray,	Rose,	Welsh,
McInroy,	Naugle,	Rosen,	Yetzer,
Milhm,	Reagan,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

MEMBERS CONGRATULATED

The SPEAKER. The Chair is also pleased to see in his seat the gentleman from Clarion, Mr. Varner.

The Chair is happy to note that the accident in which he was involved today is not as serious as it might have been.

The Chair hopes also to see in his seat at a very early time the gentleman from Jefferson, Mr. Dennison.

CONGRESSMAN WELCOMED

The SPEAKER. The Chair takes great pleasure in welcoming to the Hall of the House a member of Congress from the 16th District, Staten Island, New York, the Honorable James J. Murphy.

SENATE MESSAGES

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, June 4, 1951.

Resolved (if the House of Representatives concur), That Senate Bill No. 67, Printer's No. 14, entitled

An Act proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia

be recalled from the Secretary of the Commonwealth for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications from the Governor returning without his approval

House Bills 73, 466, 568, 569, 647 and 827.

The SPEAKER. These bills will lie upon the table until tomorrow's session.

REPORT FROM COMMITTEE

Mr. YEAKEL from the Committee on Rules, reported as committed, House Resolution No. 47.

RESOLUTION

CONDOLENCE

Mr. WACHHAUS offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, June 4, 1951.

The sudden death of O. E. Day, better known as "Barney" Day, on May 16, 1951 shocked and saddened the blind of Pennsylvania and the Nation.

O. E. Day was born May 16, 1904 in Rigdon, Indiana. As a student at Merman College he specialized in chemistry. In 1935, at the age of thirty-one years, while engaged in chemical experimentation, an explosion of the apparatus left him blind and partly deaf.

Mr. Day was profoundly disturbed by the unfortunate accident and spent several years searching for a way to apply his talents so terribly handicapped by his disability. At the Canadian Institute for the Blind in Toronto he received training as a personnel officer for the blind and was appointed a placement officer in 1940 at the Overbrook School for the Blind.

"Barney" Day devoted his abilities to conceiving and designing special aids for the blind and opened new fields of industrial employment for those who are visually handicapped.

In recognition of his vital and indispensable services to the blind, Mr. Day was appointed in 1945 by Governor Edward G. Martin as Chief of the State Council for the Blind in the Pennsylvania Department of Welfare. In such a capacity he initiated many new services for the blind in Pennsylvania.

Mr. Day's selfless devotion to the interests of his fellow blind has stirred the springs of sympathetic cooperation in many groups. The resulting cool waters have brought a wealth of understanding to those who would regard the blind—not as objects of pity and charity—but as individuals of dignity who can stoutly and self-reliantly pursue their destiny in life.

To "Barney" Day the blind of Pennsylvania and elsewhere owe an eternal debt of gratitude for his development of exemplary standards of excellence in the services at their command; therefore be it

Resolved, That this House of Representatives express its poignant sorrow at the premature passing of a great servitor of the blind, O. E. Day, and be it further

Resolved, That this House tender its condolences to the blind of Pennsylvania at their irreparable loss of an inspiring and talented leader; and be it further

Resolved, That the Chief Clerk be instructed to transmit copies of this resolution to Mr. Day's surviving wife, Gladys Shockley Day, and to the Pennsylvania Federation of the Blind in Philadelphia, Pennsylvania.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I am offering one more resolution for inclusion in the archives of the Mausoleum Committee, otherwise known as the Rules Committee.

I would suggest that someday in the midst of its hectic career and its attention to so many nonessentials that it review all the resolutions that have been committed into its keeping. I am quite sure if it did it would find that if it brought some of them out, we would not be in the midst of this present waiting period wondering when in thunder we are going to get somewhere and do something; when we are going to attack the vital problems; when someone somewhere in authority is going to make up his mind where this Legislature is going and when it is going to get there.

The only information that I want is: I would like to know the unallocated balances standing to the credit of the various Departments, Bureaus and Commissions operating in this Commonwealth as of January 1, 1951.

Then I would like to know the amount of the unallocated balances standing to the credit of the various Departments, Bureaus and Commissions operating for and on behalf of the Commonwealth as of May 31, 1951.

I would like to know if there are any Departments which up until 1951 had spent a little over one-third of their total appropriation in eighteen months and have two-thirds left to spend during the last six months of the biennium.

When I get the figures we will be able to determine whether there has or has not been a peculiar acceleration of expenditure during the final six months of the biennium; how many Departments have been absorbing their surplus by buying this or buying that; how much money is going into postage stamps; to what extent the

financial situation of the Commonwealth has been juggled during the last six months.

I, therefore, offer this resolution.

RESOLUTION

Mr. ANDREWS offered a resolution which was filed with the Clerk.

TEACHERS OF SAXTON LIBERTY SCHOOL DISTRICT WELCOMED

The SPEAKER. The Chair is pleased to recognize a group of teachers from the Saxton Liberty School District, Saxton, Bedford County. They are here as the guests of the gentleman from Bedford, Mr. Clapper.

COMMITTEE MEETINGS

Boroughs, Mr. Baumunk, Chairman, Room 324, Tuesday, June 5, at 11:00 a. m.

Education, Mr. Sollenberger, Room 324, Tuesday, June 5, at 10:30 a. m.

Judiciary, Mr. McKinney, Chairman, Room 520, Tuesday, June 5, at 10:00 a. m.

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Tuesday, June 5, at 9:00 a. m.

(All times are Eastern Standard Time.)

ADJOURNMENT

Mr. MADDEN. Mr. Speaker, I move that this House do now adjourn until Tuesday, June 15, 1951, at 12:00 noon EST.

The motion was agreed to, and (at 5:56 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., TUESDAY, JUNE 5, 1951.

No. 56.

SENATE

TUESDAY, June 5, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. L. HERDMAN HARRIS, III, Rector of St. James Memorial Episcopal Church, Titusville, Pennsylvania, offered the following prayer:

Let us pray. Almighty God, who alone gave us the breath of life and alone canst keep alive in us the holy desire Thou dost impart, we beseech Thee for Thy compassion's sake to sanctify all our thoughts and our endeavors as a group of Legislators elected by our people of this State, that we may neither begin an action without pure intention nor continue it without Thy blessing.

Grant that, having the eyes of the mind opened to behold things invisible and unseen, we may in heart be inspired by Thy wisdom, and in work be upheld by Thy strength, and in the end be accepted of Thee as Thy faithful servants, through Jesus Christ, our Saviour. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. KEPHART, further reading was dispensed with, and the Journal was approved.

REPORTS FROM COMMITTEES

Mr. BLASS, from the Committee on Judiciary General, reported as committed, Senate Bill No. 703, entitled:

An Act authorizing the capture and destruction of birds in cities of the first class in certain cases.

He also, from the Committee on Judiciary General, reported as committed, Senate No. 666, entitled:

An Act to further amend clause (a) of Section 503 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other

money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by clarifying the provisions relating to the jurisdiction and duty of the Board of Finance and Revenue to hear and determine certain petitions for refund; by clarifying the provisions relating to the time for filing of certain petitions for refunds and eliminating obsolete provisions.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act, approved the thirteenth day of May, one thousand nine hundred twenty-seven (P. L. 984), entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others, and to make uniform the law relating thereto," by authorizing the conveyance of his or her interest by one tenant, by the entireties alone, to the other and validating such conveyance heretofore made.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 586, entitled:

An Act relating to the administration without the appointment of a guardian, of estates valued at one thousand dollars or less, of weak minded persons, drug addicts, and inebriates; and providing a procedure therefor.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 960, entitled:

An Act to amend Section 8 of the act, approved the first day of May, one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas, and orphans' courts, courts of oyer and terminer and general jail delivery, and courts of quarter sessions of the peace, of this Commonwealth, as well as before commissioners, masters, and special masters in chancery, referees, examiners, auditors, and other officers; prescribing their powers

and duties and when such reports shall be evidence of the facts reported; prescribing their compensation and allowances for expenses, when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed, and when by the parties to such proceedings; and repealing an act, entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth; authorizing the appointment of stenographers by examiners, masters, referees, commissioners, and auditors; authorizing the appointment of assistant stenographers; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May fifteenth, one thousand eight hundred and seventy-four; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eighth, one thousand eight hundred and seventy-six, and repealing 'An act defining the duty of court stenographers in the several counties in this State,' approved June tenth, one thousand eight hundred and eighty-one,' approved the twenty-fourth day of May, one thousand eight hundred and eighty-seven; but such repeal not to revive any law repealed by the said act of twenty-fourth of May, one thousand eight hundred and eighty-seven," by increasing the compensation of official stenographers for copies of stenographic notes.

Mr. LANE, from the Committee on Local Government, reported as amended, Senate Bill No. 499, entitled:

An Act to add Section 15.1 to the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by providing for optional minimum retirement allowances under certain conditions.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 694, entitled:

An Act authorizing cities, boroughs, towns, and townships to accumulate over a period of more than one year monies required to match State grants; and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 654, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process

and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by providing for the collection and distribution of said taxes by the bureau; further regulating the sale of properties turned over to the bureau by county commissioners and taxing districts, and of properties purchased at tax sales by county commissioners under the provisions of said act; imposing certain costs upon the taxing districts, and further providing for the execution of deeds.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 684, entitled:

An Act to further amend Section 7 of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualification of such jurors; providing for the organizations of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters equipment and supplies; authorizing the employment of the necessary clerks and other employees, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employees; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," by further regulating the selection of jurors in counties of the second class.

He also, from the Committee on Local Government, reported as amended, House Bill No. 866, entitled:

An Act to further amend section 622 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by increasing the allowance for expenses of township officers at annual meeting of the State association.

He also, from the Committee on Local Government, reported as committed, House Bill No. 252, entitled:

An Act to amend Section 605 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessments for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by requiring the recorder's record of conveyances to contain complete post office addresses of grantees.

He also, from the Committee on Local Government, reported as committed, House Bill No. 433, entitled:

An Act to further amend sections 318 and 322 of the act, approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by changing the limits of certain employe contributions and retirement allowances under the employes' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund.

He also, from the Committee on Local Government, reported as amended, House Bill No. 77, entitled:

An Act to further amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by further regulating the organization, hours of service, vacations and sick leaves of firemen.

He also, from the Committee on Local Government, reported as committed, House Bill No. 940, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

He also, from the Committee on Local Government, reported as committed, House Bill No. 944, entitled:

An Act to further amend section one of the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing the fees in certain cases.

He also, from the Committee on Local Government, reported as amended, House Bill No. 213, entitled:

An Act to further amend section one of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen and firemen by cities, boroughs, towns, and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by adding a presumption of relationship to employment of diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions.

He also, from the Committee on Local Government, reported as committed, House Bill No. 757, entitled:

An Act to add Article XVII to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by providing for the establishment of a traffic court in cities of the second class.

He also, from the Committee on Local Government, reported as committed, House Bill No. 702, entitled:

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act" by further regulating the affairs of boroughs, and revising, amending, and changing the law relating thereto.

Mr. YOSKO, from the Committee on State Government, reported as amended, House Bill No. 1101, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell at public sale and convey a certain tract of land situate in the City of Allentown County of Lehigh and providing for the disposition of the proceeds of the purchase moneys.

Mr. BARR, from the Committee on Judiciary General, reported as committed, Senate Bill No. 54, entitled:

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district.

He also, from the Committee on Judiciary General, reported as amended, Senate Bill No. 188, entitled:

An Act to amend Section 1 of the act, approved the twelfth day of July, one thousand nine hundred thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," by increasing the number of judges of the Municipal Court of Philadelphia.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 346, entitled:

An Act to provide for an additional law judge of the court of common pleas in the thirty-fifth judicial district.

Mr. ROBINSON, from the Committee on Elections, reported as amended, House Bill No. 711, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further providing for hours of registration, and removing certain obsolete provisions.

He also, from the Committee on Elections, reported as amended, House Bill No. 712, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a

condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, elections officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties, and repealing existing legislation," by further providing for hours of registration.

PERMISSION TO ADDRESS SENATE

Mr. MALLERY asked and obtained unanimous consent to address the Senate.

Mr. MALLERY. Mr. President, on behalf of the Committee on Corporations, I re-report House Bill No. 206, Printer's No. 219, as committed. This bill was on the Senate Calendar and was recalled by the House, and in re-reporting it I wish to make the statement that if there is any objection on the part of any person of the Senate, why, the bill can be re-referred to the Committee on Corporations.

REPORT FROM COMMITTEE

Mr. MALLERY, from the Committee on Corporations, re-reported as committed, House Bill No. 206, entitled:

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to the township lists of water meter readings, flat-rate bills and other data for the purpose of determining sewer and drainage rates and providing reimbursement for their expenses.

GUESTS OF SENATOR MCCREESH PRESENTED TO SENATE

The PRESIDENT. The Chair at this time would like to have the guests of Senator McCreesh rise in place and take a bow, The Reverend Michael Pasto; The Reverend Joseph Feeney; Reverend Mother Elizabeth, Superior of the Missionary Sister of the Sacred Heart; Reverend Mother Aloysius, Principal of St. Donato's Eighth Grade School; and the graduates of the Eighth Grade of St. Donato's School, of Philadelphia.

PUPILS OF WASHINGTON JUNIOR HIGH SCHOOL OF BETHLEHEM VISIT CAPITOL

Mr. YOSKO. Mr. President, if permissible, I would like to note for the record that 90 school children from the Washington Junior High School of Bethlehem, visited the Capitol today, and I regret that they had to leave before the Senate went into Session. This group was chaperoned by members of the faculty, Truman J. Reese, Stephen Gasdaska, Irvin Koch, Anna Mae Todd, Bessie Mauser and Angeline Delluva.

Thank you.

The PRESIDENT. The comments of the Senator from Northampton will be noted in the Journal.

BILLS INTRODUCED AND REFERRED

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 711, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans, as provided by the "World War II Veterans' Compensation Act of 1947."

Which was committed to the Committee on Appropriations.

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 712, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209), entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this," by taking away powers of commission to fix boundaries of park.

Which was committed to the Committee on State Government.

Mr. SCARLETT read in his place and presented to the Chair Senate Bill No. 713, entitled:

An Act to further amend part of Section 202 of, and to add Sections 462 and 1314 to, the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by establishing the State Auctioneers' Commission as a departmental administrative commission in the Department of Public Instruction; fixing the qualifications and compensation of members, and imposing certain duties on said commission.

Which was committed to the Committee on Education.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 714, entitled:

An Act to amend the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities of the second class," by fixing the salaries of mayor and members of council.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

Which was committed to the Committee on Local Government.

Mr. LEADER read in his place and presented to the Chair Senate Bill No. 716, entitled:

An Act to further amend the act approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 912), entitled "An act to protect the public health; defining and providing for the licensing of bakeries, and regulating the inspection, maintenance, and operation of bakeries and premises, stores and shops connected therewith; defining and regulating the manufacture, sale, and offering for sale of bakery products; conferring powers on the Department of Agriculture; and providing penalties," by further providing for the marking of bread wrappers.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 717, entitled:

An Act to amend section 7 of the act, approved the second day of July, one thousand nine hundred thirty-five (P. L. 589), entitled "An act to safeguard human health and life by providing for the issuance of permits to, and regulation of persons and entities selling milk and milk products; conferring powers and imposing duties on the Secretary of Health, the Advisory Health Board; and otherwise providing for the administration of the act; and imposing penalties," by further providing for the designation of milk.

Which was committed to the Committee on Public Health and Welfare.

Mr. WOOD read in his place and presented to the Chair Senate Bill No. 718, entitled:

An Act to further amend section thirteen of the act, approved the fourth day of June, one thousand nine hundred and thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by extending and further regulating such retirement systems.

Which was committed to the Committee on Local Government.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 46, entitled:

An Act to add section 452 to the act, approved the second day of May, one thousand nine hundred twenty-nine

(P. L. 1278), entitled "The General County Law," by authorizing the board of county commissioners to appropriate money to certain borough fire departments and volunteer fire companies located within the county.

Which was committed to the Committee on Local Government.

House Bill No. 511, entitled:

An Act to further amend Sections 614 and 615 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by increasing the penalty provisions and providing for fines and imprisonment.

Which was committed to the Committee on Judiciary General.

House Bill No. 558, entitled:

An Act to further amend the definition of "County Employee" in section 1 of the act, approved the fifth day of August, one thousand nine hundred forty-nine (P. L. 803), entitled as amended "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth, sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties," by including employees whose compensation is paid from fees collected in the county office where he is employed.

Which was committed to the Committee on Local Government.

House Bill No. 691, entitled:

An Act to further amend Section 444 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General Country Law" by increasing the maximum appropriation which may be made for agricultural extension work.

Which was committed to the Committee on Local Government.

House Bill No. 937, entitled:

An Act to amend Section 3 of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," by permitting the purchase and sale of milk in bulk for use in certain automatic milk dispensing machines.

Which was committed to the Committee on Agriculture.

House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital, to sell and convey a certain tract of land in the township of Collier, Allegheny County, Pennsylvania, owned by the Commonwealth, to the Universal Concrete Pipe Company, and providing for the disposition of the proceeds of the purchase moneys.

Which was committed to the Committee on State Government.

House Bill No. 996, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Woodville State Hospital, to sell and convey a certain tract of land in Collier Township, Allegheny County, Pennsylvania, owned by the Common-

wealth of Pennsylvania, to the Duquesne Light Company, and providing for the disposition of the proceeds of the purchase monies.

Which was committed to the Committee on State Government.

House Bill No. 1236, entitled:

An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "Fiduciaries Act of 1949," by making an editorial correction.

Which was committed to the Committee on Judiciary General.

House Bill No. 1282, entitled:

An Act authorizing the courts of common pleas of the several counties upon application therefor, to place documents, defined as historical documents, in the custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on county officers.

Which was committed to the Committee on Local Government.

House Bill No. 1283, entitled:

An Act authorizing the Orphans' Courts of the several counties upon application therefor, to place documents, defined as historical documents, in the custody of certain associations maintaining facilities for public display of historical writings; conferring powers and imposing duties on registers of wills.

Which was committed to the Committee on Local Government.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 67 FROM THE SECRETARY OF COMMONWEALTH

In the Senate, June 4, 1951.

Resolved (if the House of Representatives concur), That Senate Bill No. 67, Printer's No. 14, entitled: "An act proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia," be recalled from the Secretary of the Commonwealth for further amendment.

SENATE BILL No. 202 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 202, entitled:

An Act to further amend Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined or bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing pen-

alties and repealing existing laws" by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

SENATE BILL No. 425 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 425, entitled:

An Act to further amend section four hundred eleven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An Act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the shooting restrictions on regulated shooting grounds

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

SENATE BILL No. 464 RETURNED WITH AMENDMENTS

An Act to add Section 17.1 to the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" by regulating the amendment of articles of incorporation and providing for fees

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

HOUSE CONCURS IN SENATE BILL No. 52

He also returned to the Senate, Senate Bill No. 52, entitled:

An Act to amend Section 24 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" by permitting stockholders of banks banking institutions and trust companies to act as notary public for such banks institutions and companies and validating prior acts.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 119

He also returned to the Senate, Senate Bill No. 119, entitled:

An Act regulating the suspension removal furloughing and reinstatement of police officers in boroughs and townships of the first class having police forces of less than three members and in townships of the second class.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 153

He also returned to the Senate, Senate Bill No. 153, entitled:

An Act to amend Section 209 of Article II of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and share holders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions or officers to collect fees for services required to be rendered by this act, imposing penalties; and repealing certain acts and parts of acts relating to corporations," by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the Orphans' Court and by providing for the filing of accounts by such fiduciaries, and the audit and confirmation thereof by said court.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 276

He also returned to the Senate, Senate Bill No. 276, entitled:

An Act to amend Subsection C of Section 315 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the orphans' court and by providing

for the filing of accounts by such fiduciaries, and the audit and confirmation thereof by said court.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 282

He also returned to the Senate, Senate Bill No. 282, entitled:

An Act to further amend Section 620 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employees; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitation of actions; imposing penalties; and repealing certain acts and parts of acts," by increasing the maximum amount to be set aside as reserve for contingent losses.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 426

He also returned to the Senate, Senate Bill No. 426, entitled:

An Act to amend section seven hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the period for retriever trials

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 479

He also returned to the Senate, Senate Bill No. 479, entitled:

An Act to add subsection (e) to section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for an open season for hunting deer with bows and arrows requiring a special permit therefor and fixing fees.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 510

He also returned to the Senate, Senate Bill No. 510, entitled:

An Act to amend Section 4 of the act, approved the tenth day of April, one thousand nine hundred thirty-one (P. L. 23), entitled, as amended, "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute, located on the left bank of Oil Creek, in Oil Creek Township or Cherry Tree Township, or both, Venango County, to establish and maintain a public museum and park, as the Drake Well Memorial, under the control and supervision of

the Pennsylvania Historical Commission, in cooperation with the Department of Forests and Waters, and an advisory board to be appointed by the American Petroleum Institute; prescribing the powers and duties of the Commission relative to said memorial; authorizing the employment of certain assistants and employees, and for the payment of their salaries; empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth; and making an appropriation," by further providing for the acceptance of gifts of money and securities by the Drake Well Memorial Advisory Board.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 526

He also returned to the Senate, Senate Bill No. 526, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by further regulating the withdrawals of certain optional payment shares providing that accounts of less than a certain amount need not be credited with dividends further regulating the terms or mortgage contracts and the terms of bonds securing mortgages and the types of property upon which mortgages may be taken.

with the information that the House has passed the same without amendments.

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

RETURNING TO THE GOVERNOR HOUSE BILL No. 231 RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 231 (PRINTER'S No. 232)

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 4, 1951.

Resolved (if the Senate concur), That House Bill No. 231, Printer's No. 232, entitled:

An Act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto

which was recalled from the Governor on May 24, be returned to the Governor without amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT FROM COMMITTEE

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER, from the Committee on Forests and Waters, Game and Fish, re-reported as committed, House Bill No. 931, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period.

BILL INTRODUCED AND REFERRED

Mr. DENT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. DENT, CHAPMAN and WALKER read in place and presented to the Chair Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the expense and clerical allowance of members of the General Assembly; and making an appropriation.

Which was committed to the Committee on State Government.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations reported as committed, Senate Bill No. 711, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans, as provided by the "World War II Veterans' Compensation Act of 1947."

REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION

THE INDEPENDENCE MALL

Mr. CHAPMAN, on behalf of the Joint State Government Commission, submitted the following report which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
JOINT STATE GOVERNMENT COMMISSION
Of The General Assembly
P. O. Box 61
Room 450—Capitol Building
Harrisburg

June 5, 1951.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith a Report of the Joint State Government Commission, dealing with The Independence Mall, Session of 1951.

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President Pro Tempore of the Senate.

Respectfully submitted,
(signed) BAKER ROYER,
BAKER ROYER, Chairman.

The PRESIDENT. The report will be noted in the Journal.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both Houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 52, entitled:

An Act to amend Section 24 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by permitting stockholders of banks, banking institutions and trust companies to act as notary public for such banks, institutions and companies; and validating prior acts.

Senate Bill No. 119, entitled:

An Act regulating the suspension removal furloughing and reinstatement of police officers in boroughs and townships of the first class having police forces of less than three members and in townships of the second class

Senate Bill No. 153, entitled:

An Act to amend Section 209 of Article II of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and share holders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the Orphans' Court and by providing for the filing of accounts by such fiduciaries, and the audit and confirmation thereof by said court.

Senate Bill No. 276, entitled:

An Act to amend Subsection C of Section 315 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to non-profit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign non-profit corporations may be admitted or may continue to do business within

the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the orphans' court and by providing for the filing of accounts by such fiduciaries, and the audit and confirmation thereof by said court.

Senate Bill No. 282, entitled:

An Act to further amend Section 620 of the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employees; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," by increasing the maximum amount to be set aside as reserve for contingent losses.

Senate Bill No. 426, entitled:

An Act to amend section seven hundred twenty-one of the act, approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals and amending revising, consolidating and changing the law relating thereto," by changing the period for retriever trials.

Senate Bill No. 510, entitled:

An Act to amend Section 4 of the act, approved the tenth day of April, one thousand nine hundred thirty-one (P. L. 23), entitled, as amended "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute, located on the left bank of Oil Creek, in Oil Creek Township of Cherry Tree Township, or both, Venango County, to establish and maintain a public museum and park, as the Drake Well Memorial, under the control and supervision of the Pennsylvania Historical Commission, in cooperation with the Department of Forests and Waters, and an advisory board to be appointed by the American Petroleum Institute; prescribing the powers and duties of the Commission relative to said memorial; authorizing the employment of certain assistants and employees, and for the payment of their salaries; empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth; and making an appropriation," by further providing for the acceptance of gifts of money and securities by the Drake Well Memorial Advisory Board.

Senate Bill No. 526, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers estab-

lishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by further regulating the withdrawals of certain optional payment shares providing that accounts of less than a certain amount need not be credited with dividends further regulating the terms of mortgage contracts and the terms of bonds securing mortgages and the types of property upon which mortgages may be taken.

Whereupon,

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

PETITIONS AND REMONSTRANCES

Mr. YOSKO. Mr. President, I picked up the Philadelphia Inquirer this morning and on page 10 I read an article that is related to a statement made by Edward B. Logan, the Budget Director. The title of this article is "Fund Charge Hit as 'Despicable'."

"State Budget Secretary, Edward B. Logan, today labeled as 'despicable'" the charge of Senator Henry J. Probert, of Montgomery County, concerning an item in the Budget Report, that amounts to about \$10,000,000. I want to say to you, Mr. President, that I resent the statements made by the Budget Director even though they were not directed at me. They were directed at a Member of this Senate in the performance of his duties. I think every Member of this Senate has a right to make inquiries concerning the Budget Report prepared by Mr. Logan, and especially so since the Budget Report prepared by Mr. Logan has been under fire since he has been the Budget Director. If anything, the attitude of Mr. Logan might be termed as despicable, and not the attitude of our colleague here in the Senate, Senator Probert.

Mr. President, I have been around Harrisburg for a long time, and I have learned from the records this morning that Mr. Logan has been the Budget Director since January 20, 1931, which is about twenty years now, and recently, at least every time the Legislature meets, it is the same old story. The jigsaw puzzle budget report that he presents to the Legislature is always under fire and always in dispute, and this Session, of course, is no exception. Therefore, why should not we here in the Senate, and in the House as well, question this budget report?

Mr. President, I call your attention to the end of the Martin Administration. Being the chief financial adviser of the Commonwealth, he must have told the Republican Administration leaders that there was to be a \$200,000,000 surplus at the end of the Martin Administration, and because of that misinformation that Mr. Logan gave to the Republican leaders, they traveled the length and breadth of this State and told the people of Pennsylvania that there was going to be a \$200,000,000 surplus and that because of that \$200,000,000 surplus, if Mr. Duff was elected Governor, there would be a reduction in taxes. They also promised the schoolteachers increases in salaries because of that \$200,000,000 surplus. Apparently the people of Pennsylvania believed what they were told, and they went to the polls and, of course, they elected the Republican ticket. Mr. Duff was the Governor and then the Legislature met. The Democrats came here to Harrisburg and they asked for the production of that \$200,000,000 surplus. It was nowhere to be found. They

appointed a special legislative committee to determine where the \$200,000,000 surplus was, and after that committee made its report, I am sorry to say that it had to report that the \$200,000,000 could not be found and never existed. So, Mr. Logan misled the Republican leaders, the Members of the Legislature, as well as the people of Pennsylvania. Instead of the schoolteachers getting the increase to which they were entitled and the increase that they were promised, they got a part of it and that gave birth to that vicious "tax anything act," one of the most vicious pieces of tax legislation ever to be put on the books in Pennsylvania, and here we are stymied with it today and the same pattern is being followed today.

Mr. President, I am going to read from the Republican Platform, and I blame that on Mr. Logan, too. He is the financial adviser of the Commonwealth. The schoolteachers were promised an increase this time, but now we are told that they would not get the increase unless we pass the income tax bill, but what does the Republican Platform say about taxes? I blame Mr. Logan for that. He is the financial adviser of the Commonwealth, and I am assuming that those that drafted the Republican Platform consulted with him, he gave them information and they relied on him, and he deceived them, and this is the plank of the Platform under taxation:

"Due to the uncertainty of world conditions, the amount of the funds required for the next budget is impossible of prediction at this time. However, there have been favorable changes in the State's financial prospects in recent months. It is reasonably certain that revenues from existing taxes will be higher than expected. Some forms of expenditures, notably Public Assistance, are certain to be less."

Mr. President, then on top of that it recommended that they do away with the soft drink tax because, as I read on further, this is what it says:

"We propose to eliminate the soft drink tax. We are mindful that new obligations have to be financed, but we anticipate that with the increases in revenue and the decreases in expenditures arising from this changed situation, coupled with strict economy and good government, will be sufficient to avoid any additional taxes."

Mr. President, the election is over. Mr. Logan prepares the budget. How he prepares it, I do not know, that he recommends \$163,000,000 in new taxes, \$119,000,000 of that to be raised by an income tax. He deceives the Administration leaders again.

Mr. President, so far as the schoolteachers are concerned, what did he say? I am assuming that because of information he gave them, the schoolteachers were made this promise.

"We will consider increasing teachers' pay and retirement benefits, additional aid to teachers' colleges, expansion of the Public School Building Authority and further State-aid to local school districts."

Mr. President, that pledge is related to the pledge on taxation where it is said that new obligations have to be financed. That is one of the new obligations, but they were to be financed without any increase in taxes, and I repeat, it is Mr. Logan, and he misinformed the framers of that platform and the Administration leaders here at Harrisburg, as well as the people of Pennsylvania.

Mr. President, after the Martin Administration and

the \$200,000,000 hoax, instead of reducing taxes, as the people of Pennsylvania were told, we got a billion dollar budget here for the first time in the history of Pennsylvania, and the following two years we got another billion dollar budget, and how about two years ago? I remember we fought around here for two or three weeks about the soft drink tax that brought in, I think, \$29,000,000, and Mr. Logan insisted that we had to have that money. We had to have the money and we had to levy the tax, and if my memory serves me correctly, about four or five weeks after we left here, out of the blue sky an announcement is made that because of unanticipated revenues we would wind up with a \$63,000,000 surplus, which was about three times what the soft drink tax was to bring in. The \$63,000,000 went, his whole budget went, and we approved some deficiency appropriations on top of it.

He was not satisfied with running his own department up there. Last year he tried to step into the Attorney General's department and he commenced to construe the law, and he tried to deprive the police of Pennsylvania from their share of the casualty insurance tax by trying to interpret the Act that we passed here two years ago, but he was wrong again because Governor Duff overruled him, and the policemen were paid their money. Then during this last campaign, he gets into another argument on finances with the Auditor General, Mr. Heyburn, and he was wrong again. He has been wrong time after time and that being true, why cannot we, as Members of this Senate, question his budget figures? Of course, we can and we should. It is our duty to do so, without him coming back at us with insulting remarks. I resent, and I am sure every Member of this Senate resents his attitude. Frankly, he ought to be fired and replaced. If he was doing the kind of a job he ought to do, and if he watched the expenditures of the funds that we appropriate here to these various departments, boards and commissions of the Commonwealth, we would not wind up with these deficiency appropriations every two years.

I say to you, Mr. President, that I compiled some statistics here and during the last six bienniums, deficiency appropriations have amounted to about \$114,000,000. The Budget Director is supposed to be the watchdog of the people's money. That certainly does not indicate that he is any kind of a watchdog. He is a figure juggler, in my opinion, and for the time I spent here on this Hill, frankly, the budget office is considered a joke, because it does not have the machinery to go a good job. The only thing these departments give to the Budget Director is what they want to give him; they give it to him when they want to give it to him, so that the information he gets is anywhere from three weeks to six weeks after the transaction has been completed. It is a joke, it ought to be abolished, and in my opinion, this accountant general that is recommended by the Joint State Government Commission ought to take its place.

Mr. Logan is trying to tell us that his budget figures indicate the true financial condition of the Commonwealth. I say to you, Mr. President, this is not so because as a result of the resolution that was presented here two years ago, the Institute of Certified Public Accountants came here to Harrisburg and in cooperation with the Joint State Government Commission they made a survey

of every department, board and commission of the Commonwealth, and in the report submitted by the Joint State Government Commission, what do they say? They say that because of the kind of system we have here in Pennsylvania, it is absolutely impossible to determine the true financial condition of the Commonwealth. Since that came from a reputable group of men, qualified and experienced, I think we should take their word for what the situation is here in Pennsylvania, rather than the word of Mr. Logan, who has been wrong time and time again.

Mr. WALKER. Mr. President, I appreciate the gentleman's concern over the statement in one of the metropolitan newspapers. I have, of course, discussed this matter with the distinguished gentleman from Montgomery, and I would like to say, in defense of Doctor Logan, that much of what the gentleman from Northampton says cannot be strictly borne out from the record.

First, Mr. President, let me say this. I have had the privilege of being associated with Doctor Logan since January of 1931. There was a hiatus in my association during the administration of Governor Earle which, of course, could be easily understood, and, therefore, my joint tenure of association with Doctor Logan is not one that you could classify as being uninterrupted during the fifteen or sixteen years I have known Doctor Logan. I do not think that here on Capitol Hill there has been a more enthusiastic antagonist of some of his figures or conclusions than have I. At the same time, Mr. President, I have always respected the gentleman as being sincere in the position in which he has taken.

Mr. President, there is no one on Capitol Hill who does not get hurt over the budget. I think Doctor Logan gets hurt with it, too. I think there are times when he takes a look at his prognostications and wishes he could throw them out the window. I think there are times when he is very happy over the results achieved, because time bears out quite a number of his twenty-four months' forecast. Doctor Logan is in a peculiar position, Mr. President. He is the Budget Secretary to the Governor of the Commonwealth of Pennsylvania. He occupies one of those nebulous positions where his sole source of concern, his allegiance, if I might use that word, is not necessarily to the Legislative or the Judicial Branch of the Government. It is to the Executive. Doctor Logan's function is to keep the Executive Department advised on the fiscal picture of the Commonwealth, and to the Executive Department Doctor Logan owes his first and his last allegiance. It is not incumbent upon Doctor Logan, and this has been a peculiar travesty in our representative form of government here in which we differ from quite a number of the other States, it is not incumbent upon Doctor Logan to keep the Legislative Branch of Government advised on the fiscal picture of the Commonwealth.

Again, Mr. President, we are in a peculiar position in Pennsylvania because we operate on a biennial session, and we are one of the few great corporations that attempt to forecast their fiscal picture over a twenty-four month period in times such as these.

The Federal Government, for example, Mr. President, never attempts to foresee beyond a ninety day period, and with their budget setup, with their comptroller of the currency, with their legislative fiscal advisers, they

are constantly in session so that they can keep their legislation stepped up to meet the current day's problems, because that is how rapidly fiscal pictures are changing, especially on a scope as tremendous as the national picture is bound to be. In most of the States of the Union, Mr. President, they have an annual budget, and if you would survey the records of those states, you would be amazed how frequently they are, on a percentage basis, far wrong in their prognostications for a twelve month period.

Mr. President, I sympathize with Doctor Logan even when I am criticizing him, even when I am finding fault with him and with his figures. I sympathize with him in having to sit down in times when most of the economists, the accountants and the fiscal experts are trying desperately to guess for the next thirty days, he must guess for the next twenty-four months. Now, I do not think there has been any attempt on Doctor Logan's part at any time to deliberately deceive the people of the Commonwealth of Pennsylvania or the Legislature. I know this, and he has been told this repeatedly both on and off the floor of the Senate, that there are times when the facts at the end of a twenty-four month period do not bear out the estimates which the gentleman made at the time the budget was being framed. Now, Mr. President, none of us want to be too unkind in our criticism of the results under those circumstances.

Mr. President, with regard to the Republican Platform, may I say to the gentleman from Northampton, I appreciate the fact that he was not able to be present at the time that breath-taking document was being translated into words. I have the advantage of him there. I was privileged to be present, and I listened to the very learned discussions and the very sincere approach to all of the problems represented in that platform. Mr. President, when it came time to discuss the fiscal side of our platform, Doctor Logan was invited to appear and discuss the matter with us. He very kindly consented to do so, and his advice was asked by the drafters of the platform.

Now, Mr. President, I do not want to say to the gentleman from Northampton that Logan's advice was taken one hundred per cent, because unfortunately my distinguished colleague from Somerset, Senator Hare, and myself, were on that committee, and having some very pronounced views of my own, Mr. President, I had the advantage of Doctor Logan because I was on the committee and he was not. If there is a variance in the platform and Doctor Logan's conclusions, Mr. President, that cannot be blamed on Doctor Logan, because he did not draft the Republican Platform, and he did not draft that particular phase of it.

Now, Mr. President, there is an honest difference of opinion among certain gentlemen of the Senate and the Budget Department as to anticipated revenues in the biennial period which has just closed on May 31st, and in the biennial period in which we are now confronted with the fiscal affairs of this Commonwealth. I am convinced that this is a sincere difference of opinion. I am convinced that there is just as much likelihood, when all of the facts are spread upon the record, that Doctor Logan may be right and that we may be wrong, or vice versa. I appreciate the sincere desire of the

gentleman from Northampton to be in possession of all of the facts when he starts to gather together in his own mind the conclusions upon which he is going to base his legislative action; I appreciate the fact that he wants to have those facts so that he can intelligently represent the great county in which he makes his home, but, Mr. President, I want to say in all seriousness to the gentlemen of the Senate that eventually Pennsylvania is going to come to the proper place where we will have sessions at least once a year, rather than attempting to forecast a turbulent fiscal period on a twenty-four month basis. Secondly, Mr. President, I want to say to the gentlemen of the Senate that I have nothing but respect and admiration for Doctor Logan in his attempt to do a very difficult job under very distressing circumstances.

Mr. President, I know that the gentleman from Montgomery, Senator Propert, is not the least bit concerned about anything that Doctor Logan may say about his conclusions or personality, just as long as he does not insult his home county, and may I say, Mr. President, in all sincerity that the gentleman from Montgomery, Senator Propert, has been in the political arena a long time. He is not the least bit disturbed about having it dished out to him, because he understands that when you give, you have to be in a position to take it at the same time.

Mr. President, all we are suggesting in this honest difference of opinion is the elimination of personalities, and I think that is a sound approach. We want to sit down with Doctor Logan; we want to have the opportunity, when all of the facts are presented, to have fifty members of the Senate in possession of those facts so that we can intelligently solve a problem that is not the personal problem of any gentleman sitting on this floor. It is a problem that belongs to the ten million people of Pennsylvania.

Now, Mr. President, it is not a question of whether or not Ed Logan is right or wrong, and it is not a question of whether or not Senator Propert is right or wrong and it is not a question of whether or not the personal opinions of the gentleman from Westmoreland, the Minority Floor Leader, or the distinguished gentleman from Northampton, Senator Yosko, are right or wrong. The whole question, Mr. President, is whether or not we are going to be able to resolve a trying situation to a successful, pleasant conclusion that will redound to the benefit of the people of the Commonwealth of Pennsylvania.

Mr. President, I agree with the gentleman from Northampton. Perhaps these accounting bills which were very carefully drafted by the Joint State Government Commission, after a very careful study by very competent certified public accountants, may give us the opportunity of arriving at a factual conclusion that will be more clearly understood by those of us who are not blessed with an accounting education. If the gentleman of the Senate will continue to approach this from an unselfish, nonpartisan basis, I feel confident that we will arrive at the proper conclusions, because I have confidence in the sound mature judgment of this distinguished group that makes up the Senate of Pennsylvania, but, Mr. President, let us not get ourselves into the position where the Legislative Branch of our government is fighting a civil war with either the Judicial or the Executive

Branch, and let us not invite criticism from either the Executive or the Judicial Branch by attempting to usurp their powers. The Senate of Pennsylvania is on its way to establish itself as an important contributing factor in the molding of government for the Commonwealth, and I do hope that every Member of the Senate will see to it that every ounce of his energy and ability is exerted to bringing that about.

Mr. YOSKO. Mr. President, the distinguished Majority Leader made some reference to difficulties that other States are having in the preparation of their budgets. I do not say that some States do not have some difficulties in the preparation of their budgets, but I do say that there is more harmony between the fiscal officers and the legislature in most of the other States than here in Pennsylvania, because of the closer spirit of cooperation between the fiscal officers in other States and the legislature. I think I can say that with some degree of authority, because I have been and still am the Executive Director of the National Association of State Auditors, Controllers and Treasurers of the United States.

Mr. President, when this budget argument started, I thought maybe it would be a good idea to make a little survey, something that I could get in writing as proof of what they do in other States in preparation of their budget, so that when I made some statements in connection with it I would be talking from reports that were sent to me, signed and verified, and all that sort of thing, which I propose to do, not today but in a short time. I made up a questionnaire and I asked the fiscal officers of the forty-eight states to reply to that questionnaire, to answer the questions, and one of the questions was, "What new taxes, if any, were levied in your State to meet budget requirements for the current period?" I wanted to get what new taxes were levied. I will give you a report on that, but I do not believe there are more than about four States in the Union that need new taxes for the next period in the respective States, not more than four.

Mr. President, I am certainly happy that the distinguished Majority Leader early in the Session expressed himself as being in favor of holding hearings for which he was reprimanded, I understand, and all that sort of thing, and I am not going to go into it, but he is right. We, the Members of the Legislature, ought to sit in on hearings when these departments, boards and commissions of the Commonwealth make their budget requests. I have a question here, and I will give a report on it as soon as I get a chance to compile these statistics. "Must each agency of your State government substantiate its budget request at a public hearing?" Now, Mr. President, as the result of that, I am sure the survey will indicate that the answer is in the affirmative.

Another question was, "Does your State operate on a cash basis or accrual basis?" and I will give you the result of that. I will turn this over to any Member of the Senate who wants to look at it. I am sure that after they see and learn how things are done in other States, that if we would inaugurate a similar system here in Pennsylvania, perhaps these battles that have been going on here Session after Session will be eliminated.

Mr. President, we were down in New Jersey here a short time ago in connection with this. I made reference to that a half dozen times. I made reference to it because I was greatly impressed with the system they have there,

and I think the other Members of this Committee that were down there were greatly impressed by the system they had down in New Jersey, and I want to say to you that that is one of the things that we need here. We need a system and we do not have it, and the quicker we get a system, the better off all of us are going to be and the better off this State will be.

Mr. HOLLAND. Mr. President, the Majority Leader used some very fine expressions in defense of Mr. Logan, and he used these expressions, that we should have a nonpartisan approach to the budget, and that we should be for Annual Sessions. Then, he turns around and states that in our way of government in Pennsylvania, the Legislature is not informed on fiscal policy. Well, we cannot take the budget controller and make him give us the same reports that he gives to the Governor.

Now, Mr. President, I do not see how any person could have the ability or can use the ability we have in getting the facts on our budget until we make use of an outside public certified accountant concern. We cannot give it the time, we do not have the knowledge and I think in order to carry out this budget the way we should, we should immediately make available to the Members of the Senate the services of certified public accountants who can make a study of each department.

Mr. President, I was told as late as last night that many of our departments are still overmanned. In fact, I was informed by a former department head, whose head has been removed, cut off, in the last election, that the number of political appointments made in his department got to be so large that he insisted that all future appointments should come from the Governor's Office. He also said he did not want to be responsible for any investigation in his department by the overloading of that department with political votes. Now, that seems to be the general tendency in the last election.

I have reasons to believe this gentleman, because I think he was a very good administrator, and I do think that we are attacking the Administrative. We are asserting our rights as Legislators, and I heard the Majority Leader in many of his discourses on the work of the Senate state that he believes the Senate should accept its responsibility, being a part of this government, the Legislative Branch, and it was their duty to see that the figures brought in here were proved. I heard him in public meetings talk about the dignity of the Senate, how it should be retained, and I am really surprised to hear him so meekly defend a budget controller who did not just merely dispute the figures of our associate Member of the Senate, but smeared him, using the technique of the communist, so to speak, by smearing him in a very good communistic way. I am really surprised that Mr. Logan has lowered himself that far, and that smear hurts every Member of the Senate.

Mr. President, I do not think that any Member of the Senate is using his connections in business in getting to the right figures of this budget. I think every Member of the Senate is honest in his effort to try and get the exact figure, and I am really surprised and disappointed in the gentleman from Allegheny County that he would agree—I should not say agree, but that he would console the Budget Director for being in such a nervous state that he would have an outburst, and I would like to ask the gentleman from Allegheny County to go back to the

Budget Controller and see how many publicity men on the pay roll wrote that statement of the Budget Controller, because I do not believe he wrote it himself. The wording of the statement of the Budget Controller read a great deal like the handouts which are coming out of the administrative offices at the front.

Now, Mr. Walker, I hope you are not going to become so meek in your action and hold up the Senate, so we can get the dignity back in the Legislative Branch, which you yourself have tried to express to the public while you ran and while you talked before the different organizations, which I have, the civic organizations in Allegheny County. I am really shocked to see you become so meek, because it is not like you to stand up there and take the part of the Administrative Branch which is trying to make us go lower, lower, and lower. When we are in possession of those facts, I know then we can meet on the same basis as Mr. Logan, who I admit is a wizard at figures, but I would like to just close, Mr. President, with an old story that I have heard a long, long time ago, which says, "Figures never lie, but liars often figure."

Mr. WALKER. Mr. President, may those of us in meek positions say something in defense of the meek? I have been called everything since I entered the political arena, but this is the first time I have ever heard of "the meek John Walker." Never would the gentleman from the south side of Pittsburgh sell a package like that back home.

Mr. President, it is not a question of being meek and it is not a question of defending Dr. Logan's figures. I am not being meek when I defend Dr. Logan. I think Dr. Logan is trying just as sincerely as Senator Holland to do a good job. May I say to Senator Holland, Mr. President, that the easiest thing in the world is to criticize the opposition, but it is tough, Mr. President, when you are criticizing your own team and, Mr. President, when I criticize Dr. Logan's figures I do so sincerely. Nevertheless, I still admire and respect Dr. Logan, I still hope to retain his friendship, and I feel that Dr. Logan has as much respect for my figures—maybe he doesn't believe in them as well as I do, but it is not a question of being meek and it is not a question of trying to take sides with personalities. There is an honest difference of opinion existing among certain of us who are on the Majority side of this aisle, but, Mr. President, we still continue to have an abiding respect for those who are differing with us, as well as we have a respect for those who are siding with us. Under no circumstances, Mr. President, do we propose to have this difference of opinion resolved into a civil war in the Republican Party. Dr. Logan has been the budget adviser of a good many Governors and every time he has had figures with which I did not agree, I have said so, privately and publicly. Mr. President, that is a prerogative which is reserved to any individual in the Commonwealth, especially if he is fortunate enough to hold public office, and no amount of dragging the bait across the top of the waters by the distinguished gentleman from Allegheny County, Senator Holland, will deviate us one iota from the accomplishment of the common purpose.

Mr. DENT. Mr. President, now that all the differences on the other side have been patched up, maybe we can get down to the main problem. I do not think any of us care whether there is a civil war in the Republican ranks or not. There is a difference between a civil war,

though, and a revolution, and that ought to be clearly emphasized when we talk about the Republican situation in Pennsylvania today. However, that is their business. They are the custodians of their party; they are the custodians of their party's welfare, and so far as I am concerned, I want no part of it. We have enough trouble of our own.

However, Mr. President, getting back to basics, it might be interesting if you study this budget and look at it a little bit. A man can be accused of being in error without in any way attacking his integrity. For instance, if a person takes five minutes and looks at pages 39 and 40, you will see a tax that is identical, the only difference being that one, under one set of figures, it is called an ordinary or regular tax, and under another set of figures it is called an emergency tax. The degree of taxation is one and a half times, or, rather, half again as much under the regular tax, as under the emergency tax, and yet in the estimates made by—I have to say Logan because we have no other name to use. It is not particularly a fight on Logan as an individual, but you know in the fighting game, Mr. President, if you keep getting knocked out you are not the champion any more, and Logan has been knocked out to my knowledge every biennium since I have been here upon the figures that he has given and upon the figures we have given.

Mr. President, I know that we are in the Minority and I know that what we say does not carry too much weight, but if you will look at those figures in his estimate for 1951-1953, in the one instance he said there will be an increase of \$116,000, and in the other instance, just one side of the page over to the other, he gives an estimate of \$445,000 as the difference.

Now, Mr. President, if you have a tax of ten per cent on an item and it is called a regular tax, and you have a tax of five per cent on the same item under the title of an emergency tax, certainly in making an estimate of that tax you would take the same percentage point if you wanted to give to the Governor (and I understand he is the Governor's agent and not ours) a true picture of the fiscal problem in the Commonwealth.

Mr. President, early in the days of this Session we asked for certain figures. We have not received them to date. Now, there has been a rumor out that the Governor feels that he can last longer than the Members of the Legislature can. Well, that may be true; I do not know. I do not believe the Governor would say a thing like that unless, in the heat of a discussion, he might make a remark of that nature, but I do not think that he meant that he was going to force us, the Members of the General Assembly, into the position of taking his program. Now, if this General Assembly cannot have some knowledge of the budget items, some idea of the fiscal problems, if we have no agency in this Commonwealth where we can reach out and get figures from, then what good are we when it comes to passing legislation relating to the budget? I recommended early in the Session to the General Assembly that if we are not going to have a say in the make-up of the fiscal problems of the Commonwealth, that it would be best that we accept the Governor's recommendations, vote for them and go home, but if we are to be an independent arm of the government of the Commonwealth of

Pennsylvania, then we must tear down the figures given to the Governor by his Budget Director.

Mr. President, Senator Yosko called attention to the fact that for four years in this Commonwealth there was a tax placed against the people, known as the 'soda pop tax, and at no time in the four year' period was the money received from the soda tax needed to meet the budget. That is why I am against the income tax. The moneys are not needed to meet the budget. However, if you give carte blanche to the various department heads, if you say to them, "Budgets do not mean anything so far as you are concerned; you can come in, you wait until six legislative days remain before your department becomes bankrupt and then you throw into the legislative hopper a twenty-two million or a sixteen million dollar deficiency appropriation," and the Legislature, with its mouth gagged and its hands tied, has to make your deficiency appropriation to keep from having a breakdown of government, then, naturally, you need \$119,000,000. You could use \$219,000,000, and I say to the Members of the Senate, Republicans and Democrats alike, you can give them \$119,000,000, you can give them \$200,000,000, and by the time you come back two years from now they will have it spent and it is not contained in the budget.

Let us pass the budget just as it is if you so desire, but let us put a restriction upon it. Make the departments live within their budgets the same as you do in a business enterprise, unless the board of directors are called in, and the board of directors in this instance are the Members of the General Assembly. They always shy away from that. They do not want a Special Session because it is too costly. It would cost a half million dollars, so to save a half million dollars we let them spend something like twenty-five million, and sixteen million and twenty-two million, and if my figures are anywhere near right, it would be about \$63,000,000 of surplus moneys over and above the budget passed by the General Assembly.

Now, Mr. President, if the budget does not mean anything, if it is only a guise through which the Legislature passes taxes upon the people, then let us say so. Let us understand each other right out in the open, and so far as it being partisan, let me say this. Ever since I have been Floor Leader on the Minority Side, I have offered the cooperation of the Minority on the budget of Pennsylvania. In 1947, when we bitterly fought the soda pop tax, the increases in the sales taxes on the various items in Pennsylvania, Governor Duff said, "Why don't they offer a program?" We did offer a program, and I can say to the Members of this Senate today that if this program would have been accepted at that time, this General Assembly would not be faced with the problem that it is faced with today.

Mr. President, I said then and I repeat now, that I would not then and I will not now, under any set of circumstances, vote for a tax bill that will make the veteran pay for his own bonus. There are other items of taxation which were pointed out on this Senate floor where the veteran himself could not have participated in the wealth gaining activities that went on during the War when he was overseas fighting for us, and I said those are the activities that ought to be taxed to pay the bonus. I said it then and I repeat it now, and that

means, for the information of the Senate, and I think I speak for the twenty Democratic members, that we are opposed to a sales tax, a general sales tax, and we are opposed to a general wage tax which would put the man who bore the gun right up in the front trenches, bearing the cost of the load of carrying the bonus payments.

They talk about this program, and say that the bonus payments are the cause for an increased tax program. Mr. President, the reduction in relief alone is sufficient to carry the bonus payments for the next biennium. The reduction in the Schuylkill River Project and in the public housing in Pennsylvania is sufficient to meet the needs for the schools as they are contained in the budget. I said early in the Session, and I repeat again, that it was a tragedy to tax the people \$18,800,000 more than what the Council for Civilian Defense said they would need as administrative and executive expenses and for meeting the necessary stock piles, and to take this \$18,800,000 out of the pockets of the people and put it in escrow is contrary to the Constitution of this Commonwealth and contrary to good economics and sound government.

Mr. President, today I read in the paper where the House Majority Leader, Mr. Smith of Philadelphia, has introduced a bill for \$20,000,000 for civilian defense. Mr. President and Members of the Senate, what are we supposed to say to our people when they ask us questions, and they say, "Why did you vote for this appropriation?" Under the system that we are now operating under in Pennsylvania, the only thing we can say is, "That is what the Governor said he needed in January; that is what the Governor demanded in June."

I understood that they were going to name a new head of Civilian Defense, which has been done, and that this man was experienced. I am a member of that Commission and I voted in the Commission, too, against the \$20,000,000 appropriation. How can you justify taxing the people of this Commonwealth to take money and put it in a bank? That is not the purpose of government. We are not a savings institution; we are an institution that is duty bound under the Constitution to only pass the necessary taxation to meet the requirements of the period for which we are legislating, and that, as I understand it, is a biennium.

Mr. President, you cannot keep doing what has been going on in Pennsylvania for the past twelve years. You cannot keep putting into the budget millions of dollars over and above the requirements and allowing the departments to run wild, especially right before election, adding thousands upon thousands of employees and then finding themselves obligated after the election to keep them. They become more or less permanent, and then at the next election more thousands are added on and they all end up in a bill for increased taxes.

Fundamentally, the problem in Pennsylvania can be traced here to the election campaign for Governor the last two times. Some say, "Well, if you were in power, you would do the same." Maybe so and maybe not. I wonder how long it will be before the people of Pennsylvania test that question and find out whether or not we would do it, and if we would do it, then I will go back to the words of President Roosevelt and say to both parties, "A plague on both your houses," because

you cannot keep this up and you cannot allow the things to happen that are happening in Pennsylvania today. There is no excuse for the Members of the Legislature being here the first week in June of the year 1951, and no further on in our deliberations than what we are today. I have put resolutions in, members of the Democratic Party have put resolutions in, we have stood on the floor and petitioned, begged, and, yes, even threatened, trying to get the information that would give us some kind of a base from which to work. Now many men know how much money has come into the Commonwealth under C.N.I.? How many of you know that there is an underestimation of at least \$50,000,000 in the next biennium? You say, "Well, what if you are wrong?" If I am wrong, we can meet again and correct it, but if Logan is wrong and you get \$50,000,000, the \$50,000,000 will be spent and there will be no correction, because the \$50,000,000 then will become a necessary budget item for the next two years.

Mr. President, I tried to tell Governor Duff that if he kept passing taxes beyond his needs, that it would eventually end up as necessary expenses of the government, and the succeeding bienniums would be faced with the problem of meeting the expenses that he added to government, and he cannot absolve himself from the blame because Jim Duff added more to the cost of Pennsylvania's government than any other Governor since the beginning of time in Pennsylvania.

Now, Mr. President, these things are true and you are not going to tax the people of Pennsylvania, with our consent, \$150,000,000 in the next biennium when you cannot prove that you need it. What is so secretive about the budget? What is so holy about it that we cannot delve into it and find out what happens here? Why is it that every two years they say, "We want so many million dollars more in taxes, and there is the budget that we will use as an excuse for wanting that money," and every time we go to open up the budget and try to pull from it some error that is obvious, we are told that it is easy to criticize. "You are on the other side; you are in the Minority." Well, criticism has its place. This two party system of government of ours would not last one generation if you did not have a militant, fighting minority.

There are those that condemn Senator Taft in Washington because he is always probing, always questioning, always fighting. You have never heard a word of criticism from me about those activities. I criticize him, yes, on some things, the same as others do when they do not believe in the same policy that he stands for on matters that deal with our foreign affairs and so on, but so far as his criticism of the Federal Administration's spending, so far as his criticism of the Federal Administration's job holding, as it were, you have never heard a word of criticism out of me, because I think that that is the duty of the Minority, and just as we have, year after year in Pennsylvania, criticized and lost every election, so Taft has criticized and the Republican Party has lost every election, but that does not mean that he is wrong, nor does it mean that we are wrong. It means that we are strengthening this institution that we all brag so much about, and rightfully so. It means that we are a two party system of government, handled, if you please, and managed, by politicians,

and remember what I say here today that the minute politicians leave the scene in America, so soon will your democracy be destroyed, because it is upon the broad shoulders of the politicians that this democracy finds its strength. There cannot be no other answer to it, because in every nation where political minorities, political criticisms have been outlawed, those nations have fallen by the wayside. This Country will not fall by the wayside so long as there is a voice able and willing to take the opposite view. When we are wrong, we will be roundly criticized. We will accept that criticism, but we cannot stand forever in this Senate accepting *carte blanche* the recommendations that we know by historical fact have been wrong, and wrong and wrong. You cannot do that year after year without inviting a breakdown.

Mr. President, you cannot pass legislation allowing every community to place any tax that it wants to place upon the people, and then turn around and come into the State and place an additional set of taxes on. The time has come when curtailment must be the answer to some of this stuff. Any person that thinks that they cannot save an additional twenty-five or thirty million dollars in the relief administration of this State has not looked into the relief problem. I want some of you some time to take the number of relief cases in Pennsylvania and divide that number into the amount of money that is spent for administration, and I will guarantee that the cost of administration will buy a new pair of shoes every month for every kid on relief in the State of Pennsylvania, and it is so firmly entrenched.

Mr. President, when the Governor named a young lady, whom I understood to be a political figure in Delaware County, the Secretary of Public Assistance, I had hoped that maybe a politician, with his practical viewpoint of government, would get into the picture over there and see to it that we would be able to accumulate some savings for the Commonwealth, but what has happened? What has happened? They used to say in the old days, "No matter who you named to the Court of St. James as an Ambassador, within three months he would be wearing knee britches." That is what happened to us. No matter who we named to the Secretary's job in the Department of Public Assistance, the first thing we know they are in the association.

Why, Mr. President, I was told that it was not too much to have ten per cent of the total figure of relief spent for administration. Ten per cent of \$300,000,000, ten per cent of \$286,000,000, ten per cent of \$254,000,000; these are the figures of the administrative cost. Why do I have to receive two or three times a month a fancy painted booklet telling me how nice they are treating the aged, and also give encouragement to the people that are on relief that better grants are coming, just wait and see.

Mr. President, relief is the last extreme, relief is charity; it is the last extreme where we find that individuals have no desire to go to work. Ought not that case be one that demands investigation? I have a letter where a woman writes to me and says that she is receiving \$72.50 a week for herself and six children, and that it is not enough for them to live on. All she can buy is food. She cannot buy clothing, and if it would not be for two sons in the army sending her money,

she could not buy clothing for those children. I do not want to embarrass this person by telling her name, because it so happens that years ago in grade school she was in my classroom, but, Mr. President, there are many thousands of Pennsylvania workers, working in the industries of this Commonwealth, with six or more children who do not make \$72.50 a week. Seventy-two dollars and fifty cents a week by her own admission, and it is not enough money! Maybe it is not, I do not know. Maybe they cannot get along, but I will tell you one thing, that if it took that rate of expense to raise a family when we were kids in my home—there were twelve of us, incidentally—you would not be bothered with me here today, because we would have starved to death long ago.

You just cannot keep doing that. I do not care whether you have thirty votes or fifty votes on the other side, you cannot keep doing it. You cannot keep adding hundreds of millions of dollars to the tax problem without any restraint upon the spending, and I am going to say this, that unless you do something in that relief department, the \$60,000,000 that the Governor has cut from its budget will be added back onto its expenditures. Do any of you know at what rate you are spending money over there right now at the highest period of employment in the history of Pennsylvania? We are now in the period of highest employment within the history of this Commonwealth, and you are still spending, Mr. President, on the last figures, around \$8,000,000 a month.

Now, Mr. President, if we have to spend that when we have the period of employment that we have now, I do not want to be a Member of the General Assembly when employment drops and you start to pay the bill for 800,000 people on relief instead of 175,000. Another thing that I have tried to call your attention to, under the guise of relief you have this great expenditure and this great army, this great army of investigators. Westmoreland County has 175 families on relief. One hundred seventy-five families in Westmoreland County on relief, but how do they work this thing? I will tell you how they work it. They take the categorical reliefs, which do not belong in that department at all and ought to be right where they came from, the Department of Welfare, they take the categorical reliefs and they put those categorical reliefs, such as the blind, widows, and so on, in the same pocket with those that are on direct public assistance.

Now, Mr. President, here is how it works. If a fellow is blind, if he is blind today, I would say that his chances of being blind a month from now would be pretty good or pretty bad, whichever way you look at it, and yet by having this blind person on the roll, that investigator makes so many investigations a month. They are all put into the same pool and the investigators are investigating the blind, who need no investigation. He is also investigating the aged. If a man is seventy-five years old today, Mr. President, is there anything going to happen that they would have to go back and see if he is seventy-five a month later? That is the thing that is killing the goose that is laying the golden egg, book work, paper work.

Mr. President, I heard a lecturer say once that the thing that would destroy, if anything destroyed the

Russian Government, the Communistic Government, would be the records that they keep, and I will tell you right now if the Department of Public Assistance records are any indication, it can very well be destroyed tomorrow. Why, the book that is carried by the relief investigator would challenge the mentality of any normal person to try to get from him instructions on how to go about their duties. It is twice as thick as a Sears and Roebuck catalogue, and half as interesting.

Mr. President, the Majority Leader said that they were going to get some information. I understand that they will get that information. Would it be asking too much to share it with us? If we are wrong, we would like to know in advance. We do not want you to get on the floor and take the figures that you are going to look at, and say, "Why, these are the figures that we got," and I will tell you right now that unless we get them, I will not agree that the figures are right.

That is very tempting; he made an offer. He said if I quit now, he will give me the figures. Mr. President, I quit now.

REPORTS FROM COMMITTEES

Mr. WOLFE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOLFE, from the Committee on Military Affairs and Aeronautics, reported as committed, Senate Bill No. 692, entitled:

An Act to amend Section 1 of the act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 837), entitled, as amended, "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by further defining the word "veteran" to include all persons who served in the armed forces since the twentieth day of June, one thousand nine hundred fifty and who are honorably discharged therefrom.

Mr. STEVENSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STEVENSON, from the Committee on Local Government, reported as amended, Senate Bill No. 655, entitled:

An Act to amend the title and act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appoint-

ment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by further regulating the assessment and valuation of real property for local taxation purposes; further defining the duties of assessors and chief assessors; changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll, notice of appeal and hearings on appeals; prescribing duties of and fees to be collected by municipal officers who issue building permits; imposing duties on taxables, making improvements on land and grantees of land; and prescribing penalties.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 524, entitled:

An Act relating to criminal prosecutions; permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof.

House Bill No. 776, entitled:

An Act to amend Section 506 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled, as amended "Insurance Department Act of 1921," by requiring notice of dissolution of stock or mutual fire insurance companies, association or exchanges to be given to policyholders or members.

House Bill No. 1040, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil, Washington County, Pennsylvania; providing for reversion to the Commonwealth.

House Bill No. 1081, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates.

House Bill No. 1223, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities, Boroughs, Towns, and Townships of the Commonwealth for certain purposes and for a limited time, conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

RESOLUTION REFERRED TO COMMITTEE

URGING THAT THE JOINT STATE GOVERNMENT COMMISSION BE DIRECTED TO STUDY THE EFFECTS OF TRUCK WEIGHTS ON HIGHWAYS AND ROADS

Mr. HOLLAND offered the following resolution which was twice read and referred to the Committee on Highways:

In the Senate, June 5, 1951.

Whereas, The problem of increasing existing authorized truck weights on the highways and roads of this Commonwealth is a controversial issue at each session of the legislature and has been for years; and

Whereas, The General Assembly's debate of this important problem so far has produced no solution, but has unfortunately resulted only in the unfair labelling of each Member as partisan either of the trucking industry or the railroad industry; and

Whereas, Such an undesirable impasse is the more unreasonable when it is realized that judgment on so controversial a matter actually belongs not with laymen—as the Members of the General Assembly are in this case—nor with the financially interested trucking and railroad industries but with technical experts—the road-builders and engineers who alone have the skill, experience and knowledge to determine how much weight, stress, and strain our highways and roads can bear; and

Whereas representatives of ten states, the District of Columbia, The Federal Bureau of Public Roads, and the Automotive Association have been conducting exhaustive tests to establish proper weight limits, load distributions and speeds in order to avoid damage to public highways and danger to traffic; and

Whereas, The General Assembly can conscientiously do its duty in passing legislation relating to truck weights only when it receives advice and counsel from the aforementioned highway experts as to the facts; now therefore be it

Resolved (if the House of Representatives concur), That the Joint State Government Commission is hereby directed to study the problem of the effects of weight on the highways and roads of this Commonwealth to find what truck weights can be permitted commensurate with safety and economy, and in so doing to gather and compile all the available facts on the matter; and be it further

Resolved, That for such purpose it shall consult with road experts—builders, contractors, and engineers representing Federal, State and interested political subdivisions. It shall also make or cause to be made tests and investigations to obtain actual evidence in extension of expert opinion, and obtain results of all tests made or being made to decide proper weights of trucks; and be it further

Resolved, That the Commission shall report its findings together with accompanying proposed legislation to effectuate the same to the General Assembly by February 1, 1953.

SENATE RESOLUTION

CONDOLENCE OF THE SENATE EXTENDED TO THE NEPHEW OF THE LATE DENNIS CARDINAL DAUGHERTY

Messrs. BYRNE and McCREESH offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 5, 1951.

Whereas, God, in His all devine wisdom, has seen fit call home Dennis Cardinal Daugherty, and

Whereas, the dearly beloved Archbishop lived in a manner that enriched the lives of those of all faiths, and

Whereas, his goodness and charity have long pointed the way to the unalterable duty of man's obligations to man, now

Be It Resolved, that this Senate does make known its sense of loss in the passing of this great Churchman and American, and that the Secretary of the Senate send a copy of this Resolution to Most Reverend J. Carroll McCormick, Auxilliary Bishop of Philadelphia, nephew of the late Dennis Cardinal Daugherty.

CALENDAR

THIRD READING CALENDAR

BILLS ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 45, as follows:

An Act to add Section 808.1 to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by prohibiting certain acts relating to hunting trapping and the discharge of weapons in cemeteries and burial grounds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows,

Section 1 Article VIII of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended by adding immediately following Section 808 thereof a new Section to read as follows

Section 808.1 Prohibiting Shooting Hunting Etc within Cemeteries and Burial Grounds It is unlawful at any time for any person except as hereinafter provided to hunt or trap or attempt to trap wild birds or wild animals of any kind or to shoot or discharge any firearm or other deadly weapon or to dress out wild game within any cemetery or burial grounds.

Any game protector or his authorized agent may capture kill or remove game or vermin from a cemetery when requested or authorized to do so by the authorities thereof and firearm may be discharged therein by or under the jurisdiction of any veterans organization as part of any memorial or honorary services

Any person who shall violate any of the provisions of this Section shall upon conviction be sentenced to pay a fine of ten dollars for the first offense and twenty-five dollars for each subsequent offense and costs of prosecution

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representative with information that the Senate has

passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 201, as follows:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 544) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1 3 4 5 and 9 of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" as amended by the act approved the twentieth day of June one thousand nine hundred thirty-five (P. L. 358) are hereby further amended to read as follows

Section 1 Be it enacted &c That thirty days after the approval of this act it shall be unlawful for any person copartnership association or corporation except in accordance with the provisions of this act to appeal to the public for donations or subscriptions in money or in other property or to sell or offer for sale to the public any thing or object whatever to raise money or to secure or attempt to secure money or donations or other property by promoting any public bazar sale entertainment or exhibition or by any similar means for any charitable benevolent or patriotic purpose or for the purpose of ministering to the material or spiritual needs of human beings either in the United States or elsewhere or of relieving suffering of animals or of inculcating patriotism unless the appeal is authorized by and the money or other property is to be given to a corporation copartnership or association holding a valid certificate of registration from the Department of [Welfare] Public Instruction issued as herein provided

Section 3 Any corporation copartnership or association desiring to obtain a certificate of registration for any of such purposes shall file with the Department of [Welfare] Public Instruction blanks prepared by the department a statement verified by an officer of the corporation copartnership or association and containing such information as the Department of [Welfare] Public Instruction may require Other statements shall be filed from time to time under oath containing such information as the department may require

Section 4 If the Department of [Welfare] Public Instruction deems the corporation copartnership or association filing such statement a proper one and not inimical to the public welfare or safety and its appeal or proposed appeals to be for truly charitable benevolent or patriotic purposes or for the purpose of ministering to the material or spiritual needs of human beings in the United States or elsewhere or of relieving suffering of animals or of inculcating patriotism it shall issue to such corporation copartnership or association filing the required statement a certificate of registration for the particular purpose described and for the necessary period but the department shall not issue any certificate of registration to any such corporation copartnership or association which pays or agrees to pay to any individual corporation copartnership or association a commission or compensation in excess of fifteen per centum of the amount collected or the sale price of anything or object or the gross receipts from any public bazaar sale entertainment or exhibition or any similar means for services and the department shall revoke any certificate of registration which may be granted if and when any corporation copartnership or association shall pay or agree to pay an amount in excess of fifteen per centum as herein provided If the department deems the corporation copart-

nership or association an improper one or the purposes of its appeal improper under the provisions of this act it shall refuse to issue a certificate of registration No registration shall be valid for a longer period than one year from its date of issue The Department of [Welfare] Public Instruction before granting a certificate as herein provided may hold such hearings as may be deemed necessary to satisfy itself that the copartnership association or corporation filing a statement is entitled to a certificate of registration in accordance with this act

Section 5 If any statement required by the Department of [Welfare] Public Instruction is not filed the department shall notify the delinquent corporation copartnership or association by mailing a notice to its or his last known address and if the statement be not filed within two weeks after the mailing of such notice the department shall cancel its certificate of registration The department may also cancel any certificate of registration whenever it is satisfied that contributions are used for unworthy purposes or where the copartnership association or corporation holding a certificate of registration engages in practices deemed sufficient in the discretion of the department to refuse a certificate of registration

Section 9 A fee of ten dollars shall be paid to the Department of [Welfare] Public Instruction by every association copartnership or corporation at the time of filing the original statement All fees shall be paid by the department into the State Treasury through the Department of Revenue

Where a certificate of registration has been applied for but the application is thereafter withdrawn or not proceeded with the fee provided by this section paid at the time of filing the statement shall be refunded to the party paying the same and for such purposes any moneys in the General Fund are hereby appropriated but nothing herein contained shall authorize a refund where an application for registration has been refused

Section 2 Section 8 of said act is hereby amended to read as follows

Section 8 The Department of [Welfare] Public Instruction may prescribe a form for all statements and accounts which shall be in such detail as may be prescribed by the department by regulation The department may make rules and regulations necessary for the purpose of carrying out the provisions of this act

Section 3 Clause (3) of subsection (a) of Section 7 and subsection (b) of Section 10 of said act as last amended by the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 474) are hereby further amended to read as follows

Section 7 (a) No person corporation copartnership or association wheresoever situate shall solicit or collect contributions in money or other property for any of the purposes set forth in section one of this act

* * * * *

(3) Unless he or it shall have first registered with the Department of [Welfare] Public Instruction and given to it such information relative to his or its solicitation activity as may be required from time to time by the said department's rules or regulations

Section 10 * * * * *

(b) Any person who or any corporation copartnership copartnership or association which within the period of two (2) years shall commit two (2) or more violations of the provisions of this act or any rules or regulations made under the authority hereof or shall give false or incorrect information to the Department of [Welfare] Public Instruction in filing statements or reports required by this act or by such rules and regulations whether such report or statement is verified or not shall be guilty of a misdemeanor and punishable by a fine of not less than one hundred dollars (\$100) or more than one thousand dollars (\$1000) and in the case of an individual in addition to the said fine may be punishable by imprisonment of not more than one (1) year

Section 4 Section 11 of said act as last amended by the act approved the twenty-second day of May one

thousand nine hundred forty-five (P. L. 844) is hereby further amended to read as follows

Section 11 This act shall not apply to fraternal organizations incorporated under the laws of the Commonwealth religious organizations raising funds for religious purposes colleges schools universities or associations of alumni or alumnae thereof raising funds for fellowships or scholarships federated women's clubs labor unions municipalities or subdivisions thereof nor to charitable institutions or agencies required by the provisions of existing law to file reports with the Department of [Welfare] Public Instruction or with any other department or office of the Commonwealth nor to any war veterans' organization or any subordinate units thereof whenever the purpose for which it is soliciting funds has been approved by the Department of Military Affairs

Section 5 The provisions of this act shall become effective the first day of June one thousand nine hundred fifty-one Provided That all certificates of registration heretofore issued to any individual shall continue to be effective for the balance of the period for which issued and the provisions of the act hereby amended shall remain in force as to such certificates until they expire The amendments made by this act shall not apply in the case of any violation committed prior to the effective date hereof

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. HOLLAND. Mr. President, before this bill is voted on, I would like to call the attention of the Members of the Senate that yesterday at the hearing of the G. I. Schools, the Department of Public Instruction stated that they did not have the facilities to properly police the G. I. Schools because they do not have sufficient employees. I wondered whether if they could not protect the veterans in the G. I. Schools, how they could protect the public in issuing permits for funds for so-called charity institutions.

Mr. President, I am also informed that every department on the Hill turned down this bill; that is, they do not want their department to be in the bill, and as a last resort the Department of Public Instruction was put in I think it is a more serious matter and should be given a little bit more consideration than just passing it from one department to another, and then one department admits, under the G. I. Bill of Rights for schools in Pennsylvania, that they failed miserably in carrying out the policing and investigation of the G. I. schools.

Mr. WALKER. Mr. President, for the information of the gentleman from Allegheny, Senator Holand, there was a recommendation made quite some time ago on the transfer of this particular phase of governmental operation from the Department of Welfare. The first recommendation was made, Senator, to transfer it to the Department of Revenue because of the fact that in these applications there frequently was a fee involved. The Department of Revenue explained that all of this licensing is handled by the Department of Public Instruction.

Now, Mr. President, there are several bureaus in the Department of Public Instruction, and I appreciate his concern over whether or not the Department of Public Instruction will be in a position to handle this new responsibility. It will not go into the same bureau as

that particular bureau which handled the licensing of veterans schools or the G. I. schools. There is no other department involved except the Department of Revenue, which entered into the picture as a preliminary discussion.

The various component heads felt that it would be much better located in Public Instruction than anywhere else, and that is why the change was made. If the gentleman will refer to the bill itself, he will notice that when the bill was originally introduced, the responsibility was placed in Revenue. While the bill was in Committee, it was learned by conferences by the Chairman of that Committee, who is a colleague of ours from Allegheny County, that it would be much more efficiently and effectively manned in Public Instruction, and that is why it was placed there. The Committee felt confident it would be properly administered in that particular department. I assure him it is our sincere hope that it will not fall into the category as suggested by him.

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Freed.	McPherson, Jr.,	Stiefel,
Barr,	Haluska,	Meade,	Taylor,
Barrett,	Hare,	Neff,	Toole,
Kephart,	Berger,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Leader,	Propert,	Walker,
Chapman,	Letzler,	Robinson,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—3

Holland,	Lane,	Rosenfeld,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 219, on third reading, entitled:

An Act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State-Federal Social Security Board and conferring powers and imposing duties upon the Board authorizing the Board to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administration and for the collection and payment of employer and employee contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 277, as follows:

An Act to amend section six hundred eighty of the act approved the tenth day of March one thousand nine hundred forty-nine P. L. 30 entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring new residents and residents becoming of age to notify assessors of such facts and prescribing penalties and providing for public notice of the requirement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six hundred eighty of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30 entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 680 List of Residents for Per Capita Tax Purposes (a) In order that the board of school directors of each school district of the second third or fourth class may assess levy and collect a per capita tax of not less than one dollar nor more than five dollars on each resident or inhabitant over twenty-one years of age in the district it shall be the duty of the proper assessors in each such school district to prepare a list of residents or inhabitants in such school district over twenty-one years of age and return the same with the other taxable property in the district as provided by law In each school district all such lists of residents or inhabitants shall be included and certified in the list of taxable property to be certified to the board of school directors in each such school district as herein provided Assessors whose assessment district includes the whole or parts of more than one school district shall return separate lists of residents and inhabitants of each such school district

(b) Every resident or inhabitant in any school district upon attaining twenty-one years of age and every person twenty-one years of age or over becoming a resident or inhabitant in any school district shall within twelve months after the happening thereof notify the proper assessors of his becoming of age or becoming a resident or inhabitant Any person failing within said period to notify the assessors of the school district within which he resides shall in addition to the tax levied by such school district be liable to such school district in a penal sum equal to such tax

The board of school directors at the same time as they give public notice of a proposed budget include a notice if the requirements of this subsection together with the name and address of the assessor to be notified

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Freed.	McPherson, Jr.,	Stiefel,
Barr,	Haluska,	Meade,	Taylor,
Barrett,	Hare,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Leader,	Propert,	Walker,
Chapman,	Letzler,	Robinson,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—3

Holland, Lane, Rosenfeld,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 452, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bond and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain or such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" is hereby amended by adding immediately following section eleven a new section to read as follows

Section 11.1 Acquisition Of Capital Stock A In the event that the Authority shall own ninety percent or more of all the outstanding capital stock entitled to vote upon liquidation and dissolution and not subject by its terms to be called for redemption of any corporation organized and existing under the laws of this Commonwealth and owning a project the Authority shall have the power to acquire the remainder of such stock by eminent domain as a part of a plan for the liquidation of said corporation

B The right of eminent domain in respect of the remainder of such capital stock shall be exercised by the Authority in the following manner In the event that the Authority has not agreed with an owner of any of said capital stock as to the value thereof the Authority shall file with the court of Common Pleas of the county in which the corporation's principal place of business is located its bond for the benefit of said owner and of any other persons who may be found entitled to receive damages for the taking of said capital stock of which said owner shall be obligee the condition of which bond shall be that the Authority shall pay or cause to be paid to the owner of said stock or to such other persons as may be found entitled to receive damages for the taking of said capital stock such amount as the owner or such other

persons shall be entitled to receive for the taking of such stock after such amount shall have been agreed upon the parties or assessed in the manner provided by paragraph D of this section Said bond shall be accompanied by proof that notice of the proposed filing was mailed by registered mail not less than ten days prior thereto to the owner of said stock at his address as shown by the records of the corporation Upon approval by the Court of the said bond the Authority shall be vested with all the right title and interest in and to said stock and said owner and all other persons shall thereupon cease to have any rights or interest with regard to said stock other than the right to compensation for the taking thereof under the procedure set forth in paragraph D of this section The word "owner" as used in this paragraph B shall mean the person or persons in whose name or names the stock is registered on the books of the corporation

C In the event that the Authority shall have contracted in writing to purchase ninety per cent or more of such outstanding capital stock it shall have the right to obtain the approval of the Court to the bond required by the provisions of paragraph B of this section but the said approval shall not be effective for the purposes of this section unless and until there is also filed with the Prothonotary of the said Court within ten days after said approval a sworn statement by the Chairman of the Board of the Authority duly attested by the Secretary thereof that the Authority has become the owner of ninety percent or more of such capital stock

D If the Authority and the former owner of said stock fail to agree as to the amount which the said former owner is entitled to receive as compensation for the taking of said stock within thirty days after the approval of the bond by the said Court under the provisions of paragraph B of this section or the filing of the required statement under the provisions of paragraph C of this section either party may apply by petition to the said Court for the appointment by the Court of three disinterested persons to appraise the fair value of said stock immediately prior to the acquisition thereof by the Authority without regard to any depreciation or appreciation thereof in consequence of such acquisition The appraisers or a majority thereof shall file their award which shall include the costs of such appraisal with the Court and shall mail a copy thereof to each party with the date of filing stated thereon When said award is filed with the Court the Prothonotary thereof shall mark the same "confirmed nisi" and in case no exceptions are filed thereto within ten days he shall enter a decree (as of course) that said award is confirmed absolutely If exceptions to the award are filed by either party before the award is so confirmed the Court shall hear the same and shall have power to confirm modify change or otherwise correct the award or refer the same back to the same or new appraisers with like power as to their award Within thirty days after the final confirmation modification changing or correcting of said award either party may appeal from said decree to the Superior Court or the Supreme Court as the case may be

Section 2 The provisions of this act shall become effective immediately upon enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Probert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Ruth,	Watkins,
Crowe,	Letzler,	Scarlett,	Watson,

Dent,
Diehm,
DiSilvestro,
Freed,

Mallery,
McCreesh,
McGinnis,
McMenamin,

Silvert,
Snowden,
Stevenson,

Wolfe,
Wood,
Yosko,

NAYS—4

Fleming, Mahany, Pechan, Rosenfeld,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 477, as follows:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties salary and method of filling vacancies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after subdivision (c) a new subdivision to read as follows

(c.1) Technical Personnel

Section 1061 Number of Technical Personnel Qualifications Appointment

(a) In addition to the assistant county superintendents and supervisors of special education herein provided for there may be appointed the number of technical personnel as is authorized by the county convention of school directors in the same manner as is provided in section one thousand fifty-three of the act to which this act is an amendment for the appointment of assistant county superintendents no additional technical personnel shall be appointed unless the secretaries of all districts under the supervision of the county superintendent shall have been notified in writing forty (40) days prior to the convention of school directors that action will be considered to provide such technical personnel

(b) Any person who is certified by the Department of Public Instruction in accordance with standards prescribed by the State Council of Education shall be eligible for appointment as a technical employee

(c) Such technical personnel shall be appointed by a majority vote of the county board of school directors or in the case of technical personnel employed by more than one county by a majority vote of the members of the several county boards of the counties served on the nomination of the county superintendent or county superintendents to serve for period to be determined by the County Convention of School Directors not to exceed the end of the county superintendent's term of office

Section 1062 Salaries Duties

(a) Technical personnel shall be paid an annual salary to be determined by the County Convention of School Directors Said salaries shall be paid by the Commonwealth out of the school appropriations apportioned to the school districts under the supervision of the county superintendent and to the school districts not under his jurisdiction but contracting with the county board of school directors for such services before the same is distributed

(b) It shall be the duty of technical personnel to assist the county superintendent of schools and the boards of

school directors served by them in such manner as the county superintendent may direct

Section 1063 Vacancies substitutes

Any vacancies occurring in the position of technical personnel shall be filled by the county superintendent and county board of school directors in like manner as at the beginning of a term Any substitute required as the result of the granting of any leave of absence to any technical personnel shall be chosen by the county board of school directors on nomination by the county superintendent

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,
Barr,
Barrett,
Berger,
Blass,
Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,

Haluska,
Hare,
Holland,
Kephart,
Kessler,
Lane,
Leader,
Letzler,
Mahany,
Mallery,
DiSilvestro,
McGinnis,
McMenamin,

McPherson, Jr.,
Meade,
Neff,
Pechan,
Peelor,
Probert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,
Stevenson,
Stiefel,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 499, as follows:

An Act to further amend section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled "An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take anything of value for obtaining the same and prescribing penalties for violations of this act" by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled "An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take anything of value for obtaining the same and prescribing penalties for violations of this act" as last amended by the act approved the twelfth day of June one thousand nine hundred thirty-nine (P. L. 330) is hereby further amended to read as follows

Section 11 The State Treasurer on the [first] last business day of [June September December and March]

May August November and February shall render a statement of account to the Auditor General giving in detail the different sums which go to make up the grand total of the amount on that day in the State Treasury including moneys appropriated to the sinking fund Such statement shall include the names of banks banking institutions or trust companies with whom the public funds are deposited with the various amounts of such deposits and shall be verified by oath or affirmation of the State Treasurer and recorded in a book kept for that purpose in the Auditor General's office and such record shall be open for the inspection of the Governor heads of departments members of the Legislature or any citizen of the State desiring to inspect the same and shall be correctly published in not more than six newspapers one of which shall be published at Harrisburg to be selected by the Auditor General for general information payment of publication to be made from moneys in the State Treasury appropriated for this purpose

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
Disilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 534, on third reading, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission to beginners.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 577, as follows:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the security required for deposits of State moneys and permit the designation of additional banks or trust companies as active depositories The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof of every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the sixth day of June one thousand nine hundred thirty-nine (P. L. 261) is hereby further amended to read as follows

Section 505 State Depositories The Board of Finance and Revenue shall have the power and its duty shall be

(a) To select and designate as depositories for the State moneys banks banking institutions or trust companies which are subject to national or State supervision and each of which

1 Has made written application to the State Treasurer for a deposit of State moneys designating the amount of deposit solicited and accompanying its application by a written statement showing the amount of its capital actually paid in the amount of its surplus the number of its stockholders and whether its stock is well distributed or largely held by a few individuals and the length of time that said institution has been engaged in business

under its charter Each such statement shall be verified by the oath or affirmation of the president cashier or trust officer as the case may be and the State Treasurer shall present the same to the board for its consideration within thirty days after the receipt thereof

2 Shall upon the receipt of notice of its selection as a depository of State moneys furnish a bond to secure payment of deposits and interests to the Commonwealth of Pennsylvania with a proper warrant of attorney to confess judgment in favor of the Commonwealth secured by a surety company or individual sureties to be approved by the board in the amount of the deposit to be made If a corporate bond be given no one surety company shall be approved in an aggregate amount in excess of five times its capital surplus and reserve and whenever individual sureties are presented for approval they shall qualify in an aggregate over and above their individual liabilities to three times the amount of the deposit No one person may qualify for more than one-fourth of the total amount of the bond required Provided That when any deposit of State moneys is insured with the Federal Deposit Insurance Commissioner or any other corporation hereafter organized by the United States for the purpose of insuring deposits such depository shall not be required to furnish bond or security to cover the amount of such deposit so insured And provided further That in lieu of the surety bonds of surety companies or of individuals as aforesaid the deposit of State moneys may be secured by the deposit with the State Treasurer or with the Federal Reserve Bank of Philadelphia or Pittsburgh subject to such regulations as may be prescribed by the Board of Finance and Revenue or the State Treasurer or both as the case may be of bonds or notes of the United States or bonds or notes which the United States fully guarantees both as to principal and interest bonds of the Delaware River Joint Commissions bonds of the Pennsylvania Turnpike Commission bonds of the [General State Authority of Pennsylvania] State Public School Building Authority bonds of The General State Authority bonds of the State Highway and Bridge Authority bonds or tax anticipation notes of this Commonwealth or of any municipal subdivision institution district or school district or county thereof to be approved by the board in an amount measured by their actual market value equal to the amount of deposit so secured and twenty per centum in addition thereto Said bonds shall be accompanied by proper assignment or power of attorney to transfer the same and said trust deposit of securities shall be maintained on request at the amount aforesaid in case of any depreciation in the value thereof Provided That no bonds or other security shall be required of State depositories for State deposits to the extent that such State deposits are insured under the provisions of Section 12 B of the Federal Reserve Act approved the twenty-third day of December one thousand nine hundred and thirteen its amendments and supplements

3 Shall agree to pay interest upon all State deposits at the rate to be fixed every six months by the Board of Finance and Revenue having due regard to the then prevailing money market Provided That such agreement is not in conflict with law or any regulation of the Comptroller of the Currency or of the Federal Reserve Board of the United States The said board may fix different rates of interest for active and inactive depositories not in conflict with law or any regulation of the Comptroller of the Currency or of the Federal Reserve Board of the United States and may adopt and promulgate rules governing the time when interest shall begin to run on deposits of uncollected items The board shall fix the specific day on which any change in interest rate shall become effective and shall notify in writing every depository of such change and the effective date thereof Pending action by the board the interest rates heretofore fixed by law shall remain in force All collections shall be made for the Commonwealth without cost or compensation

(b) To select as depositories for State funds private banking institutions located and doing business in this Commonwealth if such private banking institutions shall

file a statement in writing with the board and the Department of Banking agreeing that they will subject themselves to the same supervision in all respects including an examination by the bank examiners of the Department of Banking at any time as banks banking institutions or trust companies which are depositories of State funds and if and after compliance with the conditions required of any other depository

(c) To designate two banks or trust companies in Dauphin County two banks or trust companies in Allegheny County two banks or trust companies in Philadelphia County and thirteen banks or trust companies in any part of the Commonwealth to be known as active depositories in which shall be deposited a sufficient amount of the daily receipts of the State Treasury to transact the current business of the Commonwealth The board may designate [two] four other banks or trust companies located anywhere in the Commonwealth to be known as active depositories and to be used for the purpose above mentioned

(d) To see that no bank banking institution or trust company except those designated as active depositories shall receive a deposit of State moneys in excess of twenty-five per centum of its paid-in capital and surplus or have at any one time an aggregate of deposits in excess of five hundred thousand dollars Provided however That in the case of any particular depository these limitations may be waived by the Board of Finance and Revenue so as to permit the State Treasurer to deposit State moneys not in excess of one million dollars in any bank banking institution or trust company designated as an inactive depository

(e) To see that the combined deposits in the active depositories shall not exceed at any time such total sum as it shall by resolution have prescribed

(f) In case it is of the opinion that the credit of any depository is impaired the safety of the State deposits imperiled or for any other cause whatsoever to require the State Treasurer to reduce change or wholly withdraw within thirty days any deposit or deposits held by any such depository of State moneys

(g) Whenever it is considering applications for State deposits to invite the Secretary of Banking to sit with and advise the board The secretary shall however not vote on any question coming before the board

Section 2 This act shall become immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 589, on third reading, entitled:

An Act to amend Section 1.1 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or nontidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on inland waters and changing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 605, on third reading, entitled:

An Act to amend subsection (e) of Section 410 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the importation purchase and sale of alcohol.

be placed on the third reading postponed calendar.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 614, as follows:

An Act to amend section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for qualifications of certain principals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1109 Qualifications Every teacher employed to teach in the public schools of this Commonwealth must

be a person of good moral character must be at least eighteen years of age and must be a citizen of the United States Provided That citizenship may be waived in the case of exchange teachers not permanently employed and teachers employed for the purpose of teaching foreign languages

Every principal appointed after August thirty-first one thousand nine hundred fifty-three employed in the public schools of this Commonwealth who devotes one-half or more of his time to supervision and administration shall be properly certificated by the Department of Public Instruction in accordance with such standards as the State Council of Education may establish

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Proper,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silver,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 678, as follows:

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth of the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and others assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" is hereby amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of rustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as amended by the act approved the sixteenth day of July one thousand nine hundred thirty-five (P. L. 1052) is hereby further amended by adding to Section 1803 subsection (h) to read as follows

Section 1803 Forests Powers The Department of Forests and Waters shall have the power

(h) To give to public utility companies duly incorporated under the laws of this Commonwealth the privilege to construct maintain and operate their lines over along and upon public highways now laid out and in actual use which lie within or border on any State forests and to grant right of access by such companies to or through State forest lands in order to bring public utilities to camps and cottages in State forest lands and in other homes and farms adjacent to State forest lands where such rights of way do not mar the scenic beauty of the State forests and further that such rights of way shall be laid out so there shall be no destruction of ornamental historical or other desirable trees or tree groups Further no right of way shall be granted if the distance is considered by the State Forest Commission to be excessive or the destruction too great in consideration of the service to be rendered

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 721, as follows:

An Act to further amend clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 801) is hereby further amended to read as follows

Section 285 Fish License Fund Established

(c) The purchase of any item costing up to twenty-five dollars (\$25) may be made without obtaining competitive bids the purchase of any item costing over twenty-five dollars (\$25) but less than one hundred dollars (\$100) shall be made only upon obtaining at least two competitive bids items costing over one hundred dollars (\$100) shall be made through the Department of Property and Supplies as purchasing agency of such furniture furnishings stationery supplies materials equipment fuel motor vehicles and printing and binding as may be necessary in the conduct of the work of the board and the payment of premiums on surety bonds for such officers or employees of the board as may be required to furnish them policies of Workmen's Compensation Insurance and policies of liability insurance covering the aforesaid motor vehicles and persons operating same which bonds or insurance policies shall have been contracted for by the Department of Property and Supplies as agent of the board

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 863, as follows:

An Act to further amend Sections 113 and 133 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 113 and 133 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as amended by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1153) are hereby further amended to read as follows

Section 113 Fishing Devices for Game-fish It shall be unlawful to catch or fish for any game-fish or any sunfish or any white or yellow perch in any part of the Delaware River above Trenton Falls with any device or by any means or method whatsoever excepting with rods and lines or handlines commonly called dipsey or throw-lines each having not more than three hooks or with trolling lines with spoon or artificial bait having not more than [one burr of three single hooks attached] three burrs each of which shall have not more than three hooks or points The number of rods and lines or the number of trolling lines not to exceed two of one or the other device named Any person violating any provisions of this section shall on conviction thereof in the manner provided by chapter fourteen of this act be subject to a fine of twenty dollars

Section 133 Fishing Devices for Game-fish It shall be unlawful to catch or fish any game-fish or any sunfish or any white or yellow perch in any part of the Delaware River below Trenton Falls with any device or by any means or methods whatsoever excepting with rods and lines or hand-lines commonly called dipsey or throw lines each having not more than three hooks or with trolling lines with spoon or artificial bait having not more than [one burr or three single hooks attached] three burrs each of which shall have not more than three hooks or points the number of rods and lines or the number of trolling lines not to exceed two of one or the other device named Any person violating any provisions of this section shall on conviction thereof in the manner provided by chapter fourteen of this act be subject to a fine of twenty dollars

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 947, as follows:

An Act to amend Sections 1704 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for voting by boards of school directors establishing and maintaining joint schools or departments methods of adopting budgets and employing teachers and for voting by joint school committees and the effect of failure to comply

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1704 and 1705 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 1704 Joint Authority of Boards Title to Property The affairs of joint schools or departments shall be supervised and directed (1) jointly by the several boards of school directors establishing and maintaining such joint schools or departments or (2) by a joint school committee as provided in section one thousand seven hundred seven of this act when there is no joint school committee The several boards of school directors are hereby authorized to meet jointly and exercise the same power and authority over the same as the several boards exercise over the schools in their respective districts Whatever matter is required by law to be decided by a vote of the majority of all the directors of a school district shall in a joint school or department [also] be required to be decided by a [majority] vote of two-thirds of all the [directors in each district] constituent boards comprising said joint operation The vote of any constituent board shall be determined by a majority vote of all the school directors comprising such constituent board in addition thereto the matter shall have been voted for by a majority of all the school directors of all of the constituent boards The title to any real estate acquired for the purpose of establishing any such joint school or department shall be held in the name of one or more of the districts establishing the same as they may agree

Section 1705 [Teachers] Treasurer Budget The several boards of school directors of the school districts establishing such joint school or department shall meet in joint session at least once a year for the purpose of [employing the necessary teacher or teachers for such joint school or department and fixing their salaries] adopting the annual school budget At such joint session they shall elect from the treasurers of their respective districts one who shall act as the treasurer of such joint school or department to whom shall be paid by the several districts establishing such joint school or department the amount agreed upon to be contributed by each district for the support of such joint school or department The shall fix the salary of the treasurer of such joint school or department annually at an amount not exceeding two per centum of the funds passing through his hands

Section 2 Section 1707 of said act as last amended by the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 437) is hereby further amended to read as follows

Section 1707 Joint School Committee The boards of school directors establishing any joint school or depart-

ment may supervise and direct its affairs jointly in the same manner as the affairs of individuals [and] school districts are managed or they may agree that the affairs of such joint school or department may be managed by a joint school committee within the limits of the budget adopted by the joint board. Where such management is delegated to a joint school committee every school board establishing joint schools or departments shall at the annual meeting select one or more of its members who with the members chosen in like manner in the other districts shall constitute the joint school committee. This committee shall have all the powers and duties and be subject to all the liabilities with reference to the supervision maintenance and regulation of such joint schools or departments as are now conferred or imposed by law upon school boards generally. The affirmative vote of a majority of all the members of this committee duly recorded showing how each member voted shall be required in order to take action upon those subjects enumerated in section five hundred eight of this act. Failure to comply with the provisions of this act shall render void and unenforceable the acts of the joint school committee with reference thereto. The joint board and the joint school committee if authorized shall organize annually by electing a president and secretary and the expenses of maintaining the joint school or department shall be paid by warrant drawn on the joint board treasurer by the president and secretary of the joint board or the joint school committee.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 972, on third reading, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative

departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1043, as follows:

An Act to further amend section 1026 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by limiting the eligibility of candidates for county superintendent of schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1026 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 983) is hereby further amended to read as follows

Section 1026 Candidates' Proof of Eligibility No votes for a candidate for county superintendent at any such convention shall be counted unless said candidate has at least thirty (30) days before such election filed with the secretary of the county board of school directors notice of his intention to be a candidate for election to the office of county superintendent and has also filed a county or district [or assistant county or district] superintendent's commission which has been issued within the previous six years or an assistant county or district superintendent's commission which had been issued prior to the first day of July 1951 by the Superintendent of Public Instruction or such other evidence of eligibility as is required by this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Watkins,
Dent,	Mahany,	Rosenfeld,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Freed,	McGinnis,	Silvert,	Yosko,

NAYS—2

Fleming,

Walker,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1226, as follows:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any corporation or any two corporations now formed or organized under the provisions of the ninth paragraph of section two of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (P. L. 73) entitled "An act to provide for the incorporation and regulation of certain corporations" namely "The maintenance of a society for beneficial or protective purposes to its members from funds collected therein" except fraternal benevolent charitable or secret societies issuing beneficial certificates and paying benefits to their membership through the lodge system and insurance or relief associations formed by or for the exclusive benefit of employees of corporations or firms or formed by or for the exclusive benefit of members of any religious corporation or association may be reincorporated or merged and reincorporated as the case may be as a life insurance company of the class known as limited life insurance companies for the purpose of making insurance either upon the stock or mutual principle upon the health of individuals and against personal injury or disablement and against death resulting from natural or accidental causes including endowment insurance in such amounts and upon such conditions as is now or hereafter may be provided by law in the case of limited life insurance companies Provided however That any such corporation or any two such corporations may not reincorporate or merge and reincorporate as a limited life insurance company under this act unless such corporation or corporations are operating in compliance with the requirements of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1643) entitled "An act relating to certain existing beneficial societies conferring certain rights powers and duties upon them their officers and members authorizing the payment of benefits by them in the event of sickness accident disability or death regulating such societies and corporations and limiting the amount for which they may issue membership certificates or policies providing for reserves imposing penalties and repealing certain existing laws and parts of law"

Section 2 Any such corporation or any two such corporations desiring to reincorporate or to merge and reincorporate as the case may be under the provisions of this act shall proceed in the following manner A meeting of such corporation or of each such corporation shall be held and if a majority of the members of such corporation or corporations shall vote or authorize a vote in favor of the reincorporation or merger and reincorporation a resolution or resolutions to that effect shall be adopted and upon the recording of such resolution or resolutions in the office for the recording of deeds in the county where such corporation or each such corporation has its principal office the directors of such corporation or the respective directors of such two corporations acting jointly as the case

may make articles of association as provided by law for the incorporation of insurance companies upon which articles shall be had the same proceedings as provided by law for the incorporation of new insurance companies and upon the approval of said articles such corporation or corporations shall become a corporation under this act and all the estate and property real and personal rights of action liabilities and obligations of such former corporation or corporations shall be deemed and taken to be transferred to and vested in or attached to the corporation formed under this act without further act or deed

As soon as the entire amount of the authorized capital of a stock insurance company incorporated under this act has been paid in certificates shall be issued therefor to the persons entitled to receive the same which certificates shall be transferable upon the books of the company and the president or secretary of the company shall notify the Insurance Commissioner that the entire capital of the company has been paid in and that it is ready to commence business Upon receipt of such notice the Insurance Commissioner shall in person or by deputy or examiners examine the company and in case he finds that it has complied with the provisions of this act and is possessed of funds equal to the amount of its capital he shall issue to said company a certificate showing that it has been organized in accordance with the provisions of this act and that it has the requisite amount of capital for the transaction of business in the Commonwealth which certificate shall empower the company to issue policies and otherwise transact the business of insurance for which it was incorporated

In the case of a mutual life insurance company incorporated under this act upon the receipt of a notice from the president or secretary of such company the Insurance Commissioner shall make an examination and if he finds that it has the necessary amount of insurance in force and that the guarantee capital has been paid in he shall issue a certificate authorizing the company to commence business

The Insurance Commissioner may also conduct such examination of any proposed company as may be deemed necessary to determine whether the responsibility character and general fitness for the business of the incorporators and directors named in the articles are such as to command the confidence of the public and to warrant the belief that the business of the proposed company will be honestly and efficiently conducted in accordance with the intent and purpose of this act

Until such time as the Insurance Commissioner shall issue a certificate authorizing companies to commence business under this act said companies shall have the same powers to transact the business of insurance as were possessed by said companies prior to their reincorporation under this act

Any corporation formed under this act shall be authorized to transact the business of insurance in the same manner and upon the same conditions as insurance companies are by law authorized to do in so far as not inconsistent with the provisions of law relating to limited life insurance companies

Section 3 Any corporation formed under the provisions of this act shall place reserves on the life portion contained in all policies issued based upon a standard table of mortality with interest at a rate of not more than three and one-half per cent (3½%) as approved by the Insurance Department of the Commonwealth and reserves shall be carried on the disability feature of fifty per centum of the actual weekly monthly or annual premiums in force and reserves shall be charged on all definite and outstanding incurred claims

Section 4 Capital stock of a stock company formed under this act shall not be less than twenty-five thousand dollars and shall be divided into shares of not less than ten dollars each payment of which shall be made in lawful money ten per centum on each share at the time of subscribing and the balance at such times as the company may direct not exceeding one year from the time of subscription and the company may provide such rules with

regard to forfeiture of partial payments on subscriptions as they may deem advisable which shall be binding upon the subscribers provided they are made known at the time of subscription Each such company shall in addition thereto have a surplus paid in at least equal to the amount of the capital stock

Section 5 The annual meeting for election of directors of any company formed under this act shall be held at such time on or before the first day of May as the by-laws of the company may direct and such notice of the time and place of meeting shall be given to the stockholders or members as may be provided in the by-laws and at such annual meeting the stockholders or members shall elect by ballot not less than five nor more than thirteen directors to serve for one year and until their successors are duly chosen Provided That at any annual meeting of the stockholders or members it may and shall be lawful to divide the directors which are to be chosen into two three or four classes and to elect the first class to serve for the term of one year and the second third and fourth to serve two three and four years respectively and at all ensuing elections of said company the stockholders or members shall only elect the number of directors necessary to take the place of those whose terms of office shall then expire and such directors shall be elected as hereinbefore provided and in case A vacancy or vacancies shall happen in the number of said directors the board of directors shall choose and elect a proper person or proper persons to fill such vacancy or vacancies during the remainder of the term or terms for which the person or persons in whose place or places such vacancy or vacancies shall have happened shall have been elected

Section 6 Any mutual company formed under this act shall be authorized to do the business of insurance when it shall have insurance in force against death amounting to not less than two hundred fifty thousand dollars upon at least two thousand persons Provided That no such company shall be authorized to do the business of insurance until it shall have a guarantee capital of at least twenty-five thousand dollars and a surplus of at least twenty-five thousand dollars and until it shall have deposited with the Insurance Commissioner the sum of twenty-five thousand dollars in cash or approved securities which sum the Insurance Commissioner is hereby authorized and empowered to receive and it shall be his duty to hold the same for the benefit of the members of such corporation and its creditors preference being given thereto in the following order to wit first claims under policies second salaries of employees third general creditors

Section 7 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreech,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

SECOND READING CALENDAR

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 41, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PECHAN offered the following amendments:

Amend Section 1, page 3, line 4, by striking out the words "to the credit of the annuity savings account;" Amend Section 1, page 3, line 10, by inserting after the words "States" the following "together with a like additional amount as the equivalent of the employer contributions on account of such service."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 41, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 165, on second reading, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds

be placed on the Second Reading Postponed Calendar.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 205, on second reading, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 238, on second reading, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make arrests without warrants under certain circumstances.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 319, on second reading, entitled:

An Act to further amend Section 1 of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation of taxable shares of stock in any investment company

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 505, entitled:

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers

and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing the leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 506, entitled:

An Act to amend Section 2511.1 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing the annual payments by the Commonwealth to school districts erecting or sharing in the erection of buildings or providing educational facilities under the State Public Building Authority Act and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendments:

Amend Sec. 1 (Sec. 701), page 3, line 9, by inserting a bracket before the word "provided;" Amend Sec. 1 (Sec. 701), page 3, line 11, by inserting a bracket after the word "charge"

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. CROWE. Mr. President, I ask unanimous consent that House Bill No. 535, on second reading, go over in its order as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 602, on second reading, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the issuance of liquor licenses changing license fees of clubs and the hours certain licensees may sell and further providing for transfers of certain liquor licenses

be recommitted to the Committee on Law and Order.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 651, on second reading, entitled:

An Act to amend clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation allowable to attorneys employed by school directors in certain counties go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 703, on second reading, entitled:

An Act to amend subsection three of Section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 730, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of Resident hunters' licenses for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WOLFE offered the following amendments:

Amend Section 1. In line 9, page 3, by inserting the words "and tags" after the word "licenses"; In line 12, page 3, by inserting the words "and tags" after the word "licenses"; In line 15, page 3, by inserting the words "and tags" after the word "licenses"; In line 18, page 3, by inserting the words "and tags" after the word "licenses"; In line 1, page 4, by inserting the words "and tags" after the word "licenses"; In line 7, page 4, by inserting the words "and tags" after the word "licenses"; In line 12, page 4, by inserting the words "and tags" after the word "licenses"; In line 13, page 4, by inserting the words "and tags" after the word "licenses"; In line 18, page 4, by substituting the letters "censes" for the letters "censees"; In line 5, page 6, by inserting the words "and tags" after the letters "censes"; In line 8, page 6, by inserting the words "and tag" after the word "licenses".

They were agreed to.

The section was agreed to as amended.

The second and third sections were read and agreed to. The title was read.

On the question,

Will the Senate agree to the title?

Mr. WOLFE offered the following amendment:

Amend the Title In line 7, page 1, by inserting the words "and tags" after the word "licenses".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WOLFE. Mr. President, I ask unanimous consent that House Bill No. 730, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1112, entitled:

An Act to amend the title of and the act approved the twenty-eighth day of April 1887 (P. L. 63) entitled "An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon" by correcting the name of said institution and of the governing board thereof and changing the age limit of persons who may be committed to and detained therein

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 488 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 488 from the Second Reading Postponed Calendar at this time.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 488, on second reading, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating the State Board of Psychological Examiners and defining its powers and duties

be recommitted to the Committee on Education.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

SENATE BILL No. 489 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 489 from the Second Reading Postponed Calendar at this time.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 489, on second reading, entitled:

An Act relating to the practice of psychology defining and providing for the licensing and registration of psychologists and psychological technicians and for the revocation and suspension of such licenses and registration subject to appeal and for their reinstatement defining the powers and duties of the State Board of Psychological Examiners and the Department of Public Instruction and prescribing penalties

be recommitted to the Committee on Education.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

REPORT FROM COMMITTEE

Mr. PECHAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PECHAN, from the Committee on State Government, reported as committed, Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 54, entitled:

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 77, entitled:

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the organization hours of service vacations and sick leaves of firemen

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 188, entitled:

An Act to amend Section 1 of the fourth paragraph of Section 2 of the act approved the twelfth day of July one thousand nine hundred thirteen (P. L. 711) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" by increasing the number of judges of the Municipal Court of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 206, entitled:

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to the township lists of water meter readings flat-rate water bills and other data for the purpose of determining sewer and drainage rates and providing reimbursement for their expenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 213, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by adding a presumption of relationship to employment of diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 252, entitled:

An Act to amend Section 605 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county intitution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by requiring the recorder's record of conveyances to contain complete post office addresses of grantees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to

private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 346, entitled:

An Act to provide for an additional law judge of the court of common pleas in the thirty-fifth judicial district.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 433, entitled:

An Act to further amend sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the limits of certain employe contributions and retirement allowances under the employes' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 499, entitled:

An Act to add Section 15.1 to the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by providing for optional minimum retirement allowances under certain conditions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 586, entitled:

An Act relating to the administration without the appointment of a guardian, of estates valued at one thousand dollars or less, of weak minded persons, drug addicts, and inebriates; and providing a procedure therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act, approved the thirteenth day of May, one thousand nine hundred twenty-seven (P. L. 984), entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others, and to make uniform the law relating thereto," by authorizing the conveyance of his or her interest by one tenant, by the entireties alone to the other and validating such conveyance heretofore made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 654, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by providing for the collection and distribution of said taxes by the bureau; further regulating the sale of properties turned over to the bureau by county commissioners and taxing districts, and of properties purchased at tax sales by county commissioners under the provisions of said act; imposing certain costs upon the taxing districts, and further providing for the execution of deeds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 655, entitled:

An Act to amend the title and act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by further regulating the assessment and valuation of real property for local taxation purposes; further defining the duties of assessors and chief assessors; changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll, notice of appeal and hearings on appeals; pre-

scribing duties of and fees to be collected by municipal officers who issue building permits; imposing duties on taxables, making improvements on land and grantees of land; and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 666, entitled:

An Act to further amend clause (a) of Section 503 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government, providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by clarifying the provisions relating to the jurisdiction and duty of the Board of Finance and Revenue to hear and determine certain petitions for refund; by clarifying the provisions relating to the time for filing of certain petitions for refunds and eliminating obsolete provisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 684, entitled:

An Act to further amend Section 7 of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organizations of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters equipment and supplies; authorizing the employment of the necessary clerks and other employees, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employees; requiring county officers and boards to furnish information to said commission concerning taxable resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," by further regulating the selection of jurors in counties of the second class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 692, entitled:

An Act to amend Section 1 of the act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 837), entitled, as amended "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by further defining the word "veteran" to include all persons who served in the armed forces since the twentieth day of June, one thousand nine hundred fifty and who are honorably discharged therefrom.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 694, entitled:

An Act authorizing cities, boroughs, towns, and townships to accumulate over a period of more than one year monies required to match State grants; and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 703, entitled:

An Act authorizing the capture and destruction of birds in cities of the first class in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 711, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans, as provided by the "World War II Veterans' Compensation Act of 1947."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 711, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a reg-

istration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for hours of registration and removing certain obsolete provisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 712, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 757, entitled:

An Act to add Article XVII.I to the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities of the second class," by providing for the establishment of a traffic court in cities of the second class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 866, entitled:

An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by increasing the allowance for expenses of township officers at annual meeting of the State association

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 940, entitled:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 944, entitled:

An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" by increasing the fees in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 960, entitled:

An Act to amend Section 8 of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas and orphans' courts courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their powers and duties and when such reports shall be evidence of the facts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation" approved May fifteenth one thousand eight hundred and seventy-four repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May eighth one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties in this State' approved June tenth one thousand eight hundred and eighty-one" approved the twenty-fourth day of May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" by increasing the compensation of official stenographers for copies of stenographic notes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1101, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell at public sale and convey a certain tract of land situate in the City of Allentown County of Lehigh and providing for the disposition of the proceeds of the purchase moneys.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, June 6, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:59 o'clock, p. m., Eastern Standard Time, until Wednesday, June 6, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, June 5, 1951

The House met at 12:00 noon EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Reverend Michael Pasto, guest Chaplain, rector of St. Donato's Church, Philadelphia, guest of the lady from Philadelphia, Mrs. Varallo, offered the following prayer:

Let us pray O gracious Lord grant good health and strength to these Thy sons, our Governor and the Representatives to fulfill their burdensome duties. Send them O Lord, Thy wisdom, illuminate their minds with the Holy Spirit, that they may establish fruitful laws for the benefit of the citizens of this State.

Grant unto them strength to achieve perfection in the process of government, that they may serve as an example to all states of the world. Give them light, that they may easily distinguish truth from falsehood, good from evil, and that they may not succumb to the imaginary promises of atheistic communism whose aim is the blackest slavery.

On this day we also ask that Thou grant eternal rest to a distinguished son of this State: His Eminence Dennis Cardinal Dougherty, Archbishop of Philadelphia.

In the name of the Father and of the Son and of the Holy Ghost. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, June 4, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. FIRMSTONE.

HOUSE BILL No. 1382.

An Act to amend clause (c) of Section 204 of the act approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853) entitled, "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assess-

ment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by further providing for the exemption from taxation of certain charitable, benevolent, and educational institutions.

Referred to the Committee on Counties.

By Mr. FIRMSTONE. HOUSE BILL No. 1383.

An Act to amend clause (3) of subsection (a) of Section 202 of the act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employes; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by further providing for the exemption from taxation of certain charitable, benevolent and educational institutions.

Referred to the Committee on Counties.

By Mr. CLAPPER. HOUSE BILL No. 1384.

An Act to repeal the act approved the thirteenth day of April, one thousand eight hundred sixty-eight, (P. L. 1017), entitled "An act to provide for the collection of state, county, poor and military taxes in the county of Bedford," so far as it relates to Bedford County.

Referred to the Committee on Counties.

By Mr. GLEASON (By Request).
HOUSE BILL No. 1385.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for cleaning and repairing the Rothermel painting of the Battle of Gettysburg.

Referred to the Committee on Appropriations.

By Mr. REAGAN (By Request).
HOUSE BILL No. 1386.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring teachers to successfully complete three college credits of study pertaining to education during each successive period of three years; and providing for termination of contract and annulment of certificate for failure to do so.

Referred to the Committee on Education.

By Mr. WOOD. HOUSE BILL No. 1387.

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Com-

monwealth to pay a part of the compensation payable for certain occupational diseases.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1388.

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any way or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1389.

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1390.

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1391.

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1392.

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1393.

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1394.

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1395.

An Act making an appropriation to aid certain school districts.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1396.

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Referred to the Committee on Appropriations.

By Mr. SMITH. HOUSE BILL No. 1397.

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

Referred to the Committee on Appropriations.

By Messrs. LOVETT and WACHHAUS.
HOUSE BILL No. 1398.

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teacher Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by adding to the Department of Labor and Industry an Advisory Council on Affairs of the Handicapped and providing for its organization, powers and duties.

Referred to the Committee on State Government.

By Mr. PENGLASE. HOUSE BILL No. 1399.

An Act to provide for better protection of life and property by the examination and licensing by the Department of Labor and Industry of engineers having charge of and the operation thereof, stationary steam boilers, pressure vessels, steam and hydraulic pipe lines, hydraulic machinery, steam engines, turbines, refrigeration machinery, and such power hoisting and protable machinery irrespective of the motive power as shall be used in all construction work, and all necessary appurtenances used in all equipment designated in this act; providing for the creation of new positions and for the appointment of persons to fill same, providing salaries for the new positions, providing for the collection of fees, making it a misdemeanor to operate or cause to be operated the equipment designated in this act without a license; and providing penalties.

Referred to the Committee on Professional Licensure.

By Mr. LEVEN. HOUSE BILL No. 1400.

An Act providing that money deposited for the security of the performance of lease agreements relating to real estate shall be deemed trust funds and when in certain amounts shall be invested in United States Bonds.

Referred to the Committee on Judiciary.

By Mr. VAN SANT. HOUSE BILL No. 1401.

An Act to further amend subsection (a) of Section 722 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon pay-

ment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeiture, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including the Civil Air Patrol among the organizations exempt from payment of fees for vehicles used by such organization.

Referred to the Committee on Motor Vehicles.

By Messrs. WILBUR H. HAMILTON and DALRYMPLE.
HOUSE BILL No. 1402.

An Act providing for appeals to the court of common pleas from the decisions, rulings and findings of Civil Service Boards and Commissions in cities.

Referred to the Committee on Judiciary.

By Messrs. READINGER and DALRYMPLE.
HOUSE BILL No. 1403.

An Act to further amend the title and Section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen and firemen by cities, boroughs, towns, and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by extending the provisions thereof to the members of the Pennsylvania State Police.

Referred to the Committee on State Government.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 211.

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms.

Referred to the Committee on Judiciary.

SENATE BILL No. 418.

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers

authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting corporations to borrow money acquire and dispose of real estate and make alter amend and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon permitting a change of registered officer pursuant to action of directors permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties of agents providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes providing that foreign corporations which shall have done business in Pennsylvania without procuring a certificate of authority to do so shall be conclusively presumed to have appointed the Secretary of the Commonwealth their agent to accept service of process in cases arising out of acts of omissions of such corporation in the Commonwealth and specifying the duties of the Secretary upon receipt of such process.

Referred to the Committee on Judiciary.

SENATE BILL No. 494.

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing a system for the nomination of candidates to fill certain vacancies in public offices occurring under conditions for which said election code does not prescribe machinery.

Referred to the Committee on Elections and Apportionment.

SENATE BILL No. 604.

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth outlining the procedure and defining the rights of dissenting certificate holders.

Referred to the Committee on Insurance.

SENATE BILL No. 613.

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

Referred to the Committee on State Government.

SENATE BILL No. 636.

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thou-

sand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies

Referred to the Committee on Judiciary.

SENATE BILL No. 638.

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation providing for payment of certain fees taxes and bonus and defining the rights powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

Referred to the Committee on Judiciary.

SENATE BILL No. 672.

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

Referred to the Committee on State Government.

RESOLUTION INTRODUCED AND REFERRED

By Mr. ANDREWS.

RESOLUTION No. 51.

In the House of Representatives, June 4, 1951.

Resolved, That the Budget Office be directed, and is hereby directed, to furnish to this House, not later than June 18, 1951, a statement showing:

First: Unallocated balances standing to the credit of the various departments, bureaus, commissions, et cetera, of the Commonwealth as of January 1, 1951.

Second: Unallocated balances standing to the credit of the various departments, bureaus, commissions, et cetera, of the Commonwealth as of June 1, 1951.

Referred to the Committee on Rules.

PUPILS OF ST. DONATO'S SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House graduates of the eighth grade of St. Donato's School. They are accompanied by the Reverend Joseph Feeney, assistant pastor, Reverend Mother Elizabeth, Superior of the Missionary Sisters of the Sacred Heart (Order of St. Francis Xavier Cabrini), Reverend Mother Aloysius, principal of St. Donato's eighth grade school and the Reverend Michael Pasto, rector of St. Donato Church. They are the guests of the lady from Philadelphia, Mrs. Varallo.

PUPILS OF BENNER GRADE SCHOOL WELCOMED

The SPEAKER. The Chair also welcomes fifth and sixth grade pupils of Benner Grade School, Coatesville, here today under the supervision of their principal, Mr. Lawrence Smith and their teachers, Miss Alfano and Miss Wright. They are the guests of the gentleman from Chester, Mr. Brown.

PUPILS OF THE GLADES GRADE SCHOOL AND MT. ZION GRADE SCHOOL WELCOMED

The SPEAKER. The Chair also welcomes to the House pupils of The Glades Grade School, Springettsbury Township, York County, under the supervision of their teacher, Mrs. Alberta Roth.

Also pupils from the Mt. Zion Grade School, Springettsbury Township, under the supervision of their teacher, Mrs. Anna Sprayer.

They are the guests of the gentleman from York, Mr. Bear.

STUDENTS OF MANHEIM CENTRAL JUNIOR HIGH SCHOOL WELCOMED

The SPEAKER. The Chair also welcomes to the House students of the Manheim Central Junior High School on a tour sponsored by the Manheim Women's Club. They are here today as guests of the gentlemen from Lancaster, Messrs. Wood, Royer, Murray and Bomberger.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, June 4, 1951.

Resolved (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, June 18, 1951, at two o'clock p.m., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, June 18, 1951, at three-thirty o'clock p.m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATIONS

SENATE CONCURRENT RESOLUTION 11—IOWA

The SPEAKER laid before the House a communication from the Secretary of State of Iowa transmitting a copy of Senate Concurrent Resolution 11 making application to the Congress of the United States for the calling of a convention to propose an amendment to the Constitution of the United States relating to taxation.

Referred to the Committee on Rules.

PROPOSED AMENDMENT TO CONSTITUTION OF UNITED STATE—MAINE

The SPEAKER laid before the House a communication from the Secretary of State of Maine transmitting a

Joint Resolution making application to the Congress of the United States for the calling of a convention to propose an amendment to the Constitution of the United States relating to taxation.

Referred to the Committee on Rules.

REPORTS FROM COMMITTEES

Mr. CORR from the Committee on Education, reported as committed House Bill No. 485, entitled:

An Act to further amend section 1429 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for the qualifications of school nurses and their certificating by the Department of Public Instruction; validating with limitations certain actions of boards of school directors in employing nurses; and authorizing the said department to make back reimbursements in its discretion.

Mr. GEER from the Committee on Judiciary reported as committed, House Bill No. 531, entitled:

An Act to further amend Section 1 of the act, approved the eighth day of June, one thousand eight hundred ninety-three (P. L. 344, No. 284), entitled "An act relating to husband and wife, enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will, and enabling them to sue and to testify against each other in certain cases," clarifying the prohibition against a married woman's right to sell real estate without the joinder of her husband.

Mr. MINTESS from the Committee on Judiciary, reported as committed, House Bill No. 532, entitled:

An Act to reenact Section 802 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," relating to approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof, in order to clarify effect of prior amendments.

Mr. TOLL from the Committee on Judiciary, reported as committed, House Bill No. 596, entitled:

An Act to amend Section 2 of the act, approved the eighteenth day of April, one thousand nine hundred twenty-three (P. L. 75), entitled "An act authorizing the courts of common pleas to change the name of persons; prescribing the procedure, and the effect of the decree therein," by reducing the time in which the petition shall be heard.

Mr. GUTENDORF from the Committee on Public Health and Sanitation, reported as amended, House Bill No. 793, entitled:

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians; pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," by increasing the penalties for the illegal sale, dispensing or giving away of drugs.

Mr. COSTA from the Committee on Education, reported as committed, House Bill No. 966, entitled:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade.

Mr. SEYLER from the Committee on Education, reported as committed, House Bill No. 968, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring conformance of buildings, transportation and joint schools and departments to county plans for reorganization of school districts.

Mr. GUARNIERI from the Committee on Judiciary, reported as committed, House Bill No. 1064, entitled:

An Act to amend Section 1132 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by conferring jurisdiction on the County Court of Allegheny County in certain cases of appeal from decisions of the Superintendent of Public Instruction.

Mr. WEIDNER from the Committee on Education, reported as committed, House Bill No. 1068, entitled:

An Act to further amend Section 2405 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor; and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by permitting delivery of unserviceable property to Superintendent of Public Instruction, without charge, for assignment to school districts.

Mr. DUNN from the Committee on Boroughs, reported as committed, House Bill No. 1174, entitled:

An Act to repeal the act, approved the twentieth day of May, one thousand eight hundred seventy-one (P. L. 1037), entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium, in the county of Cameron, over the streets therein, and to authorize the setting out of shade trees along the streets."

Mr. READINGER from the Committee on Judiciary, reported as committed, House Bill No. 1237, entitled:

An Act to amend section 1 of the act, approved the sixth day of May, one thousand nine hundred twenty-nine (P. L. 1557) entitled "An act permitting the sale of mortgaged real estate under a judgment upon the bond accompanying such mortgage to be made by the sheriff upon awrit of fieri facias without inquisition and without any other writ," by extending the provisions thereof to promissory notes accompanying mortgages.

Mr. GUARNIERI from the Committee on Judiciary, reported as committed, House Bill No. 1262, entitled:

An Act providing for the enforcement of foreign judgments by the registration thereof in the courts of this Commonwealth; prescribing procedure for the obtaining of jurisdiction over the judgment debtor; the raising of defenses thereto; appeals therefrom and execution thereon, and saving existing methods of enforcing the same.

Mr. COSTA from the Committee on Education, reported as committed, House Bill No. 1347, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by making corrections and conforming certain provisions to existing practice.

Mr. WESTRICK from the Committee on Education, reported as committed, House Bill No. 1381, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 401), entitled as amended "An act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board of Private Trade Schools; and prescribing penalties," by further defining "agent;" prohibiting agents from representing more than one school; clarifying the period for which a license is effective and requiring the keeping and maintaining of certain records by licensees.

Mr. READINGER from the Committee on Education, reported as committed, Senate Bill No. 381, entitled:

An Act to amend further Section 1146 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loads in certain cases.

Mr. SCHMIDT from the Committee on Education, reported as committed, Senate Bill No. 535, entitled:

An Act to amend Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as

well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending the authority of school districts to lease property from the State Public School Building Authority.

Mr. McMILLEN from the Committee on Education, reported as committed, House Bill No. 850, entitled:

An Act to amend Section 2001 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the name of the Cheyney Training School for Teachers.

Mr. McMILLEN from the Committee on Education, reported as committed, House Bill No. 851, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administration work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, an officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor an dother executive and administrative officers, and of the several administrative departments, boards,, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by changing the name of the Cheyney Training School for Teachers.

PERMISSION TO ADDRESS HOUSE

Mrs. VARALLO asked and obtained unanimous consent to address the House.

Mr. Speaker, at the invitation of the Department of Welfare the five women members of the House of Representatives who are on the Welfare Committee toured and visited the mental institutions for women in Pennsylvania.

I have before me our report of that tour signed by the five women members of the House Welfare Committee. I would like the unanimous consent of the House to read the report for the information of the House membership.

Our group visited the Harrisburg State Hospital and Laurelton State Village, in Laurelton, Pennsylvania, for women only, with the purported intent to know them better and to become more familiar with what is happening in our mental hospitals, both as to activity and progress, not only in these two institutions, but with the many others throughout the State.

The Harrisburg State Hospital is the first mental institution in the state of Pennsylvania, and it is headed by Dr. Howard K. Petry. Under his leadership this hospital is in reality a model. We have not seen a hospital that impressed us so favorably as this one.

The Laurelton State Village Hospital is headed by a woman physician, Dr. Effie C. Ireland. The hospital under her leadership deserves high praise and commendation; seeing that patients receiving the best

possible care and service. She is doing a magnificent job.

These hospitals exist for the care of patients whose illness prevents their living in the community; with the constant aim to return as many of them to their homes as possible.

It is worthy of note the interest the physicians of the medical staff of these hospitals undertake to institute new things, such as being one of the first to use malarial therapy, insulin shock, electro shock, and any of the newer forms of medical treatment. The Occupational Therapy Department where numerous groups of patients are engaged daily in classes learning to use their hands and, at the same time are being helped to recover through activity and interest in their work. We have seen exhibits of handcraft, costume jewelry made of shells, ceramics, paintings, rug-weaving, needle work, stuffed animals. In the kitchen the men patients were baking bread, pies and cakes; and in the field indulging in agricultural activities.

Being led through the various wards at the Harrisburg State Hospital we entered one that was packed with beds. We would say that there must have been about 160 beds in this one room with no space in between so that one could pass through them. Continuing into another ward, a much sadder note was sounded when Dr. Petry announced that these patients are the 'forgotten mothers' who have no visitors. Here we were faced with the realities of life—complete abandonment of "Mothers" by their own families; such ungratefulness and heartlessness as to dispel totally the existence of their mothers, and not to ever visit them, thus placing the entire burden of their maintenance upon the Commonwealth. It reminded me of an old Italian proverb which I learned while touring Italy: "One mother can take care of ten children but ten children cannot take care of a mother." Moving further our attention was directed to a building in the vicinity of the hospital, at about a distance of approximately 200 feet. There stood a privately owned building termed by the hospital personnel as the "nuisance building." It is used by the owner as a gathering place for all types of meetings, dances, bingo, etc. Their doings carry on until the wee hours of the morning with their loud music, loud talking and singing, thus keeping the patients restless and with loss of sleep throughout the night.

If it is possible to purchase the property and eliminate this so titled "nuisance building" we highly recommend this action. Continuing with our tour Dr. Petry told us of one of their patients who had recently died at the age of 91. He had been in the institution for 50 years; and that with the many new treatments and new medicines that they have been administering to them, most of their patients lives have been prolonged, and live to a very old age. This brings forth the problem here in Pennsylvania, of the old people which have increased double since the last generation, and which bears reading this worthy 'editorial' appearing in the Philadelphia Inquirer on May 28, 1951, titled:

Help for the Elderly

The measure now before the State Legislature authorizing the Joint State Government Commission to conduct a study of the needs of the aged in Pennsylvania, focuses official and public attention upon a serious social problem.

Since 1940 the number of Pennsylvanians over 65 has grown by 33 per cent and now approaches a million persons, of whom one in ten is on relief. In fact, old age assistance cases now make up almost half the caseload of the State Department of Public Assistance.

Foreboding as such figures are, they give only a hint of the real problem, for many of those on relief are in dire circumstances through no fault of their own, other than that they have lived longer than was usual a generation ago. Moreover, our

medical scientists are, as they ought to be, bending every effort to increase the present life span, while in contrast the rest of our society holds to arbitrary discriminations barring older persons from useful existence.

The tendency to ignore this contradiction as it builds toward a crisis is dangerous. The plight of those of advanced years requires, for one thing, readjustment of accepted employment practices which may only be possible through special legislation.

In any case, present practice of assigning most older persons, whether able-bodied or not, to permanent, unproductive dependence upon public or private charity is unjust and wasteful. An official study ought to be a step toward its elimination.

Statistics of the Department of Welfare show:

Recovery of new admissions to State mental hospitals is as high as 58%.

Ratio of physicians to patients is now one physician to every 251 patients as compared to only one physician to 321 patients in 1946.

Ratio of nurses to patients is now one nurse to 61 patients as compared to 116 patients four years ago.

Number of attendants has improved from 1 to 18 patients to one to 10 patients.

The Department of Welfare has under its care over 37,100 mentally ill and over 8,200 mental defectives and epileptics overcrowding is admitted.

Today in America Mental Health has become the number one problem. We have found no reason to complain for any lack or insufficient interest towards expanding this most important effort for services of prevention, prompt treatment, and care. Mental Health has to do with everybody's everyday life. Public interest in Mental Health has increased sharply, and our own Department of Welfare is being filled with requests from clubs and organizations, particularly women, all over the State to satisfy the growing demand for public information on this subject of universal interest.

To relieve the strain on the present facilities and insufficient personnel, and with what appears a never ending race to catch up with the overcrowding, we urge our State Government to continue the great program which has been established—by additional construction projects; by revamping and remodeling; by providing facilities; and by staffing the new building; which brings forth the Statement made by Governor Fine on Mental Health Week, May 2nd to 8th, and I quote:

I urge the citizens of Pennsylvania to become better informed on the activity and progress of state and community mental health facilities, and to appreciate for further action that a healthy united nation rests upon the individual family that is united by healthy relationships.

Signed: MARY A. VARALLO,
JOSEPHINE C. COYLE,
MARION L. MUNLEY,
SUSIE MONROE,
MARIAN E. MARKLEY.

I call this report to the attention of all the members.

ANNOUNCEMENT

The SPEAKER. Immediately upon the calling of a recess there will be a Republican Caucus in the new House caucus room and a Democratic Caucus in the old House Caucus room. Members are requested to proceed promptly to their Caucuses and to return at the appointed time so that the work of the House may be completed.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for forty-five minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 1022 and 1023

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1022, Printer's No. 259, entitled "An Act to amend sections 1 and 7 of the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (P. L. 244) entitled 'An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation' by providing for the expenditure of any biennial appropriation made to the Local Government Commission."

JOHN S. FINE.

June 4, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1023, Printer's No. 260, entitled "An Act making an appropriation to the Local Government Commission to continue its work," in the sum of \$1,000. I withhold my approval from the remainder of said appropriation because at this time sufficient State revenue has not been provided to meet the expenses of government for all of the next biennium.

JOHN S. FINE.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. ROYER asked and obtained permission for the Committee on Highways to meet during the session of the House.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 524.

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof

HOUSE BILL No. 776.

An Act to amend Section 506 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds

associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by requiring notice of dissolution of stock or mutual fire insurance companies associations or exchanges to be given to policyholders or members

HOUSE BILL No. 1040.

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil Washington County Pennsylvania providing for reversion to the Commonwealth

HOUSE BILL No. 1081.

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates.

HOUSE BILL No. 1223.

An Act appropriating certain moneys in the Motor License Fund to Cities, Boroughs, Towns and Townships of the Commonwealth for certain purposes for a limited time, conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

With information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 524.

An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof

HOUSE BILL No. 776.

An Act to amend Section 506 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and

certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by requiring notice of dissolution of stock or mutual fire insurance companies associations or exchanges to be given to policyholders or members

HOUSE BILL No. 1040.

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil Washington County Pennsylvania providing for reversion to the Commonwealth

HOUSE BILL No. 1081.

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates

HOUSE BILL No. 1223.

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WESCOTT asked and obtained permission for the Committee on Motor Vehicles to meet during the session of the House.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 341

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 341, Printer's No. 244, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

RECONSIDERATION OF VOTE

Mr. GREER. Mr. Speaker, I move that the vote by which House Bill 341, Printer's No. 244 entitled:

An Act giving liens against real property priority over each other in point of time; fixing the time from which priorities extend; and imposing duties on judges and certain court and county officers and employees.

passed finally, be reconsidered.

Mr. FROST. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Butler Mr. Greer vote on the final passage of this bill?

Mr. GREER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Center Mr. Frost vote on the final passage of this bill?

Mr. FROST. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. GREER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. GREER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 2, page 2, line 8, by inserting after the word "Verdicts" and before the word "from" the following: "for a specific sum of money."

Amend Section 4, page 4, line 10 by inserting at the end of the line after the word "Law" the following: "or of section three of the act approved the twenty-second day of April one thousand eight hundred fifty-six (P. L. 532), entitled "An Act for the greater certainty of title and more secure enjoyments of Real Estate."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 4, 1951.

Resolved (if the Senate concur), that House Bill No.

983, Printer's No. 238, entitled "An act requiring wells and cisterns to be covered or sealed and providing penalties," be recalled from the Governor for further amendments.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 983, Printer's No. 238, for further amendments.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

RECONSIDERATION OF VOTE

Mr. H. W. PRICE, Jr. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. RONALD L. THOMPSON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Mifflin Mr. Price vote on the final passage of this bill?

Mr. H. W. PRICE, Jr. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Allegheny Mr. Thompson vote on the final passage of this bill?

Mr. RONALD L. THOMPSON. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. H. W. PRICE, Jr. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. HARRY W. PRICE, Jr. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 2, page 2, line 6, by striking out after the parenthesis following figure "\$25" and before the syllable "im-" the following: "or to suffer" and inserting in lieu thereof the following: "and in default of the payment of the fine and costs shall be sentenced to."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. JOHNSON. Mr. Speaker, I move that House Bill 52, Printer's No. 513, together with the communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 52.

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 2, lines 8 and 11 inclusive, by striking out the following: "Provided that such codes shall not apply to any building structure or business of any person or corporation the facilities of which are subject to regulation by Pennsylvania Public Utility Commission."

Section 4, page 3, line 19, by striking out the following: "of which bureau fire department or such department board or commission the head of the department as the fire marshal of the city shall be head."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafi,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,

Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEES

Mr. POLEN from the Committee on Education, reported as amended, House Bill No. 724, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March, one thousand nine hundred forty-nine, (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending revising, consolidating and changing the laws relating thereto," by supplying an omission from former law providing for reimbursement for nonresident children; and validating such reimbursements heretofore made.

Mr. KELLER from the Committee on Education, reported as committed, House Bill No. 1346, entitled:

An Act to amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by clarifying certain provisions thereof and correcting grammatical and typographical errors therein.

Mr. COCHRAN from the Committee on Highways, reported as committed, Senate Bill No. 556, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Mr. LYONS from the Committee on Highways, reported as committed, Senate Bill No. 578, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

BILLS ON FIRST READING

Mr. COCHRAN asked and obtained unanimous consent for Senate Bill No. 556, to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 556, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Mr. LYONS asked and obtained unanimous consent for Senate Bill No. 578 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 578, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

THE INDEPENDENCE MALL

Mr. ROYER presented a communication from the Joint State Government Commission which was read by the Clerk as follows:

June 5, 1951

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, dealing with The Independence Mall, Session of 1951.

Copies of this report for distribution to the members of the House of Representatives have been delivered to the office of the Chief Clerk of the House.

Respectfully submitted,

BAKER ROYER
Chairman

BR:lrw

For report see Appendix.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 333, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further

providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents teachers supervisors principals supervising principals and other employees

The first to fifth sections inclusive were separately read and agreed to.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. HELM offered the following amendments:

Amend Section 6, page 21, line 2, by inserting after the word "professional" the following: "employees."

Amend Section 6, page 21, line 13, by inserting after the word "A" the following: "college certificate or."

Amend Section 6, page 22, line 4, by striking out the figure "6" and inserting in lieu thereof "7".

They were agreed to.

The section was agreed to as amended.

The seventh section was read.

On the question,

Will the House agree to the section?

Mr. HELM offered the following amendment:

Amend Section 7, page 22, line 14, by striking out the figure "7" and inserting in lieu thereof "8".

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 334, entitled:

An Act to amend subsections 5 and 6 of section two thousand five hundred one and section two thousand five hundred two of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts

The first section was read.

On the question,

Will the House agree to the section?

Mr. RIGBY offered the following amendments:

Amend Sec. 1, (Sec. 2501), page 3, line 18, by striking out the word "eight" and inserting in lieu thereof "four".

Amend Sec. 1, (Sec. 2501), page 3, line 18, by striking out the figure "\$3850" and inserting in lieu thereof "\$3450".

Amend Sec. 1, (Sec. 2501), page 4, line 1, by striking out the words and figures "four thousand dollars (\$4000)" and inserting in lieu the following "three thousand six hundred dollars (\$3600)".

Amend Sec. 1, (Sec. 2501), page 4, lines 2 and 3, by striking out the words "four thousand three hundred dollars (\$4300)" and inserting in lieu thereof "three thousand nine hundred dollars (\$3900)".

Amend Sec. 1, (Sec. 2501), page 4, line 4, by striking out the word "five" and inserting in lieu thereof "one".

Amend Sec. 1, (Sec. 2501), page 4, line 4, by striking out the figure "\$4500" and inserting in lieu thereof "\$4100".

Amend Sec. 1, (Sec. 2501), page 4, line 5, by striking out the word "seven" and inserting in lieu thereof "three".

and inserting in lieu thereof "three thousand six hundred dollars (\$3600)."

Amend Sec. 1, (Sec. 2501), page 16, line 2, by striking out the words and figures "four thousand dollars (\$4000)" and inserting in lieu thereof "three thousand six hundred dollars (\$3600)."

Amend Sec. 1, (Sec. 2501), page 16, lines 3 and 4, by striking out the words and figures "four thousand three hundred dollars (\$4300)" and inserting in lieu thereof "three thousand nine hundred dollars (\$3900)."

Amend Sec. 1, (Sec. 2501), page 16, line 8, by striking out the words and figures "four thousand three hundred dollars (\$4300)" and inserting in lieu thereof "three thousand nine hundred dollars (\$3900)."

Amend Sec. 1, (Sec. 2501), page 16, line 10, by striking out the word "five" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2501), page 16, line 10, by striking out the figure "(\$4500)" and inserting in lieu thereof "(\$4100)."

Amend Sec. 1, (Sec. 2501), page 16, line 14, by striking out the word "five" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2501), page 16, line 14, by striking out the figure "(\$4500)" and inserting in lieu thereof "(\$4100)."

Amend Sec. 1, (Sec. 2501), page 16, line 16, by striking out the word "seven" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2507), page 16, line 16, by striking out the figure "(\$4700)" and inserting in lieu thereof "(\$4300)."

Amend Sec. 1, (Sec. 2501), page 17, line 1, by striking out the word "seven" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2501), page 17, line 1, by striking out the figures "(\$4700)" and inserting in lieu thereof "(\$4300)."

Amend Sec. 1, (Sec. 2501), page 17, line 3, by striking out the word "nine" and inserting in lieu thereof "five."

Amend Sec. 1, (Sec. 2501), page 17, line 3, by striking out the figure "(\$4900)" and inserting in lieu thereof "(\$4500)."

Amend Sec. 1, (Sec. 2501), page 17, line 7, by striking out the word "nine" and inserting in lieu thereof "five."

Amend Sec. 1, (Sec. 2501), page 17, line 7, by striking out the figure "(\$4900)" and inserting in lieu thereof "(\$4500)."

Amend Sec. 1, (Sec. 2501), page 17, lines 8 and 9, by striking out the words and figures "five thousand one hundred dollars (\$5100)" and inserting in lieu thereof "four thousand seven hundred dollars (\$4700)."

Amend Sec. 1, (Sec. 2501), page 17, lines 12 and 13, by striking out the words and figures "five thousand one hundred dollars (\$5100)" and inserting in lieu thereof "four thousand seven hundred dollars (\$4700)."

Amend Sec. 1, (Sec. 2501), page 17, lines 14 and 15, by striking out the words and figures "five thousand three hundred dollars (\$5300)" and inserting in lieu thereof "four thousand nine hundred dollars (\$4900)."

Amend Sec. 1, (Sec. 2501), page 17, line 18, by striking out the word "five."

Amend Sec. 1, (Sec. 2501), page 18, line 1, by striking out the words and figures "thousand three hundred dollars (\$5300)" and inserting in lieu thereof "four thousand nine hundred dollars (\$4900)."

Amend Sec. 1, (Sec. 2501), page 18, line 4, by striking out the word "five" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2501), page 18, line 4, by striking out the figure "(\$5500)" and insertin in lieu thereof "(\$5100)."

Amend Sec. 1, (Sec. 2501), page 18, line 8, by striking out the word "five" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2501), page 18, line 8, by striking out the figure "(\$5500)" and inserting in lieu thereof "(\$5100)."

Amend Sec. 1, (Sec. 2502), page 21, line 4, by striking out the word "eight" and inserting in lieu thereof "four."

Amend Sec. 1, (Sec. 2502), page 21, line 4, by striking out the figure "(\$3850)" and inserting in lieu thereof "(\$3450)."

Amend Sec. 1, (Sec. 2502), page 21, lines 5 and 6, by striking out the word and figures "four thousand dollars

(\$4000)" and inserting in lieu thereof "three thousand six hundred dollars (\$3600)."

Amend Sec. 1, (Sec. 2502), page 21, lines 6 and 7, by striking out the words and figures "four thousand three hundred dollars (\$4300)" and inserting in lieu thereof "three thousand nine hundred dollars (\$3900)."

Amend Sec. 1, (Sec. 2502), page 21, line 8, by striking out the word "five" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2502), page 21, line 9, by striking out the figure "(\$4500)" and inserting in lieu thereof "(\$4100)."

Amend Sec. 1, (Sec. 2502), page 21, line 10, by striking out the word "seven" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2502), page 21, line 10, by striking out the figures "(\$4700)" and inserting in lieu thereof "(\$4300)."

Amend Sec. 1, (Sec. 2502), page 21, line 11, by striking out the word "nine" and inserting in lieu thereof "five."

Amend Sec. 1, (Sec. 2502), page 21, line 12, by striking out the figure "(\$4900)" and inserting in lieu thereof "(\$4500)."

Amend Sec. 1, (Sec. 2502), page 21, line 13, by striking out the words and figures "five thousand one hundred dollars (\$5100)" and inserting in lieu thereof "four thousand seven hundred dollars (\$4700)."

Amend Sec. 1, (Sec. 2502), page 21, lines 14 and 15, by striking out the words and figures "five thousand three hundred dollars (\$5300)" and inserting in lieu thereof "four thousand nine hundred dollars (\$4900)."

Amend Sec. 1, (Sec. 2502), page 21, line 17, by striking out the word "five" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2502), page 21, line 17, by striking out the figure "(\$5500)" and inserting in lieu thereof "(\$5100)."

On the question,

Will the House agree to the amendments?

Mr. POLEN. I would like to ask the gentleman if he would tell us what the amendments to Section 1 do.

The SPEAKER. Will the gentleman from Allegheny Mr. Rigby, permit himself to be interrogated?

Mr. RIGBY. Mr. Speaker, I yield to the gentleman from Allegheny County, Mr. Corr.

The SPEAKER. The gentleman from Allegheny Mr. Rigby yields to the gentleman from Allegheny, Mr. Corr. Will the gentleman permit himself to be interrogated?

Mr. CORR. I shall, Mr. Speaker.

Mr. POLEN. Mr. Speaker, I would like to ask the gentleman from Allegheny, Mr. Corr, what the amendments to Section 1 does?

Mr. CORR. Mr. Speaker, the amendments proposed by the gentleman from Allegheny, Mr. Rigby, to go into them into detail would take too long as there are ten typewritten pages.

For the purpose of answering the question of the gentleman from Washington, Mr. Polen, if I may do so broadly, let me say all the amendments proposed by Mr. Rigby, that is, all phases of bill 334 such as the freeze clause, raising the minimum, extra reimbursement for joint school districts and mergers of school districts, the amendments do not affect bill 334 as far as those phases are concerned, but it changes the basic reimbursement for instruction as provided in House Bill 1080, with which Mr. Polen is familiar.

PARLIAMENTARY INQUIRY

Mr. POLEN. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. POLEN. If the amendments are agreed to by sections when we vote on adopting amendments, will we

be voting on the sections as they are agreed to, or will we have to vote on each section?

The SPEAKER. The amendments to each section must be voted on first, and then on the section if it is amended.

Mr. POLEN. Under the circumstances, Mr. Speaker, I will just reserve the right to speak on all of the amendments at the conclusion, if that is agreeable, to oppose them.

The SPEAKER. Is the gentleman aware of the fact that all of the amendments are to Section 1. The gentleman is in order to speak on all of the amendments.

Mr. POLEN. I was not, Mr. Speaker, but I see now that they all are to Section 1.

The SPEAKER. Does the gentleman desire to further interrogate the gentleman from Allegheny Mr. Corr?

Mr. POLEN. Not at this time, Mr. Speaker.

The SPEAKER. Does the gentleman desire to debate the amendments to Section 1?

Mr. POLEN. Yes, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Washington, Mr. Polen for that purpose.

Mr. POLEN. Mr. Speaker, I rise to oppose these amendments. Though I understand the problems of the school district of the City of Pittsburgh and other districts similarly situated, however, the formula that we now use in the reimbursement is one of the best I think that has been devised. If we would adopt these amendments that have been presented—I am not going to go into detail in the different provisions, but I would say this briefly to the Members of the House—while this reduces the local effort, I believe these amendments from four to three mills it also reduces the subsidy base from \$3850.00 in House Bill 334 to \$3450. When the formula is worked out he will find that it will substantially reduce the amount that will be paid by the Commonwealth in reimbursement to the average school district.

I think, to pass these amendments, while it would be of benefit to the City of Pittsburgh and to certain other districts, it would create a chaotic condition in the finances of a greater number of the school districts of Pennsylvania.

For that reason I ask the Members of the House to vote down these amendments.

Mr. CORR. Mr. Speaker, I have a short statement prepared by the Directors of the Pennsylvania Economy League who worked on these bills, and to go into all the statistics would take too long a time. I would like the privilege of reading, first, two or three short paragraphs and then asking that the remainder be inserted in the record.

The SPEAKER. The gentleman will proceed.

Mr. CORR. First, before reading the paragraphs, I would like to briefly state our problem in Pittsburgh.

Under the present bill it will be necessary to raise two million dollars in additional taxes in order to keep our school program functioning properly. We have reached the limit as far as taxes on real estate are concerned. We are now levying eleven and three quarter mills, and without the help of this Legislature we cannot put any additional burden on real estate.

At this time we have in committee bill 1080 which we feel will alleviate the situation to a certain extent. So when I read these remarks I want you to understand while

we are on 334 some of these arguments were prepared in presenting the other bill 1080.

These amendments provide for a change in the formula for the distribution of the State school subsidies by lowering the local effort millage from four mills to three mills, keeping the maximum for 1950-1951 payable in 1951-1952 at \$3450 and increasing the maximum subsidy thereafter in line with the provisions of House Bill 334.

There are 338 school districts containing forty-seven percent of all the teaching units in the Commonwealth which would receive a larger proportional increase in subsidies. These 338 districts have been on the short end of state subsidies for several years. One hundred and twenty-eight of these districts received a minimum of \$800 per teaching unit while many other districts receive as much as \$3200 per teaching unit from the state.

These amendments would be a step in the direction of ironing out some of the inequities that have existed for the past five years. There are some school districts in Pennsylvania which are receiving almost their entire current expense costs from the State funds, while other school districts receive only a small fraction of their cost from the State.

Since the Commonwealth mandates teachers' salaries in school programs, it is inequitable for the state to provide 90 percent of the local school costs to some districts and as little as ten percent to other districts. Furthermore there is evidence to show that boosting the maximum subsidy higher and higher is discouraging rather than encouraging consolidation, because it is to the financial advantage of many school districts to remain small and inefficient.

Looking back over the last five years we find in 1946-1947, the minimum subsidy per teaching unit was \$600. It is now \$800. The minimum, therefore, has been increased only thirty-three and one third percent. On the other hand the maximum subsidy was eighteen hundred; it is now \$3350. The maximum therefore has been increased 86 percent.

Furthermore many school districts felt in 1946 and 1947 that the spread between the \$600 minimum and the \$1800 maximum was too large. Today the spread between the \$800 minimum and a maximum of \$3350 is even greater and results in more striking inequities.

Reduction of the local effort millage and the subsidy formula merits consideration from another point of view. In 1945 the local effort millage was set at five mills. In 1947 it was six mills. In 1949 it was dropped to four mills. From 1945 to July 1, 1950 however the county assessments of real estate were used as a basis of calculating the state school subsidies. For 1949-1950 subsidies payable in 1951, the Commonwealth shifted to market values as determined by the State Equalization Board in computing school subsidies, but the local effort millage has retained at four mills.

It is apparent that four mills on market value is equal to more than ten mills on assessed valuations. Therefore districts with relatively high market values were discriminated against further in the shift to the market value basis. If four mills local effort on assessed valuation was equitable then the millage on market values should be 1.6 mills instead of four mills or even three mills proposed by these amendments.

These amendments, by lowering the local effort millage

in the subsidy formula, would reduce the inequity that exists under the present law and would provide a fairer distribution of the state's school subsidies. Your support is earnestly requested.

A Discussion of Possible Changes in State Reimbursement to School District

There are two elements in the State reimbursement formula which are the determining factors in arriving at the amount received by each school district. One is the maximum reimbursement, and the other is the local effort. The local effort in turn is dependent upon the amount of market valuation of taxable property behind each teaching unit. Because market values per teaching unit vary considerably between the different school districts, the importance of the local effort differs correspondingly.

In the past, revisions of the State reimbursement formula have been directed toward increasing the maximum reimbursement. The substitution of the State Tax Equalization Board figures for the local assessment figures provided for a reduction in the local efforts from six mills on the assessed valuation to four mills of the market value. But as experience indicates, this reduction in the local effort apparently was not enough to offset the higher market value figures in many districts.

Hence, for districts with considerable amounts of taxable property behind each pupil, the present reimbursement formula has meant either no increases in State grants, or potential future losses. It would, therefore, be to the benefit of those districts if greater emphasis were placed on the reduction of the local effort rather than increases in the maximum reimbursement.

The basic facts are that it would cost the State approximately \$5½ million for each \$100 increase in the maximum reimbursement per teaching unit and about \$22 million for each one-mill reduction in the local effort. In other words, an increase of \$400 in the reimbursement is equivalent to a one-mill decrease in local effort insofar as the total cost to the State is concerned.

Any district which has a reimbursement fraction for 1950-51 of less than .5224 gains more by a decrease in local effort rather than by an increase in the maximum reimbursement using the same amount of State funds. Naturally, the smaller the reimbursement fraction, the larger the value of one mill in local effort.

For example, the districts which have a reimbursement fraction of .2500 have a market valuation per teaching unit of \$628.125. Hence, in their case a reduction of one mill in the local effort is worth \$628 per teaching unit. Therefore, if the State were to spend the same amount of money on a one-mill reduction of the local effort millage instead of a \$400 increase in the maximum reimbursement, it would mean a gain of more than 50 percent in the reimbursement per teaching unit.

An analysis of all school districts in Pennsylvania shows that there are 399 districts that would receive more in State subsidies if the same amount of State funds were expended on a reduction of one mill in the local effort instead of an increase of \$400 in the maximum reimbursement per teaching unit.

However, 16 of those 399 districts have no reimbursable teaching units; consequently, while the reimbursement fraction indicates a possible gain, these districts actually would not be involved. Furthermore, there are 45 districts, in the group which receives the minimum reimbursement, whose market value per teaching unit is so high that the reduction of one mill in the local effort would still leave them with less than the present \$800 minimum. Assuming that the minimum is continued, those districts would not gain or lose by this change.

These 338 districts, though small in number (only

15 percent of the total of the 2,531 districts in the State), contain 25,526.4 reimbursable teaching units, which is approximately 47 percent of the total reimbursable units in the State. It should be restated again that 45 districts with 943.6 reimbursable teaching units would not be affected by a reduction of one mill in the local effort. Hence, the increased State aid would apply only to 338 districts with 24,582.8 reimbursable units. Based on the 1950-51 reimbursable teaching units, these districts stand to gain a total of \$4,453,489 if the reduction in the local effort is used instead of increased maximum reimbursements.

The analysis of these districts by counties shows that there are seven counties where the majority of the districts containing more than a majority of the reimbursable teaching units within those counties would gain. They include Allegheny, Bucks, Chester, Delaware, Montgomery, Philadelphia, and Pike.

There are five other counties where less than the majority of the districts would gain, but these districts contain a major portion of the reimbursable teaching units. They include Berks, Dauphin, Erie, Lehigh, and Northampton.

Seven other counties would be affected to a lesser degree but would involve some of the larger school districts in those counties. They include Beaver, Butler, Crawford, Cumberland, Lancaster, Monroe, and Westmoreland.

Attached is a summary of the districts involved, classified into six major groups by standard reimbursement fraction intervals. This tabulation shows the number of districts involved, the number of reimbursable teaching units, and the gain in State aid for these districts. Another summary by counties (including only the 19 counties mentioned above) shows the total number of districts in the county, the number of districts gaining, the total number of reimbursable teaching units in the county, and the number of reimbursable units in the districts gaining by this proposed formula, as well as the amount of increased State aid.

The figures in these two summary tables include only the districts which would gain by this proposal. In order to get the complete picture for each one of the 19 counties involved, it would be necessary to compute the same information for all districts in each of the counties. Such an analysis was made for Allegheny County, where it is found that 62 districts show a gain of \$1,212,239. The remaining 55 districts would receive lesser amounts totalling \$157,261, or a net gain of the combined districts of Allegheny County of about \$1,055,000.

Aside from the fact that the shift of emphasis from an increase in the maximum reimbursement to a decrease in the local effort would benefit districts with about 47 percent of the total reimbursable teaching units, it should be pointed out that further increases in the maximum reimbursement may get to the point where the maximum reimbursement will be greater than the actual current expenditures per teaching unit in some districts.

An analysis of 80 school districts in Western Pennsylvania, all of which operate a complete elementary and secondary program, shows that there are five districts that spend less than \$3,850 per teaching unit in current expenditures. If the maximum reimbursement were raised to the \$4,200 advocated by the P. S. E. A., five more districts would fall into that category, or a total of ten out of 80.

For districts which operate only elementary programs, the cost would, of course, run proportionately lower. This is another reason why it would be more advisable to apply any further increases in State aid in the reduction of the local effort instead of the increase in the maximum reimbursement.

Another factor which would support the desirability of emphasizing the reduction in the local effort instead of an increase in the maximum reimbursement deals with the encouragement for joint

school operations. One of the arguments cited in support of establishing a joint school system has been the fact that the State appropriations were usually greater under joint schools than under separate operation. This had considerable merits when the maximum reimbursement was at \$2,450. With the increase in the maximum reimbursement to \$3,350 for the current year and to \$3,450 for the following school year, this gain has lessened considerably. Further increases in the maximum reimbursement will tend to eliminate this advantage and hence, remove an argument in favor of joint school operations. The continuation

of small inefficient high schools should be encouraged.

A study made by Mr. Walter G. Clark, County Superintendent of Schools of Tioga County, shows that in the eight joint school systems operating in Tioga County, with the increase in the maximum reimbursement to \$3,450, much of the financial advantage that had been held two years earlier was lost. In fact, in the case of some districts even with the \$3,450 base, the individual school district received almost as much as the members of a joint school system, and would receive considerably more if the maximum reimbursement is raised to \$4,200.

TABLE I
SUMMARY OF REIMBURSEMENT DATA FOR CERTAIN SCHOOL DISTRICTS

Classified By Range Intervals of S. R. F.

Group	Range in S. R. F.	Range in Value Per Teaching Unit	No. of Districts	No. of Districts Included	No. of Reimbursable Teaching units	Amount of Increased State-aid
I	.2388	Over \$637.50	128	121	5,635.3	\$1,524,361
II	.2389 to .2836	\$637.50 to \$600.00	22	21	8,350.0	1,901,455
III	.2837 to .3433	\$599.90 to \$550.00	40	40	2,154.6	371,559
IV	.3434 to .4030	\$549.90 to \$500.00	52	49	2,937.1	357,886
V	.4031 to .4627	\$499.90 to \$450.00	67	66	2,791.0	218,137
VI	.4628 to .5422	\$449.90 to \$400.00	90	86	3,643.3	83,140
Total			399	383	25,511.3	\$4,456,538
Districts in Group I not benefiting			...	45	943.6	.....
Net			399	338	24,567.7	\$4,456,538

TABLE II
SUMMARY OF REIMBURSEMENT DATA FOR CERTAIN SCHOOL DISTRICTS

Classified By Counties

County	Total No. Districts In County	No. Of Districts Gaining	Total No. of R.T.U.	R.T.U. in Districts Gaining	Amount Of Increase
Allegheny	117	62	6,854.3	5,248.7	\$1,212,239
Beaver	53	8	1,093.5	387.4	81,940
Berks	67	13	1,378.6	758.5	73,303
Bucks	54	29	618.5	316.4	33,562
Butler	55	4	591.6	224.7	23,113
Chester	73	30	779.8	452.0	50,448
Crawford	51	3	476.5	125.0	13,080
Cumberland	33	7	580.4	229.1	10,552
Dauphin	40	6	967.7	591.2	85,015
Delaware	48	36	1,809.4	1,598.1	331,372
Erie	39	2	1,047.9	634.0	52,071
Lancaster	62	14	1,279.4	514.2	88,622
Lehigh	24	6	982.1	588.2	65,497
Monroe	20	8	208.1	94.3	7,131
Montgomery	66	41	1,668.8	1,463.4	187,060
Northampton	39	11	1,073.0	516.7	67,934
Philadelphia	1	1	7,977.9	7,977.9	1,821,993
Pike	12	11	43.9	28.1	6,419
Westmoreland	63	13	1,951.0	640.0	66,936
Total	917	305	31,382.4	22,387.9	\$4,278,387

How H. B. 1080 affects the School District of Pittsburgh
The reimbursement fraction for 1950-51 is2388
The number of reimbursable teaching units for 1950-51 is 2,638.9

For Example

\$3,450 maximum reimbursement and 3 mills local effort (as provided by H. B. 1080) would produce a total subsidy of\$3,599,644
\$3,450 maximum reimbursement and 4 mills local effort (present act) would produce a total subsidy of\$2,111,120*
Increase\$1,488,524

Or

\$3,450 maximum reimbursement and 3 mills local effort (as provided by H. B. 1080) would produce a total subsidy of\$3,599,644
\$3,850 maximum reimbursement and 4 mills local effort would produce a total subsidy of\$2,820,350

Increase\$ 779,294

Amount of benefit from "freeze clause"\$.....

*Based on minimum reimbursement of \$800 per teaching unit.

LIST OF SCHOOL DISTRICTS BENEFITING FROM REDUCTION IN LOCAL EFFORT

Allegheny County

School District	Standard Reimbursement Fraction	Value of 1 Mill Per T. U.	Difference Between 1 Mill & \$400	No. of Reimbursable Teaching Units	Increased State-Aid
Aspinwall B. ....	.3614	\$534.83	\$134.83	32.6	\$4,395
Avalon B. ....	.4545	456.86	56.86	28.7	1,632
Avonworth Union .....	.3603	535.75	135.75	33.7	4,575
Baldwin T. ....	.3332	558.44	158.44	84.9	13,451
Bellevue B. ....	.2388	659.53	259.53	41.1	10,667
Bethel B. ....	.5110	409.54	9.54	61.0	4,420
Bradford Woods B. ....	.2623	617.82	217.82	1.8	392
Brentwood B. ....	.2388	702.68	302.68	56.3	17,041
Carnegie B. ....	.5089	411.30	11.30	49.9	564
Castle Shannon B. ....	.4625	450.16	50.16	15.9	800
Cheswick B. ....	.3964	505.52	105.52	4.6	485
Clairton City .....	.4480	462.30	62.30	151.1	9,414
Collier T. ....	.4188	486.76	86.76	17.7	1,535
Crafton B. ....	.3406	552.24	152.24	39.5	6,013
Dormont .....	.2388	720.25	320.25	58.6	18,767
Duquesne City .....	.2786	604.17	204.17	95.6	19,519
East Deer-Frazier Union ....	.3116	576.54	176.54	30.3	5,349
E. Pittsburgh B. ....	.2388	776.86	376.86	27.4	10,326
Edgewood B. ....	.2388	825.50	425.50	27.2	11,574
Edgeworth B. ....	.2388	1,898.20	*	6.6	*
Etna B. ....	.2388	762.96	362.96	27.5	9,981
Forest Hills B. ....	.3768	521.93	121.93	26.4	3,219
Glassport B. ....	.4939	423.86	23.86	45.2	1,078
Greentree B. ....	.2388	752.18	352.18	8.2	2,888
Harmon T. ....	.5158	405.52	5.52	15.2	84
Haysville B. ....	.5058	413.89	13.89	1.1	15
Homestead B. ....	.2388	1,666.65	*	51.6	*
Ingram B. ....	.5186	403.73	3.73	18.4	69
Jefferson T. ....	.4452	464.65	64.65	43.8	2,832
Leetsdale B. ....	.4422	467.16	67.16	19.7	1,323
McCandless T. ....	.3878	512.72	112.72	17.7	1,995
McKeesport City .....	.3049	582.14	182.14	285.9	52,074
McKees Rocks B. ....	.4632	449.57	49.57	63.2	3,133
Millvale B. ....	.3465	547.31	147.31	24.9	3,668
Mt. Lebanon T. ....	.2388	843.53	443.53	156.4	69,368
Mt. Oliver B. ....	.2388	789.72	389.72	14.5	5,651
Munhall B. ....	.2388	696.81	296.81	95.5	28,345
Neville T. ....	.2388	1,859.43	*	16.3	*
North Braddock B. ....	.2388	664.23	264.23	77.4	20,451
Oakmont B. ....	.3497	544.63	144.63	42.2	6,103
O'Hara T. ....	.2388	724.59	324.59	13.2	4,285
Ohio T. ....	.4996	419.09	19.09	3.0	57
Osborne B. ....	.2388	752.41	352.41	1.9	670
Pine T. ....	.4422	467.16	67.16	5.6	376
Pittsburgh .....	.2388	695.31	295.31	2,638.9	779,294
Rankin B. ....	.4628	449.91	49.91	40.7	2,031
Reserve T. ....	.4732	441.19	41.19	5.7	235
Ross T. ....	.3588	537.01	137.01	36.8	5,042
Roslyn Farms B. ....	.2388	1,810.90	*	2.1	*
Sewickley B. ....	.2484	629.47	229.47	31.9	7,320
Sewickley Heights T. ....	.2388	2,275.71	*	2.6	*
Shaler T. ....	.3890	511.71	111.71	69.6	7,775
Sharpsburg B. ....	.4513	459.54	59.54	24.0	1,429
Springdale B. ....	.4919	420.51	20.51	37.2	763
Swissvale B. ....	.4705	443.45	43.45	76.5	3,324
Thornburg B. ....	.2907	594.04	194.04	1.6	311
Upper St. Clair T. ....	.2388	675.67	275.67	13.5	3,722
West Homestead B. ....	.2388	3,385.33	*	13.4	*
West Mifflin B. ....	.3328	558.78	158.78	92.9	14,751
West View B. ....	.3949	506.77	106.77	16.6	1,772
Wilkesburg B. ....	.4136	491.11	91.11	162.0	14,760
Wilmerding B. ....	.2388	733.12	333.12	33.4	11,126

* Note: With a 1 mill reduction, the Districts marked by an asterisk (*) will remain at the minimum of \$800.

Mr. HELM. Mr. Speaker, I merely want to admit that we on the Committee are agreed that the City of Pittsburgh School District definitely has a problem. But I want to point out to the membership of this House if we try to correct their problem by the method suggested by the gentleman from Allegheny, Mr. Rigby, by reducing the local effort one mill you are going to place a burden of \$21 million on someone. Now if we do nothing but simply reduce that local effort one mill, that burden will rest entirely with the Commonwealth. We will need \$21 million additional monies. By taking the reduction of \$400 from the maximum subsidy you are taking away from the average school district of this Commonwealth the sum of approximately \$21 millions.

For that reason, Mr. Speaker, I ask that the membership vote down these amendments.

Mr. CORR. Mr. Speaker, I would like to answer the gentleman, Mr. Helm.

In regard to the \$21 million or \$22 million, the basic facts are that it would cost the state approximately five and a half million for each \$100 increase in the maximum reimbursement per teaching unit or \$22 million to increase the maximum four hundred thousand. That is under the present bill from \$3450 to \$3850.

On the other hand it would cost about \$22 million for each one mill reduction in the local effort. In other words an increase of four hundred in reimbursement is equivalent to one mill decrease in the local effort insofar as the total cost to the state is concerned. These amendments and the amount required in bill 334 cost the state approximately the same amount. They balance each other. There is no cost of \$22 million by these amendments.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Messrs. Moran and Cochran.

A verification of the roll was requested by Messrs. Moran, Hunter and Jenkins.

The roll was verified and was as follows:

YEAS—58

Amarando,	Guarnieri,	Limper,	Rigby,
Andrews,	Hagerty,	Lutty,	Rose,
Beaver,	Hamilton, R. K.,	McGee,	Rosen,
Boles,	Harney,	McNally,	Sarra,
Breth,	Hersch,	Mihm,	Scanlon,
Bucchin,	Hoggard,	Miller, J. C.,	Schmidt,
Byrne,	Jones, G. E.,	Monroe,	Schuster,
Conway,	Jones, J. M.,	Muldowney,	Seyler,
Corr,	Jones, T. H. W.,	Musto,	Taylor,
Coyle,	Kamyk,	Olsen,	Toll,
Dougherty,	Kolankiewicz,	Penglase,	Varallo,
Duffy,	Lafore,	Peta,	Verona,
Filip,	Lederer,	Pettigrew,	Welsh,
Filo,	Leonard, L.,	Praff,	Yester,
Gaffney,	Leven,	Polaski,	

NAYS—137

Banker,	Greer,	McCullough,	Snider,
Barkdoll,	Gutendorf,	McDermitt,	Sollenberger,
Baumunk,	Guthrie,	McKinney,	Spencer,
Bear,	Hall,	McMillen,	Stank,
Berkstresser,	Hamilton, W. H.,	Metz,	Stimmel,
Blair,	Haudenschild,	Mikula,	Stoner,
Bloom,	Headlee,	Mills,	Swartz,
Bolton,	Helm,	Mintess,	Swope,
Bomberger,	Hewitt,	Moore, C. E.,	Tahl,
Bower,	Hocker,	Moore, H. A.,	Thompson, E. F.,
Breisch,	Hunter,	Moran,	Thompson, R. L.,
Brown,	Jenkins,	Munley,	Tompkins,
Cella,	Johnson,	Najaka,	Toomey,
Clapper,	Jump,	Naugle,	VanSant,

Clendening,	Keller,	Needham,	Varner,
Cochran,	Kent,	Petrosky,	Wachhaus,
Cooper,	Kline,	Pichney,	Wargo,
Costa,	Kohl,	Pitzer,	Waterhouse,
Dalrymple,	Kornick,	Polen,	Watkins,
Davis,	Kratz,	Price, H. W. Jr.,	Weldner,
DuBols,	Kubacki,	Readinger,	Wescott,
Dunn,	Lelsey,	Reagan,	Westrick,
Erb,	Leonard, W. C.,	Reidenbach,	Whalley,
Ewing,	Light,	Reilly, J. M.,	Wheeler,
Ferster,	Loftus,	Riley, R. L.,	White,
Firmstone,	Lopresti,	Robertson,	Williams,
Flack,	Lovett,	Rovasek,	Wilt,
Frost,	Lyons,	Royer,	Wood,
Geer,	Madden,	Rubin,	Yeakel,
Gibson,	Madigan,	Sax,	Yetzer,
Gleason,	Markley,	Scott,	Young,
Good,	Maxwell,	Shoemaker,	Ziegler,
Goodling,	Mazza,	Shotwell,	Sorg,
Graybill,	McConnell,	Smith,	Speaker
Greenwood,	McCormack,		

NOT VOTING—12

Beech,	Dowling,	McInroy,	Price, R. A.,
Boorse,	Fearich,	Miller, H. G.,	Reese,
Dennison,	Jones, P. F.,	Murray,	

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. RIGBY. Mr. Speaker, I wish to offer further amendments to House Bill No. 334 and with the consent of the House will accept the previous roll-call.

Amend Sec. 1, (Sec. 2501), page 3, line 18, by striking out the word "eight" and inserting in lieu thereof "six."

Amend Sec. 1, (Sec. 2501), page 3, line 18, by striking out the figures "\$3850" and inserting in lieu thereof "\$3650."

Amend Sec. 1, (Sec. 2501), page 4, line 1, by striking out the words and figures "four thousand dollars (\$4000)" and inserting in lieu thereof "three thousand eight hundred dollars (\$3800)."

Amend Sec. 1, (Sec. 2501), page 4, line 2, by striking out the word "three" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2501), page 4, line 3, by striking out the figures "\$4300" and inserting in lieu thereof "\$4100."

Amend Sec. 1, (Sec. 2501), page 4, line 4, by striking out the word "five" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2501), page 4, line 4, by striking out the figures "\$4500" and inserting in lieu thereof "\$4300."

Amend Sec. 1, (Sec. 2501), page 4, line 5, by striking out the word "seven" and inserting in lieu thereof "five."

Amend Sec. 1, (Sec. 2501), page 4, line 6, by striking out the figures "(04700)" and inserting in lieu thereof "(4500)."

Amend Sec. 1, (Sec. 2501), page 4, line 7, by striking out the word "nine" and inserting in lieu thereof "seven."

Amend Sec. 1, (Sec. 2501), page 4, line 7, by striking out the figures "\$4900" and inserting in lieu thereof "\$4700."

Amend Sec. 1, (Sec. 2501), page 4, lines 8 and 9, by striking out the words and figures "five thousand one hundred dollars (\$5100)" and inserting in lieu thereof "four thousand nine hundred dollars (\$4900)."

Amend Sec. 1, (Sec. 2501), page 4, line 10, by striking out the word "three" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2501), page 4, line 10, by striking out the figures "\$5300" and inserting in lieu thereof "\$5100)."

Amend Sec. 1, (Sec. 2501), page 4, line 12, by striking out the word "five" where it appears the second time in said line, and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2501), page 4, line 13, by striking out the figures "\$5500" and inserting in lieu thereof "\$5300)."

out the figures "\$4500" and inserting in lieu thereof "\$4100."

Amend Sec. 1, (Sec. 2501), page 16, line 14, by striking out the word "five" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2501), page 16, line 14, by striking out the figures "\$4500" and inserting in lieu thereof "\$4300."

Amend Sec. 1, (Sec. 2501), page 16, line 16, by striking out the word "seven" and inserting in lieu thereof "five."

Amend Sec. 1, (Sec. 2501), page 16, line 16, by striking out the figures "\$4700" and inserting in lieu thereof "\$4500."

Amend Sec. 1, (Sec. 2501), page 17, line 1, by striking out the word "seven" and inserting in lieu thereof "five."

Amend Sec. 1, (Sec. 2501), page 17, line 1, by striking out the figures "\$4700" and inserting in lieu thereof "\$4500."

Amend Sec. 1, (Sec. 2501), page 17, line 3, by striking out the word "nine" and inserting in lieu thereof "seven."

Amend Sec. 1, (Sec. 2501), page 17, line 3, by striking out the figures "\$4900" and inserting in lieu thereof "\$4700."

Amend Sec. 1, (Sec. 2501), page 17, line 7, by striking out the word "nine" and inserting in lieu thereof "seven."

Amend Sec. 1, (Sec. 2501), page 17, line 7, by striking out the figures "\$4900" and inserting in lieu thereof "\$4700."

Amend Sec. 1, (Sec. 2501), page 17, lines 8 and 9, by striking out the words and figures "five thousand one hundred dollars (\$5100)" and inserting in lieu thereof "four thousand nine hundred dollars (\$4900)."

Amend Sec. 1, (Sec. 2501), page 17, lines 12 and 13, by striking out the words and figures "five thousand one hundred dollars (\$5100)" and inserting in lieu thereof "four thousand nine hundred dollars (\$4900)."

Amend Sec. 1, (Sec. 2501), page 17, line 15, by striking out the word "three" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2501), page 17, line 15, by striking out the figures "\$5300" and inserting in lieu thereof "\$5100."

Amend Sec. 1, (Sec. 2501), page 18, line 1, by striking out the word "three" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2501), page 18, line 1, by striking out the figures "\$5300" and inserting in lieu thereof "\$5100."

Amend Sec. 1, (Sec. 2501), page 18, line 4, by striking out the word "five" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2501), page 18, line 4, by striking out the figures "\$5500" and inserting in lieu thereof "\$5300."

Amend Sec. 1, (Sec. 2501), page 18, line 8, by striking out the word "five" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2501), page 18, line 8, by striking out the figures "\$5500" and inserting in lieu thereof "\$5300."

Amend Sec. 1, (Sec. 2502), page 21, line 4, by striking out the word "eight" and inserting in lieu thereof "six."

Amend Sec. 1, (Sec. 2502), page 21, line 4, by striking out the figures "\$3850" and inserting in lieu thereof "\$3650."

Amend Sec. 1, (Sec. 2502), page 21, lines 5 and 6, by striking out the words and figures "four thousand dollars (\$4000)" and inserting in lieu thereof "three thousand eight hundred dollars (\$3800)."

Amend Sec. 1, (Sec. 2502), page 21, line 7, by striking out the word "three" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2502), page 21, line 7, by striking out the figures "\$4300" and inserting in lieu thereof "\$4100."

Amend Sec. 1, (Sec. 2502), page 21, line 8, by striking out the word "five" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2502), page 21, line 9, by striking out the figures "\$4500" and inserting in lieu thereof "\$4300."

Amend Sec. 1, (Sec. 2502), page 21, line 10, by striking out the word "seven" and inserting in lieu thereof "five."

Amend Sec. 1, (Sec. 2502), page 21, line 10, by striking out the figures "\$4700" and inserting in lieu thereof "\$4500."

Amend Sec. 1, (Sec. 2502), page 21, line 11, by striking

out the word "nine" and inserting in lieu thereof "seven." Amend Sec. 1, (Sec. 2502), page 21, line 12, by striking out the figures "\$4900" and inserting in lieu thereof "\$4700."

Amend Sec. 1, (Sec. 2502), page 21, line 13, by striking out the words and figures "five thousand one hundred dollars (\$5100)" and inserting in lieu thereof "four thousand nine hundred dollars (\$4900)."

Amend Sec. 1, (Sec. 2502), page 21, line 14, by striking out the word "three" and inserting in lieu thereof "one."

Amend Sec. 1, (Sec. 2502), page 21, line 15, by striking out the figures "\$5300" and inserting in lieu thereof "\$5100."

Amend Sec. 1, (Sec. 2502), page 21, line 17, by striking out the word "five" and inserting in lieu thereof "three."

Amend Sec. 1, (Sec. 2502), page 21, line 17, by striking out the figures "\$5500" and inserting in lieu thereof "\$5300)."

On the question,

Will the House agree to the Amendments?

Mr. ANDREWS. For the purpose of the record, Mr. Speaker, I think there should be some brief statement as to the purpose of the amendment upon which the House is to vote.

Mr. CORR. Mr. Speaker, these amendments are practically the same as those voted down previously.

They provide for the retention of the freeze clause and the other clauses, but they split the difference between \$3850 and \$3450 and ask for \$3650 and instead of the four mills local effort provide for three and one-half mills. That is the only difference. It is a compromise between our original House Bills 1080 and 334.

Mr. HELM. Mr. Speaker, the explanation of the gentleman from Allegheny, Mr. Corr, is absolutely correct and the amendments should be defeated for the same reason as stated previously.

Mr. SARRAF. Mr. Speaker, before you announce the calling of the roll I wish the House to understand that this means a great deal to Pittsburgh.

It means, since we have an appointed board, that the taxpayers of Pittsburgh, in spite of the fact that they are contributing to the state and getting this inadequate and improper return, must through you and I, the Legislature, obtain \$2 million, and the only place we find that they can tap is our real estate in Pittsburgh. This is a very important issue.

On the question recurring,

Will the House agree to the amendments?

The SPEAKER. Are there objections to the same roll call being used as for the prior amendments? Is there objection? The Chair hears none, and consent is granted.

The yeas and nays were required by Messrs. Moran and Cochran and were as follows:

YEAS—58

Amarando,	Guarnieri,	Lutty,	Rigby,
Andrews,	Hagerty,	McGee,	Rose,
Beaver,	Harney,	McNally,	Rosen,
Boles,	Hersch,	Mihm,	Sarra,
Breth,	Hoggard,	Miller, J. C.,	Scanlon,
Bucchin,	Jones, G. E.,	Monroe,	Schmidt,
Byrne,	Jones, J. M.,	Muldowney,	Schuster,
Conway,	Jones, T. H. W.,	Musto,	Seyler,
Corr,	Kamyk,	Olsen,	Taylor,
Coyle,	Kolankiewicz,	Pengilase,	Toll,
Dougherty,	Lafore,	Peta,	Varallo,
Duffy,	Lederer,	Pettigrew,	Verona,
Fillp,	Leonard, L.,	Pfaff,	Welsh,
Filo,	Leven,	Polaski,	Yester,
Gaffney,	Limper,		

NAYS—137

Banker,	Greer,	McCullough,	Snider,
Barkdoll,	Gutendorf,	McDermitt,	Sollenberger,
Baumunk,	Guthrie,	McKinney,	Spencer,
Bear,	Hall,	McMillen,	Stank,
Berkstresser,	Hamilton, W. H.,	Metz,	Stimmel,
Blair,	Haudenshield,	Mikula,	Stoner,
Bloom,	Headlee,	Mills,	Swartz,
Bolton,	Helm,	Mintess,	Swope,
Bomberger,	Hewitt,	Moore, C. E.,	Tahl,
Bower,	Hocker,	Moore, H. A.,	Thompson, E. F.,
Brelschi,	Hunter,	Moran,	Thompson, R. L.,
Brown,	Jenkins,	Munley,	Tompkins,
Cella,	Johnson,	Najaka,	Toomey,
Clapper,	Jump,	Naugle,	VanSant,
Clendening,	Keller,	Needham,	Varnier,
Cochran,	Kent,	Petrosky,	Wachhaus,
Cooper,	Kline,	Pichney,	Wargo,
Costa,	Kohl,	Pitzer,	Waterhouse,
Dairymple,	Kornick,	Polen,	Watkins,
Davis,	Kratz,	Price, H. W. Jr.,	Weidner,
DuBols,	Kubacki,	Readinger,	Wescott,
Dunn,	Lelsey,	Reagan,	Westrick,
Erb,	Leonard, W. C.,	Reidenbach,	Whalley,
Ewing,	Light,	Reilly, J. M.,	Wheeler,
Ferster,	Lofus,	Riley, R. L.,	White,
Firmstone,	Lopresti,	Robertson,	Williams,
Flack,	Lovett,	Rovanssek,	Wilt,
Frost,	Lyons,	Royer,	Wood,
Geer,	Madden,	Rubin,	Yeakel,
Gibson,	Madigan,	Sax,	Yezzer,
Gleason,	Markley,	Scott,	Young,
Good,	Maxwell,	Shoemaker,	Ziegler,
Goodling,	Mazza,	Shotwell,	Sorg,
Graybill,	McConnell,	Smith,	Speaker
Greenwood,	McCormack,		

NOT VOTING—12

Beech,	Dowling,	Jones, P. F.,	Murray,
Boorse,	Fenrich,	McInroy,	Price, R. A.,
Dennison,	Hamilton, R. K.,	Miller, H. G.,	Reese,

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. HELM offered the following correctional amendments:

Amend Sec. 1, page 2, line 2, by striking out the word "section" and inserting in lieu thereof "sections."

Amend Sec. 1, page 2, line 2, by inserting after the word "two," where it appears the second time in said line, the following "and two thousand five hundred three."

Amend Sec. 1, (Sec. 2501), page 15, line 19, by striking out the words "two-one" and inserting in lieu thereof "three-one."

Amend Sec. 1, (Sec. 2501), page 16, line 1, by striking out the figures "(.002)" and inserting in lieu thereof "(.003)."

Amend Sec. 1, (Sec. 2501), page 16, line 6, by striking out the words "two-one" and inserting in lieu thereof "three-one."

Amend Sec. 1, (Sec. 2501), page 16, line 7, by striking out the figures "(.002)" and inserting in lieu thereof "(.003)."

Amend Sec. 1, (Sec. 2501), page 16, line 12, by striking out the words "two-one" and inserting in lieu thereof "three-one."

Amend Sec. 1, (Sec. 2501), page 16, line 12, by striking out the figures "(.002)" and inserting in lieu thereof "(.003)."

Amend Sec. 1, (Sec. 2501), page 16, line 18, by striking out the words "two-one" and inserting in lieu thereof "three-one."

Amend Sec. 1, (Sec. 2501), page 16, line 18, by striking out the figures "(.002)" and inserting in lieu thereof "(.003)."

Amend Sec. 1, (Sec. 2501), page 17, line 5, by striking out the words "two-one" and inserting in lieu thereof "three-one."

Amend Sec. 1, (Sec. 2501), page 17, line 5, by striking out the figures "(.002)" and inserting in lieu thereof "(.003)."

Amend Sec. 1, (Sec. 2501), page 17, line 11, by striking out the words "two-one" and inserting in lieu thereof "three-one."

Amend Sec. 1, (Sec. 2501), page 17, line 11, by striking out the figures "(.002)" and inserting in lieu thereof "(.003)."

Amend Sec. 1, (Sec. 2501), page 17, line 17, by striking out the words "two-one" and inserting in lieu thereof "three-one."

Amend Sec. 1, (Sec. 2501), page 17, line 17, by striking out the figures "(.002)" and inserting in lieu thereof "(.003)."

Amend Sec. 1, (Sec. 2501), page 18, line 6, by striking out the words "two-one" and inserting in lieu thereof "three-one."

Amend Sec. 1, (Sec. 2501), page 18, line 6, by striking out the figures "(.002)" and inserting in lieu thereof "(.003)."

Amend Sec. 1, (Sec. 2502), page 20, line 17, by inserting brackets before and after the word "and."

Amend Sec. 1, (Sec. 2502), page 20, line 17, by inserting after the word "schools" where it appears the second time in said line, the following "and joint high schools."

Amend Sec. 1, (Sec. 2502), page 21, line 1, by inserting brackets before and after the word "and."

Amend Sec. 1, (Sec. 2502), page 21, line 2, by inserting after the word "and" the following "and joint high schools."

Amend Sec. 1, (Sec. 2502), page 22, line 10, by inserting a bracket before the word "Every" where it appears the first time in said line.

Amend Sec. 1, (Sec. 2502), page 22, line 16, by striking out the bracket before the word "and."

Amend Sec. 1, (Sec. 2502), page 22, line 17, by striking out the bracket after the word "schools."

Amend Sec. 1, (Sec. 2502), page 22, line 18, by inserting a bracket after the word "factionl."

Amend Sec. 1, (Sec. 2502), page 22, line 19, by striking out the word "above" and inserting in lieu thereof "hereinbefore."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. HELM offered the following amendments:

Amend Sec. 2, page 24, lines 18, 19 and 20, by striking out all of said lines.

Amend Sec. 2, page 25, lines 1 and 2, by striking out both of said lines.

Amend Sec. 2, (Sec. 2503), page 25, line 6, by striking out the bracket before the word "or."

Amend Sec. 2, (Sec. 2503), page 25, line 6, by inserting a bracket before and after the word "high."

Amend Sec. 2, (Sec. 2503), page 25, line 8, by striking out the bracket after the word "instruction."

Amend Sec. 2, (Sec. 2503), page 26, line 5, by striking out the bracket before the word "or."

Amend Sec. 2, (Sec. 2503), page 26, line 5, by inserting a bracket before the word "A."

Amend Sec. 2, (Sec. 2503), page 26, line 6, by inserting after the word "school" the following "joint schools."

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. HELM offered the following amendment:

Amend Sec. 3, page 27, line 11, by striking out the figure "3" and inserting in lieu thereof "2."

It was agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. HELM offered the following amendment:

Amend Title, page 1, lines 1 and 2 of Title, by striking out the words "subsections 5 and 6 of section two thousand five hundred one and section two thousand five hundred two of."

It was agreed to.

On the question,

Will the House agree to the bill on second reading as amended?

Mr. ANDREWS. Mr. Speaker, I desire, as I indicated previously, to say what I have to say about the educational program at this time.

I appreciate the efforts of the Committee on Education. It has had a difficult task. It has worked hard at that task. It has had to strike a compromise and balance.

It seems that there is a three-fold base of support for the program which has been submitted. The Governor's Office, the PSEA and the Directors Association, and that having arrived at a decision, an agreement, no one is privileged to disturb that tripod, because if anything is done to change the basic agreement that has not been arrived at on this floor the program is in danger, might even fall.

The debate today on the bills presented, shows how completely we have failed as yet to grapple with the basic problems which our educational situation, our school program presents.

I say to you, as you all know, that the Commonwealth of Pennsylvania operating through its General Assembly has never been as generous and as considerate to the City of Philadelphia as it has been to the rural districts. And I say to you that the formulae that we have framed, largely determined in many instances by the powerful organization known as the School Directors Association, has prevented us from outlining a formula that does justice to Pittsburgh.

When we take into consideration the financial contributions made to the school districts by the cities of Philadelphia and Pittsburgh and compare their contribution ratably, we find that they have for years been carrying the burden of many districts that have consistently failed to meet their obligations—their obligations to the children, their obligations to the Commonwealth.

Now it is a serious bit of business when we find that a rural minority which has not in many instances been mindful of its obligations becomes the determining factor in framing the formula through which our public school system is financed. And all of this is due to a basic misconception upon the part not only of the school directors generally but of the general public.

There is a feeling that the Commonwealth assists the school districts. That is not the legal theory, it is not the constitutional theory. It is the Commonwealth that tells the school districts the measure of the support that they should give the Commonwealth itself in maintaining the school system, because the obligation of maintaining the school system lies not primarily with the school district but with the Commonwealth itself. And it is on that basis that the Commonwealth says to the district "This is the measure of your support to our school system."

I am very sorry, indeed, that in our salary schedule we have not made a more basic approach to the fundamental problem, that faces those in charge, those responsible for the management of our school districts; and that basic fundamental thing is to make certain that there is fit into the bottom of our teaching structure the right kind of young men and women prepared to make teaching a profession.

You know and I know that when a young man or a young woman in these days is planning a career, a measure of prime importance is the initial salary. And the young man who may want to become an educator, who may want to make teaching a career, looks at \$2400 and says: "If I get married, how long will my wife have to work before I will be able to support her?" And you do not get in your teaching structure the kind of people that you get if you have the sort of a salary schedule that would feed into the bottom talent, devoted talent.

I would gladly have urged upon the Members of this House a minimum of at least \$2600. I am not so much concerned about the maximum, because if you have a proper minimum the maximum will take care of itself. And this bill is deficient. It does not meet the needs of the times. It does not carry the responsibility but it names \$2400 as a minimum mandated by the state for those who would become members of our teaching force.

I have pointed out the need for getting a proper place to start, and it is not a question of a few million; it is a question of making our formula for the reimbursement of teaching costs locally and our salary schedule a realistic one.

As far as the Directors of Pennsylvania are concerned, we have many persons of enlightenment, of devotion to the cause of education, but all the progress that we have made in raising educational standards in this Commonwealth has been made in the face of persistent and consistent local opposition upon the part of the school directors of Pennsylvania, taken as a body. Their views have given us a structure that penalizes many districts for the benefit of districts local in their nature that have persistently milked the Commonwealth.

Had it not been for the fact that it would have been necessary to revise the teachers' salary bill clear down the line, change the number of increments and so forth, I would have offered an amendment to the teacher's salary bill fixing \$2600 at least as the minimum; and I would have been prepared to stay here and ask the members of my party to stay here until we were certain that that minimum had been financed. I have watched with great interest the progress of events which formulates a \$93 million program, proclaiming throughout the Commonwealth, "Upon this ground we stand." The teachers of Pennsylvania advocated a program that will cost approximately \$93, or \$91 or \$92 millions, and I have watched that program dwindle until it becomes something like \$55 millions—I may not be exactly correct.

Now who is trying to fool whom? Was the PSEA crazy when it framed its initial program? Was it taking a bargaining position? Was it feeding the teachers guff? Was it unrealistic? Who has the right of it? Who determines, and at what conferences was it finally determined that \$55 or \$45 millions was the figure?

Unfortunately, there is nothing that I can do about it. I am told that if I disturbed this bill I would endanger the

program. Then the teachers would say: "You were not our friend. You disturbed the arrangement which our leadership had made." But for and on behalf of myself, and for and on behalf of my party I protest against the \$2400 minimum. And for and on behalf of my party and myself, I protest against the fact that we have not evolved a formula which deals justly with Philadelphia, which deals justly with Pittsburgh and which deals justly with the rural districts. We go out of here penalizing Philadelphia, penalizing Pittsburgh and rewarding many of the school districts of Pennsylvania that should be penalized for their incompetence and their ineptitude.

Mr. SOLLENBERGER. Mr. Speaker, we have listened to a very able address from the gentleman from Cambria. Some of the statements he made are unquestionably right and correct and no one denies that. But I feel that an explanation should be made on at least three different points that he brought out so that the Members of the House will understand that the discrimination was not quite as much as you might think.

I have never been known in my fifteen years in the House to talk against good school legislation and against increases for schools. I have not been blamed for that except in a very derogatory manner. But this is one time that I have to defend the action of the leadership in these fifteen years.

As regards Pittsburgh, I want to state here that the three gentlemen who have come in from Pittsburgh relative to their districts are gentlemen. I use the word advisedly and correctly. They are here discussing the problem of Pittsburgh. They have a perfect right to do so. They are only asking for what the people of Pittsburgh would want them to ask. Let us give them due credit for that. I would do the same thing, were I a member of the board in Pittsburgh or a member of the administrative staff.

Let us take up this thought of discrimination. From 1921 on to about 1945, or 1943, we operated the schools under the Edmunds Act and it was the number of teachers you had in the system that put you in a certain classification, whereby you could receive state appropriation. If you would add one more teacher to the staff, you could go from the 51,000 to the 49,000 and then you received a nice appropriation from the state beyond what you did the prior year.

The School Commission was organized and in order to stop that, and have the district pay the amount that each should be paying on a rightful and a proper basis, we changed that from the old Edmunds Act to the pupil-teacher ratio. That was set then at 30 for the grades and 22 for the secondary. When that was done it stopped padding of payrolls. Whether it be in the rural district or in a large city, that was not discrimination. That was definitely putting schools where they belonged, both from the standpoint of the boards of directors and the standpoint of the superintendent and administrative staff. That was one thing that was not discrimination. It was doing the proper thing so that they could not pad the payrolls for the purpose of receiving more state aid.

Then a second move was made when we heard so much about assessments and tax collections. A few years ago we passed a law that set up a Tax Equalization Board, and their findings gave a further picture that we will be proud of in the years that lie ahead. And that is that we have

and are having better assessments today, more equalized assessments. For twenty-five or thirty years I have heard it; ever since I have been down here, telling us that is what we want. Now we have it and now we are finding objection to that. I realize that the findings of the board are not perfect as yet. They have been in office too short a time; they cannot be. But nevertheless I believe the courts have upheld them in every case that was taken to the courts. I think that is correct; I am not certain of it.

So, it seems to me, when they did that they were not discriminating. It did not matter whether it was the city of Philadelphia or the city of Pittsburgh or the poorest township in this Commonwealth; it was based on exactly the same type of procedure. To me that is not discrimination; that is definitely setting a level and putting the groundwork where it belongs so that the local boards can operate according to the findings of the State Equalization Board.

I want to say for the school directors, naturally they make mistakes the same as the teachers do, and the same as the legislators do; but I must say in this state this year we have had marvelous cooperation from the State School Directors' Association. They have gone along; when they differed with us they said so, and rightfully so. They should do that. But they have gone along on the program.

Now as regards the \$2600, I must make this statement here. We were not against \$2600 so far as some of us were concerned. But let us not forget that in the agreements here we agreed on the basis of House Bills 333 and 334, and in that the salary was asked for by the Pennsylvania State Educational Association and voted upon on December 27, 1950 as a minimum of \$2400. When that was done it was all right. We have the authority as legislators to change that, but we felt that if they were satisfied and the school directors felt that they could pay that extra \$400 in most of the beginners' cases, and \$200 where it was a Master's degree, then there was no reason why we should not all go along and keep it at \$2400.

The argument that was presented that they may be worth more and that it may be a very fine basis for better people, that argument we do not disagree with. That is quite obvious. As to which amount of money that is paid and which this bill calls for, I believe that the statistical data show this, that this biennium is \$203,000,000 of state money for the public schools, and the proposed amount is \$273,450,000. That is an increase of \$70,000,000.

I was not able to attend the conference at which that amount was arrived at, I cannot answer those questions, but I do know that according to the statistical data it is \$70,000,000, and though we would have liked to have had more we are mighty pleased that we got \$70,000,000, as they say today, from a law-making point of view.

Little change was made in the bill, very little. The 180 day clause was stricken out. There was much objection to it. Otherwise, the bill stands pretty much as the original bill stood, with some minor changes.

I believe that is a fair and honest answer to Mr. Andrews or anyone interested in his line of argument. We appreciate his kindness and also his feeling in raising the minimum, but we felt that we just could not do that on the basis of the writing of the bills originally, plus the lack of more to be paid back home. That is

what we were interested in as much as we were in the salaries. If we could subsidize the 2539 school districts so that each would receive its share all would be treated fairly under the proposed bills.

On the question recurring,

Will the House agree to the bill on second reading as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 15, entitled:

An Act prohibiting political subdivisions from imposing wage income or occupation taxes on non-residents and abolishing such taxes heretofore imposed

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HAMILTON. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of further study.

On the question,

Will the House agree to the motion?

Mr. ROBERTSON. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia Mr. Hamilton.

The SPEAKER. Will the gentleman from Philadelphia Mr. Hamilton, permit himself to be interrogated?

Mr. HAMILTON. I shall, Mr. Speaker.

Mr. ROBERTSON. Mr. Speaker, I would like to inquire as to the gentleman's reason for making this motion to recommit?

Mr. HAMILTON. Mr. Speaker, there is a general misunderstanding concerning House Bill 15. Apparently there are many who think it only applies to the City of Philadelphia. But if it should be enacted it will affect sixty-five boroughs, nine cities and five townships. I believe it is extremely important to weigh every borough, city and township in this Commonwealth as far as House Bill No. 15 is concerned.

Mr. ROBERTSON. Mr. Speaker, I would like to ask Mr. Hamilton if he knows when House Bill 15 was introduced into this Assembly?

Mr. HAMILTON. I do not know the exact date, Mr. Speaker, but it must have been the early part of the session, but I am not sure of the exact date.

Mr. ROBERTSON. Mr. Speaker, I would like to advise the gentleman that it was on February 4th. Does the gentleman know when this bill was reported out of Committee?

Mr. HAMILTON. That date was approximately May 15th, if I remember, Mr. Speaker.

Mr. ROBERTSON. To be accurate, Mr. Speaker, it was May 23rd. Does the gentleman feel that a bill that has been in Committee for a period of over three months should have been studied by the Members of the House and the members of the Committee?

Mr. HAMILTON. Mr. Speaker, I am not a member of that particular Committee, therefore I am not too certain

of the amount of study that was given to the bill, but I do feel in view of the fact that there are so many parts of our Commonwealth affected, we should make absolutely certain that they realize the import of this bill.

Mr. ROBERTSON. Mr. Speaker, one further question. Does the gentleman indicate that the action on the part of the Municipal Corporations Committee from which this bill was reported was not substantially correct, and that the Committee reported bills out without thoroughly discussing and reading the bills? Is that the indication of the gentleman.

Mr. HAMILTON. Mr. Speaker, the members of the Municipal Corporations Committee are the finest, the most competent and the most intelligent members that I have ever been privileged to associate with, but we are all subject to making hasty decisions occasionally, and perhaps if we go a little slow it will be better for the members of the Committee as well as the entire House.

Mr. ROBERTSON. Mr. Speaker, for the information of the House, this bill was put into the hopper on the 4th of February and remained in the Municipal Corporations Committee until May 23rd. That is a period of very close to four months. I do not think anybody here, including the gentleman from Delaware, would intimate that there were any machinations or anything of that type that went on in the committee.

He admits that the members of the Committee are the finest gentlemen in the House. He also admits that this bill was studied by the Committee and reported out of the Committee.

I submit, Mr. Speaker, that this bill has been thoroughly studied; everybody in the Committee who was at the meeting probably had a chance to discuss and go over this bill. To report it back for further study would be useless.

I ask that the Members of this House vote down the motion. I second Mr. Boorse's request for a roll call.

Mr. ROSE. Mr. Speaker, I have listened to the interrogation by the gentleman from Delaware and the replies by the gentleman from Philadelphia with a great deal of interest.

I can see the logic of the views of the gentleman from Philadelphia. In spite of the fact that this bill has been nesting in Committee for a considerable length of time, I think most of the members of that Committee did not ascertain the views of the fiscal officials not only of Philadelphia, but of the other communities affected by this bill.

I certainly join with the gentleman from Philadelphia in asking that this bill be referred back to the Committee so that the Committee can ascertain the views of those who are primarily concerned with the fiscal problems of the communities affected by this piece of legislation, and so that they can inform the members of that Committee of the effect that this legislation will have on their financial programs.

Mr. BOLTON. Mr. Speaker, this motion offered by my colleague from Philadelphia, Mr. Hamilton, is the absolute negation of the committee system of government.

As our esteemed Majority Leader has pointed out at great length on many occasions, the committee system must be maintained in order to keep this Legislature on an even keel.

The Committee on Municipal Corporations is headed by its Chairman, Mr. Boorse, from Montgomery County, one of the oldest and most respected Members of this House. I am quite sure that the Members of this House will agree with me in my statement that anything that is put out by Mr. Boorse and that Committee has been thoroughly considered, and is well worthy of the attention of the House.

I join with the gentleman from Delaware, Mr. Robertson, in requesting the Members of the House to vote down this motion.

Mr. LOVETT. Mr. Speaker, I arise to oppose the motion to recommit. I would like to interrogate the gentleman from Philadelphia, Mr. Hamilton.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Hamilton, permit himself to be interrogated?

Mr. HAMILTON. I shall, Mr. Speaker.

Mr. LOVETT. The gentleman said to have this bill recommitted "for further study," is that correct?

Mr. HAMILTON. That is correct, Mr. Speaker.

Mr. LOVETT. In the gentleman's honest opinion—and let us be fair about it—is that his real intention in recommitting this bill?

Mr. HAMILTON. Mr. Speaker, that is my honest conviction.

Mr. LOVETT. I thank the gentleman.

For many years I have found fault with the committee system in Pennsylvania, and today I must find fault again.

I have heard a lot of praise about the integrity of the Committee, about the ability of the Committee, the qualifications of the individuals of the Committee, and that the Committee has seen fit to report to the House a very simple bill that needs no study whatever.

I say even the most dense of us knows full well what this bill does. As the gentleman has stated, it does affect not only Philadelphia; it affects the entire state of Pennsylvania, and particularly the borough from which I come. We have a wage tax too. I opposed the wage tax in Pennsylvania. I hope I am not discussing the merits of this bill.

The SPEAKER. The gentleman is getting very close.

Mr. LOVETT. Well I say again, let us be fair. I feel down in my heart that this bill is not being recommitted for further study. I think the majority of the men in this House feel that this bill is not being recommitted for further study. Since it does affect the entire state of Pennsylvania, and we have representation here from the entire state of Pennsylvania, I think the measure now before us should remain here, and that the men who represent those districts that are affected by this legislation should stand up and be counted either for or against this bill. I ask you to vote down the motion to recommit.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Boorse and Mr. Bolton.

A verification of the roll was requested by Messrs. Bloom, Robertson and Clendening.

The roll was verified and was as follows:

YEAS—143

Amarando,
Andrews,
Banker,
Barkdoll,

Greer,
Guarnieri,
Gulendorf,
Guthrie,

McGee,
McMillen,
McNally,
Metz,

Scanlon,
Schmidt,
Schuster,
Scott,

Baumunk,
Beaver,
Beech,
Berkstresser,
Boies,
Bomberger,
Bower,
Breth,
Bucchin,
Byrne,
Cella,
Clapper,
Conway,
Corr,
Costa,
Coyle,
Dalrymple,
Davis,
Dougherty,
DuBols,
Duffy,
Erb,
Ewing,
Ferster,
Fillip,
Filo,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Graybill,

Hagerty,
Hall,
Hamilton, W. H.,
Haudensheld,
Headlee,
Helm,
Hersch,
Hocker,
Hoggard,
Hunter,
Jenkins,
Johnson,
Jones, G. E.,
Jump,
Kanyk,
Kent,
Kline,
Kohl,
Kolankiewicz,
Kornick,
Kubacki,
Lederer,
Leonard, L.,
Leven,
Limper,
Loftus,
Lopresti,
Lutty,
Madigan,
Markley,
McCormack,
McDermitt,

Mihm,
Mikula,
Mintess,
Monroe,
Moore, C. E.,
Moore, H. A.,
Moran,
Muldowney,
Munley,
Musto,
Najaka,
Naugle,
Needham,
Olsen,
Penglase,
Peta,
Pettigrew,
Pfaff,
Pichney,
Pitzer,
Polaski,
Price, H. W. Jr.,
Price, R. A.,
Readinger,
Reilly, J. M.,
Riley, R. L.,
Rose,
Rosen,
Rovasek,
Rubin,
Sarraf,
Sax,

Seyler,
Shoemaker,
Smith,
Snider,
Sollenberger,
Stimmel,
Stoner,
Tahl,
Taylor,
Thompson, E. F.,
Thompson, R. L.,
Toll,
Tompkins,
Toomey,
VanSant,
Varallo,
Verona,
Wachhaus,
Wargo,
Watkins,
Weldner,
Welsh,
Wescott,
Westrick,
Whalley,
Wheeler,
White,
Williams,
Yester,
Ziegler,
Sorg,
Speaker

NAYS—48

Bloom,
Bolton,
Boorse,
Breisch,
Brown,
Clendening,
Cochran,
Cooper,
Dowling,
Dunn,
Gibson,
Gleason,

Good,
Goodling,
Greenwood,
Hamilton, R. K.,
Harney,
Jones, J. M.,
Jones, T. H. W.,
Keller,
Kratz,
Lafore,
Lelsey,
Leonard, W. C.,
Light,
Lovett,
Lyons,
Madden,
Maxwell,
Mazza,
McCullough,
McKinney,
Miller, J. C.,
Mills,
Petrosky,
Polen,

Rigby,
Robertson,
Shotwell,
Spencer,
Stank,
Swartz,
Swope,
Verner,
Wood,
Yeakel,
Yetzer,
Young,

NOT VOTING—16

Bear,
Blair,
Dennison,
Fenrich,

Hewitt,
Jones, P. F.,
McConnell,
McInroy,
Miller, H. G.,
Murray,
Reagan,
Reese,

Reidenbach,
Royer,
Waterhouse,
Wilt

So the question was determined in the affirmative and the motion was agreed to.

Agreeably to order.

The House proceeded to the second reading and consideration of House Bill No. 589, entitled:

An Act to amend section one thousand one hundred forty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for additional increments for holders of college certificates or Masters' Degrees

The first section was read.

On the question,

Will the House agree to the section?

Mr. CLAPPER offered the following amendments:

Amend Section 1, (Section 1144) page 2, line 15, by inserting after the word "Any," the following: "temporary."

Amend Section 1, (Section 1144), page 2, line 15, by inserting after the word "Degree" the following: "at the time of his initial employment in the public schools of this Commonwealth."

Amend Section 1, (Section 1144), page 2, lines 17 and 18 by striking out the word "in" in line 17 and the words "the public schools of this Commonwealth," in line 18.

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of House Bill No. 590, entitled:

An Act to amend section one thousand one hundred forty-four of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for increments for professional employees holding a Master's Degree or its equivalent.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of House Bill No. 713, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing boards of school directors to enter into contracts with and make appropriations to the county board of school directors for services further providing for the appointment and payment of a secretary and a treasurer of the county board of school directors and auditing the treasurer's accounts and providing for the assessment of school districts for special services furnished by the county board of school directors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of House Bill No. 1287, entitled:

An Act to further amend subsection B of section one thousand nine of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporation associations or persons restricting the exercise of bank-

ing powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further limiting the amount which may be invested in shares of other banking institutions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of House Bill No. 1288, entitled:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of Senate Bill No. 122, entitled:

An Act to further amend paragraph (8) of subsection A and subsection B of section 1208 section 1209 and subsection C of section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for authorized investments and limitations on loans and discounts of savings banks.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of Senate Bill No. 123, entitled:

An Act to re-enact and amend the title and the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled "An act providing for the preservation of the records of banks and trust companies, trust companies, saving banks and private banks and imposing penalties for violations" by extending the provisions thereof to national banking associations making photostatic film reproductions or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records providing a means for the final adjustment and settlement of depositors' accounts and saving certain parts of acts from repeal.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of Senate Bill No. 124, entitled:

An Act to further amend subsection A of Section 1006 of the act approved the fifteenth day of May one thousand hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by providing for the powers and limitations upon powers of banks and bank and trust companies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of Senate Bill No. 125, entitled:

An Act to further amend subsection E of section nine hundred eight of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and the of officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation

conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations on powers of corporations authorized to engage in the banking business.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of Senate Bill No. 242, entitled:

An Act to amend the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for establishment of branch offices, agencies and facilities and the approval thereof by the Department of Banking.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 289, Printer's No. 106 was passed over at the request of the SPEAKER.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 119, as follows:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 No political subdivision shall impose or collect or attempt to collect a tax of any kind called or designated as a poll tax Any tax notice sent or delivered to a taxable after the effective date of this act which

designates or describes any tax as a poll tax shall be invalid as to such tax and shall impose no liability upon the taxable for the payment of the tax so designated

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarra.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudensfield.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Brelsach.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Bucchin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendenning.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyle.	Kline.	Olsen.	Varner.
Dalrymple.	Kohl.	Penglase.	Verona.
Davis.	Kolankiewicz.	Peta.	Wachhaus.
Dennison.	Kornick.	Petrosky.	Wargo.
Dougherty.	Kratz.	Pettigrew.	Waterhouse.
Dowling.	Kubacki.	Pfaff.	Watkins.
DuBols.	Lafore.	Pichney.	Weldner.
Duffy.	Lederer.	Pitzer.	Welsh.
Dunn.	Lelsey.	Polaski.	Wescott.
Erb.	Leonard, L.	Polen.	Westrick.
Ewing.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Fenrich.	Leven.	Price, R. A.	Wheeler.
Ferster.	Light.	Readinger.	White.
Fillip.	Limper.	Reagan.	Williams.
Filo.	Loftus.	Reese.	Wilt.
Firmstone.	Lopresti.	Reidenbach.	Wood.
Flack.	Lovett.	Reilly, J. M.	Yeakel.
Frost.	Lutty.	Rigby.	Yester.
Gaffney.	Lyons.	Riley, R. L.	Yetzer.
Geer.	Madden.	Robertson.	Young.
Gibson.	Madigan.	Rose.	Ziegler.
Gleason.	Markley.	Rosen.	Sorg.
Good.		Rovansek.	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 289, Printer's No. 399 was passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 382, as follows:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" as last amended by the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 844) is hereby further amended to read as follows

Section 11 This act shall not apply to fraternal organizations incorporated under the laws of the Commonwealth religious organizations raising funds for religious purposes colleges schools universities or associations of alumni or alumnae thereof raising funds for fellowships or scholarships young men's Christian associations young women's Christian associations federated women's clubs labor unions municipalities or subdivisions thereof nor to charitable institutions or agencies required by the provisions of existing law to file reports with the Department of Welfare or with any other department or office of the Commonwealth nor to any war veterans' organizationization or any subordinate units thereof whenever the purpose for which it is soliciting funds has been approved by the Department of Military Affairs

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarra.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudensfield.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Brelsach.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Bucchin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendenning.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyle.	Kline.	Olsen.	Varner.

Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Reidenbach,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No 556, as follows:

An Act to amend Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise he penal laws of the Commonwealth" by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended to read as follows

Section 625 Discharge of Flobert Rifles etc in Cities and Boroughs Whoever discharges on the streets or alleys of any city or borough a flobert rifle air gun spring gun or any implement which impels with force a metal pellet of any kind shall upon conviction thereof in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50) and in default of the payment of such fine and costs shall be sentenced to imprisonment not exceeding thirty (30) days This section shall not be construed to prohibit any municipality from granting special permission to the chief of police or persons designated by him to discharge on the streets or alleys of such municipality a flobert rifle air gun spring gun firearms or any implement which impels with force a metal pellet of any kind for a particular purpose

On the question,
Will the House agree to the bill on third reading?

It was agreed to.

On the question,
Shall the bill pass finally?

Mr. MAXWELL. Mr. Speaker, I would like to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Franklin, Mr. Barkdoll, permit himself to be interrogated?

Mr. BARKDOLL. Mr. Speaker, I yield to the gentleman from Dauphin, Mr. Dowling.

The SPEAKER. Will the gentleman from Dauphin, Mr. Dowling, permit himself to be interrogated.

Mr. DOWLING. Mr. Speaker, I shall.

Mr. MAXWELL. Mr. Speaker, will the gentleman please explain for the information of the Members of this House, what a flobert rifle is?

Mr. DOWLING. Mr. Speaker, I am informed by a firearms expert, Mr. Gleason of Lycoming County, that it is a gun which propels a bullet with a spring that is stronger than the spring that is used in the average air rifle type of gun such as a BB gun. I believe the flobert rifle has really a European origin, but many of these guns have been brought into this country following World War II.

Mr. MAXWELL. Mr. Speaker, what size pellet and what is the killing power of this rifle?

Mr. DOWLING. Mr. Speaker, I would prefer to yield on that question to Mr. Gleason of Lycoming County, who is a firearms expert.

The SPEAKER. Will the gentleman from Lycoming, Mr. Gleason, permit himself to be interrogated?

Mr. GLEASON. Mr. Speaker, I will.

Mr. MAXWELL. Mr. Speaker, I am only trying to find out the power of these rifles, and if Mr. Gleason is an expert I will ask him what size pellet this rifle shoots and what would be the killing power compared to the .22 rifle at short range.

Mr. GLEASON. Mr. Speaker, I do not know that I am an expert on guns. I have monkeyed with them a little since coming into this world. I have grown up with them, but I do not consider myself an expert. I will answer the gentleman's question.

A flobert rifle is a rifle that has either a heavier spring or a compressed air gun that throws a pellet about—some of them about the same caliber as a .22. I have in mind the Benjamin rifle and the Benjamin pistol. You can either shoot a pellet or a metal dart and from here to Mr. Maxwell you could kill a man, with one of them very easily, if you hit him in the head. Does that answer your question?

Mr. MAXWELL. Mr. Speaker, I thank the gentleman. That answered my question perfectly.

A short time ago there was quite a fuss raised over BB guns being discharged in municipalities where there was a chance of people being struck with them. Now we have a bill that will permit a gun that is equal in killing power to the .22 rifle to be discharged in municipalities. So, therefore, Mr. Speaker, I think this is a very bad and dangerous bill, and I think the Members should know that and vote accordingly.

Mr. ANDREWS. Mr. Speaker, I would like some expert information from the expert on the other side of the House, Mr. Gleason.

The SPEAKER. Will the gentleman from Lycoming, Mr. Gleason, permit himself to be interrogated.

Mr. GLEASON. Mr. Speaker, I will have the gentleman fire and fall back.

Mr. ANDREWS. Mr. Speaker, at forty feet, with one of these guns, could you ping a rabbit that was eating your cabbage.

Mr. GLEASON. Mr. Speaker, if you point it right, yes.

Mr. ANDREWS. Mr. Speaker, well then I am for it.

Mr DOWLING. Mr. Speaker, at the time this bill was before the Committee, there was some apprehension about the use of this gun. We finally offered amendments to the bill providing that only a chief of police or a person designated by him could do this shooting. It was the consensus of opinion of the Committee that the guns should be placed in the hands only of someone who was qualified to use that gun.

I am informed by the sponsor of this bill that pigeons have been destroying some prominent buildings in this district and that really is the reason for this bill. It will not be indiscriminately used because the council or the chief of police should see to it that the person who uses the gun is thoroughly competent in its use.

Mr. MAXWELL. Mr. Speaker, the gentleman's explanation still does not justify the fact that a high powered gun of this type is going to be used where there are a lot of people. I have seen a lot of chiefs of police who could not hit a bull with a handful of rice; and yet they are going to let them wander around the city pot-shooting up in the buildings at pigeons and things. So, it is still a bad bill.

Mr. DOWLING. Mr. Speaker, I do not wish to prolong this discussion, but I would like to bring to the attention of Mr. Maxwell that on these very Capitol grounds where this building is located, guns are discharged to kill pigeons, and I have not been informed of any accident having taken place in that manner.

Mr. GLEASON. Mr. Speaker, all this bill does is to give the chief of police a choice. As the gentleman from Westmoreland said, some of them cannot hit anything with a pile of rocks, so that is why this bill is drawn up so they can give somebody else the privilege who can hit something.

Under the law now, if anybody in a city, town or borough goes out and shoots at a pigeon that is cluttering up the buildings, he is liable to a fine. Say his neighbor does not like that fellow and he has him arrested, there is not any way he can be protected because under the law it says he cannot fire a gun in a borough, town or city. So it is just allowing this man, whoever is given permission by the chief to use it. It does not say just a fobert rifle, air gun or what; he can shoot a shot gun. It is not going to hurt anything when it is shot up there in the air—or even a rifle against a building. I do not think they are going to use high powered rifles unless elephants start flying and then that would be bad. I do not see where there is anything wrong with this bill. I would like to see it passed for the sponsor.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—134

Andrews,	Flack,	Lopresti,	Sarraf,
Banker,	Frost,	Lovett,	Sax,
Barkdoll,	Gibson,	Lyons,	Scott,
Bear,	Gleason,	Madden,	Seyler,
Beaver,	Goodling,	Madigan,	Shoemaker,
Beech,	Graybill,	Markley,	Shotwell,
Berkstresser,	Greenwood,	Mazza,	Smith,
Blair,	Greer,	McConnell,	Sollenberger,
Bolton,	Gutendorf,	McCormack,	Spencer,
Bomberger,	Guthrie,	McCullough,	Stank,
Boorse,	Hagerty,	McDermitt,	Stimmel,
Bower,	Hall,	McMillen,	Stoner,

Brelsich,	Hamilton, R. K.,	Metz,	Swartz,
Breth,	Hamilton, W. H.,	Mikula,	Swope,
Bucchin,	Harney,	Miller, J. C.,	Thompson, E. F.,
Cella,	Haudenshield,	Mintess,	Thompson, R. L.,
Clapper,	Helm,	Moore, C. E.,	Tompkins,
Clendeneng,	Hewitt,	Moore, H. A.,	Toomey,
Conway,	Hocker,	Najaka,	VanSant,
Cooper,	Johnson,	Needham,	Watkins,
Corr,	Jones, J. M.,	Pfaff,	Weidner,
Costa,	Jones, T. H. W.,	Pichney,	Wescott,
Coyle,	Jump,	Pitzer,	Westrick,
Davis,	Kent,	Polaski,	Whalley,
Dougherty,	Kline,	Polen,	Wheeler,
Dowling,	Kohl,	Price, H. W. Jr.,	White,
DuBois,	Kratz,	Readinger,	Williams,
Dunn,	Kubacki,	Reidenbach,	Wood,
Erb,	Lafore,	Reilly, J. M.,	Yeakel,
Ewing,	Leonard, W. C.,	Riley, R. L.,	Yetzer,
Ferster,	Light,	Robertson,	Young,
Fillp,	Limper,	Rovansek,	Ziegler,
Filo,	Loftus,	Royer,	Sorg,
Firmstone,		Rubin,	Speaker

NAYS—53

Amarando,	Jones, G. E.,	Mihm,	Rigby,
Baumunk,	Kamyk,	Mills,	Rosen,
Brown,	Keller,	Monroe,	Scanlon,
Byrne,	Kolankiewicz,	Moran,	Schmidt,
Cochran,	Kornick,	Muldowney,	Schuster,
Duffy,	Lederer,	Munley,	Snider,
Gaffney,	Leonard, L.,	Musto,	Taylor,
Geer,	Leven,	Olsen,	Toll,
Guarnieri,	Lutty,	Penglase,	Varallo,
Headlee,	Maxwell,	Peta,	Varner,
Hersch,	McGee,	Petrosky,	Wargo,
Hunter,	McKinney,	Pettigrew,	Welsh,
Jenkins,	McNally,	Price, R. A.,	Yester,

NOT VOTING—20

Bloom,	Good,	Miller, H. G.,	Rose,
Boles,	Hoggard,	Murray,	Tahl,
Dalrymple,	Jones, P. F.,	Naugle,	Verona,
Dennison,	Leisey,	Reagan,	Wachhaus,
Fenrich,	McInroy,	Reese,	Waterhouse,
			Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 680, as follows:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" by increasing the amount of pension in certain cases increasing the contributions required from certain employes and establishing certain minimum and maximum pensions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1361) are hereby further amended to read as follows

Section 4 (a) During the lifetime of the said person he or she shall be entitled to receive a pension from the fund set aside for the purpose fifty per centum of the amount which would constitute the average rate of pay at which

he or she was employed during the last five years of his or her employment by the said city. Said pension shall be paid in monthly payments. Provided That if any pension be granted to a person who has not been a contributor to the pension fund as herein provided during a period of twenty years such person shall be required to pay unto the board of pensions monthly an amount equal to [not less than two nor more than four per centum of his or her pension] upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to the pension above mentioned notwithstanding he or she has not attained the age for retirement at the time of his or her separation from the service of such city but said pension shall not commence until he or she has attained such age. Provided That any employee who has heretofore or shall hereafter be dismissed voluntarily retire or be in any manner deprived of his or her position or employment and who has been in the service of the city for a period of twenty-five (25) years or more and who has made payments into the pension fund for a period of twenty (20) years or more and who has reached the age of fifty (50) years shall upon application to the board of pensions receive the pension or compensation fixed by this act during the remainder of his or her life. Should any employee however become totally and permanently disabled after fifteen years of service he or she shall be entitled to the said pension. Provided That if any employee who has served less than fifteen years becomes totally and permanently disabled by reason of injury sustained in the actual performance of duty such employee shall be entitled to the said pension. Proof of total and permanent disability shall consist of the sworn statement of three practicing such amount as he or she would have been required to contribute had he or she contributed during such period as required by this act until such time as his or her contribution shall have extended during a period of twenty years. Should any person be dismissed for reasons other than misconduct after having served as an employee for fifteen years or more but less than twenty years such employee shall have the right to elect to keep in the fund all contributions heretofore made to the fund and to continue making monthly payments to such fund in an amount equal to the amount last due and paid monthly while an employee. When such payments continue until the former employee has contributed to the fund for a total of at least twenty years or until reaching the age of retirement whichever is the longer such person shall be entitled to receive a pension proportional to the pension which would have been received had the employee completed twenty years of service prior to dismissal such proportion to be computed on the ratio which the employee's actual time of service in months bears to twenty years. Should any person so employed after twenty years of service be dismissed voluntarily retire or be in any manner deprived of his or her position or employment before attaining the age fixed for retirement by this act physicians designated by the board that the employee is in a permanent condition of health which would totally disable him or her from performing the duties of his or her position or office. Once a year the board of pensions may require a disability pensioner to undergo a medical examination by three physicians appointed by the board and should such physicians thereupon report and certify to the board that such beneficiary is no longer incapacitated and should the pension board concur in such report the pension to such beneficiary shall be discontinued.

(b) The pension paid to any [one] employee pensioned prior to the first day of June one thousand nine hundred fifty-one shall not be less than [eighty] one hundred dollars nor exceed one hundred and twenty-five dollars per month and shall not be computed on rate of pay in excess of two hundred and fifty dollars per month. The pension paid to any employee pensioned after the first day of June one thousand nine hundred fifty-one shall not be less than one hundred dollars nor exceed one hundred seventy-five dollars per month and shall not be com-

puted on rate of pay in excess of three hundred fifty dollars per month.

(c) Any employee who is a member of the pension fund on the first day of June one thousand nine hundred fifty-one and who shall retire or be pensioned thereafter and whose average salary for the last five years of his or her employment by the said city has been two hundred dollars a month or more but less than two hundred and fifty dollars per month shall have his or her pension computed on fifty-ve per centum of his or her average salary during the aforesaid five-year period of time. And provided further That any employee who is a member of the pension fund on the first day of June one thousand nine hundred fifty-one and who shall retire or be pensioned thereafter whose average salary during the last five years of his or her employment with the said city has been two hundred and fifty dollars per month or more shall receive a pension of not less than one hundred thirty-seven dollars and fifty cents per month. In the event of the death of any person receiving a pension under this act there shall be paid to such person or persons as he or she have designated in writing and filed with the board of pensions as his or her beneficiary or to his or her estate a lump sum representing the difference if any between the total contributions paid into the pension fund by him or her as an employee and the total pension payments received by him or her during his or her lifetime but such lump sum shall be paid only when such total contributions exceed the total pension payments made.

Section 5 The city employees shall after the passage of this act pay unto the board of pensions monthly an amount equal to not less than two nor more than four per centum of their monthly salaries or wages as fixed by the board of pensions in no event however paying at a rate greater than [twelve] fourteen dollars per month which shall be applied to the purposes of this act. Payment of the monthly amount or contribution herein mentioned shall cease and be discontinued at the time the beneficiary received the pension herein provided if such beneficiary has so contributed to the pension fund during a period of twenty years. If at the time the beneficiary received the pension herein provided he or she shall not have been a contributor to the pension fund during a period of twenty years such person shall be required to pay unto the board of pensions an amount equal to [not less than two nor more than four per centum of his or her monthly pension] such amount as he or she would have been required to contribute had he or she contributed during such period as required by this act until such time as his or her contributions shall have extended during a period of twenty years. If for any cause an employee contributing to the pension fund shall cease to be an employee of any such cities of the second class before said employee becomes entitled to the pension conferred by this act the total amount of the contributions paid unto the pension fund by such employee shall be refunded to him or her in full without interest unless he or she has less than full pension rights under the provisions of section four of this act and elects at once to exercise such rights by keeping such contributions in the fund and making such further payments as may be required. Provided however If any such employee shall have returned to him or her the amount contributed as aforesaid and shall afterwards reenter the employ of such city said employee shall not be entitled to the pension designated until twenty years after said reemployment unless he or she shall return to the pension fund the amount withdrawn in which event the period of twenty years shall be computed from the time the said employee first entered the service of said city. In the event of the death of any such employee before the said employee becomes entitled to the pension aforesaid the said total amount of contributions aforesaid shall be paid over to such person or persons as he or she shall have designated in writing and filed with the board of pensions as his or her beneficiary or to his or her estate.

Section 2 The increases in pension payments provided by this amending act shall be deemed cost-of-living in-

creases and shall not be construed as a permanent and binding obligation of the Pension Fund which will in perpetuity entitle present and future beneficiaries under the fund to secure pension payment predicated upon such increases. Such increased pension payment shall be subject to revision by the General Assembly in the event of a decline or a rise in the cost of living costs result in decreasing the pension payments in effect prior to the effective date of this amending act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goorling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglease,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 732, Printer's No. 405 was passed over at the request of the SPEAKER.

Areably to order,

The House proceeded to the third reading and consideration of House Bill No. 752, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by making costs payable by the county to aldermen and justices of the peace due and payable at the end of each calendar month.

On the question,

Will the House agree to the bill on third reading?

Mr. KENT. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 4 from top, by inserting after the word "by" where it appears the second time, the following "fixing the time for,"

Amend Title, page 1, lines 5 and 6 by striking out the words "at the end of each calendar month."

Amend Sec. 1 (Sec. 3), page 2, lines 8 and 9 by striking out the words "at the end of each calendar" in line 8 and "month for all cases returned during that month," in line 9, and inserting in lieu thereof "within thirty days of the end of the calendar month in which transcripts were filed or in which the county's liability was determined."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

Ordered, That the bill as amended lie over for printing.

Areably to order,

The House proceeded to the third reading and consideration of House Bill No. 754, entitled:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by making costs due and payable by the county to aldermen or justices of the peace due and payable at the end of each calendar month.

On the question,

Will the House agree to the bill on third reading?

Mr. KENT. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 4 from top, by inserting after the word "by" where it appears the first time, the following "fixing the time for."

Amend Title, page 1, line 4, by striking out the words "due and."

Amend Title, page 1, lines 5 and 6, by striking out the words "at the end of each calendar month."

Amend Sec. 1 (Sec. 1), page 2, line 12, by striking out the words "due and."

Amend Sec. 1 (Sec. 1), page 3, lines 3 and 4 by striking out the words "at the end of each" in line 3 and all of line 4, and inserting in lieu thereof "within thirty days of the end of the calendar month in which transcripts were filed or in which the county's liability was determined."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Areaeably to order,

The House proceeded to the third reading and consideration of House Bill No. 870, as follows:

An Act to further amend section 1 and to add section 5 to the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by fixing minimum retirement allowances and providing benefits for surviving spouse in cities of the first class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" as last amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2795) is hereby further amended to read as follows

Section 1 Be it enacted &c That the several cities of this Commonwealth incorporated by general or special laws shall establish by ordinance a police retirement fund to be maintained by an equal and proportionate monthly charge against each member of the police force which shall not exceed annually three and one-half per centum of the pay of such member and by annual appropriations made by the city which fund shall be under the direction of councils or committed to the direction of such officers of the city as may be designated by councils and applied under such regulations as councils may be ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service but such retirement allowances as shall be made to those who are retired by reason of the disabilities or age shall be in conformity with a uniform scale

The annual appropriation made by the city each year shall be sufficient when added to the contributions made by members of the police force during such year and income from investments to pay in full the retirement allowances payable during such year

Such ordinance may prescribe a minimum period of continuous service not less than twenty years and a minimum age of fifty years after which members of the force may be retired from active duty and such members as are retired shall be subject to service from time to time as a police reserve until unfitted for such service

when they may be finally discharged by reason of age or disability

Payments made under the provisions of this section shall not be a charge on any other fund in the treasury of the city or under its control save the police retirement fund herein provided for The basis of the apportionment of the retirement allowance shall be determined by the rate of the monthly pay of the member at the date of death honorable discharge or retirement and shall not in any case exceed in any year one-half the annual pay of such member computed at such monthly rate or in cities of the first class be less than seventy-five dollars (\$75.00) a month

Section 2 Said act is hereby amended by adding after section 4 thereof a new section to read as follows

Section 4 In any city of the first class any married person retiring under the provisions of this act may at the time of his or her retirement elect to receive in lieu of the retirement allowance provided by this act a reduced retirement allowance during his or her lifetime and a retirement allowance after his or her death payable to his or her surviving spouse to be designated by him or by her at the time of retirement equal to fifty per centum of his or her reduced pension Provided That such person so retiring shall have been married to his or her spouse for not less than five years prior to the date of retirement

The reduced retirement allowance of such person making such election shall be equal to ninety per centum of such retirement allowance for each full year if any that his or her spouse is under the age of fifty at the date of such retirement but shall in no case be less than seventy-five per centum of the retirement allowance provided by this act

The retirement allowance to be paid to such surviving spouse shall begin on the first day of the month in which the death of the deceased spouse occurs or on the first day of the month following the surviving spouse's attainment of the age of fifty whichever is the later and shall continue to and terminate upon the death of such surviving spouse unless such surviving spouse shall remarry in which event the payment of his or her survivor's pension shall thereupon be terminated

If during the lifetime of any married person in a city of the first class who has retired under the provisions of this act and who has elected to receive a reduced pension the spouse whom he or she has designated to be his or her surviving spouse shall die then on the first day of the month next succeeding the date of the death of the designated spouse the reduced pension which is being received by such person shall be increased to an amount equal to the full pension which he or she would have received if the election and designation under the provisions of this section had not been made

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubln,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermit,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,

Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1052, as follows:

An Act to further amend the title and Section 1 of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the corner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" as amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 710) is hereby further amended to read as follows

An Act

Defining the duty of coroners where death is sudden or

violent or is of a suspicious nature and character or occurs to a minor in any institution for the correction employment or reformation of juvenile delinquents or dependents and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances

Section 2 Section 1 of said act as reenacted and amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 710) is hereby further amended to read as follows

Section 1 Be it enacted &c That it shall be the duty of the coroner or the deputy coroner of any county in this Commonwealth in all cases where death is sudden or violent or is of a suspicious nature and character or occurs to a person in any institution for the correction employment or reformation of juvenile delinquents or dependents to cause a careful investigation of the facts concerning said death to be made to ascertain whether the death was due to other than natural causes and to make or cause to be made such an autopsy as the facts of the case may demand Provided That such autopsy of persons in institutions for juvenile delinquents or dependents shall be made in the presence of a physician designated by the immediate family of the deceased person if such family exists and chooses to designate such physician

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Gooding,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarrafa,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarneri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hall,	McMillen,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Boies,	Hamilton, W. H.,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bomberger,	Haudenshield,	Mikula,	Sollenberger,
Boorse,	Headlee,	Miller, H. G.,	Spencer,
Bower,	Helm,	Miller, J. C.,	Stank,
Breisch,	Hersch,	Mills,	Stimmel,
Breth,	Hewitt,	Mintess,	Stoner,
Brown,	Hocker,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,

Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1167, as follows:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred fifty thousand dollars (\$350,000), or as much thereof as may be necessary is hereby specifically appropriated from the General Fund to the Joint State Government Commission of the General Assembly for the payment of wages and other compensation of employes and for the payment of general expenses necessary for the proper conduct of the work of the Joint State Government Commission for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred by said Commission and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one to be paid on warrants of the Auditor General in favor of the Chairman of said Commission on the presentation of his requisition for the same The Chairman shall file an accounting of said expenses with the Auditor General

Section 2 Effective date this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,

Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1173, as follows:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changig the law relating thereto" by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under commission regulations from automobiles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 401 Commission Empowered to Grant Permits Under the conditions and limitations hereinafter precreation to citizens of the United States who unless other-scribed the commission may grant permits at its dis-wise specified shall be residents of the Commonwealth and twenty-one years old or over which permits shall be in such form as the commission may determine and shall expire on May thirty-first of each year and which may be revoked or suspended at any time at the discretion of the commission Such permits shall not be transferable Such permits may be issued

(a) To any person of known scientific attainment in ornithology or mammalogy or to any agent of any public museum in this Commonwealth

(b) To any person desiring to practice taxidermy who shall have served a regular taxidermy apprenticeship

for a minimum of four months under the supervision of a museum of recognized standing or under the supervision of a qualified and licensed taxidermist and to any person holding a taxidermy license which expires on the thirty-first day of May one thousand nine hundred and thirty-seven. Provided The commission may by resolution set up a system of examinations to determine the fitness of all applicants for such permits including the establishment of appropriate fees covering the cost of such examinations.

(c) To fur dealers or their authorized employees operating from their place of business purchasing or receiving raw furs for commercial purposes.

(d) To any person within the Commonwealth desiring to propagate game in captivity for commercial purposes.

(e) To any person desiring to operate regulated shooting grounds.

(f) To any person desiring to possess propagate or sell ferrets or the European member of the ferret family known as the fitch.

(g) To any person within the Commonwealth desiring to propagate fur-bearing animals for commercial purposes.

(h) To any person within the Commonwealth desiring to maintain a roadside menagerie for the purpose of exhibition or attracting trade [and].

(i) To a disabled veteran who served in the active military or naval forces of the United States and who is suffering from paraplegia and has permanent paralysis of both legs and lower parts of the body or who is suffering from hemiplegia and has permanent paralysis of one leg and one arm or either side of the body resulting from traumatic injury to the spinal cord or brain or who has suffered amputation of both feet or one hand and one foot sustained through enemy action or accident while in such active military or naval service permitting them to hunt under commission regulations from automobiles and.

The commission also may issue permits under other articles of this act as therein provided for and such other permits with or without charge as it may find essential to control the taking or possession of wild birds or wild animals or any part thereof.

No person so long as he is legally acting under the authority of a permit issued by the commission shall be liable to any of the penalties provided for in this act.

Section 2 The said act is hereby amended by adding between sections four hundred eighteen and four hundred nineteen a new section to read as follows:

(i) Permits to Certain Disabled Veterans with Service Connected Disabilities:

Section 418.1 The Pennsylvania Game Commission is hereby authorized to issue to a disabled veteran who served in the active military or naval forces of the United States and who is suffering from paraplegia and has permanent paralysis of both legs and lower parts of the body or who is suffering from hemiplegia and has permanent paralysis of one leg and one arm or either side of the body resulting from traumatic injury to the spinal cord or brain or who has suffered amputation of both feet or one hand and one foot sustained through enemy action or accident while in such active military or naval service and who qualify for a hunting license under the provisions of Article III of this act a special permit permitting said persons to hunt while using an automobile or vehicle. The commission shall prescribe rules and regulations requiring applicants for this permission to submit reasons in connection with their service connected disabilities for granting of this request and shall require said persons if permission is granted to carry said permits upon their persons while hunting.

Section 3 This act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Meiz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Borse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Loveff,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1179, Printer's No. 336

House Bill No. 1184, Printer's No. 411

House Bill No. 1187, Printer's No. 366

Senate Bill No. 6, Printer's No. 118 and

Senate Bill No. 25, Printer's No. 139

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 126, as follows:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies and repealing existing law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (1) of subsection (b) of section 202 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as last amended by the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 904) is hereby further amended to read as follows

Section 202 Purposes for which companies may be incorporated underwriting powers

* * * * *

(b) * * * * *

(1) On dwelling houses stores and all kinds of buildings and household furniture and other property against loss or damage including loss of use or occupancy by fire smoke smudge lightning and explosion whether fire ensue or not and by tornadoes cyclones windstorms earthquakes hail frost sleet snow or flood against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers pumps or other apparatus erected for extinguishing fires and of water pipes against accidental injury to such sprinklers pumps or other apparatus Against loss or damage caused by the caving in of the surface of the earth above coal mines against perils to property arising from the ownership or maintenance or from the use of aircraft automobiles or other motor vehicles [and] against loss or damage caused by bombardment invasion insurrection riot civil war or commotion and military or usurped power and against damage to property as specified in this paragraph by any or all risks not herein specifically designated and to effect reinsurance of any risk provided for in this clause

Section 2 Said act is hereby amended by adding after section 317 a new section to read as follows

Section 317.1 Joint Policies Two or more insurance companies associations or exchanges authorized to transact the same kinds of insurance business in this Commonwealth may issue a combination policy using a distinctive title thereof which title shall follow the titles of the several companies associations or exchanges obligated thereby Such policy shall be executed by each such company association or exchange in the same manner as it would execute its individual policy Such policy shall state that it is a joint contract and that each company association or exchange is only liable for a specific percentage of any loss or damage occurring thereunder Before any such companies associations or exchanges shall issue such combination policy they shall receive the express permission of the Insurance Commissioner to issue the same and the title shall be approved by him

Section 3 Section 321 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-nine (P. L. 213) is hereby further amended to read as follows

Section 321 Additional Annual Reports from Foreign Companies and Associations Every stock or mutual insurance company association or exchange of another State or foreign government authorized to do business in this Commonwealth shall make report to the [Insurance Commissioner] Department of Revenue on or before March [first] fifteenth of each year under oath of its president secretary or attorney showing the gross premiums of every character and description received from business transacted in the Commonwealth during the year or fraction of year ending with the thirty-first day of December preceding whether said premiums were received in money or in the form of notes credits or any other substitute for money or whether the same were collected in this Commonwealth or elsewhere and to pay into the State Treasury the requisite tax upon all such premiums Such companies associations and exchanges in making such report may deduct from the gross premiums received all the premiums return on policies canceled or not taken and all premiums actually received for re-insurances Stock companies with participating features in addition to the aforesaid deductions may deduct that portion of the premiums returned to the policyholders Life insurance companies may deduct dividends declared and actually used by policyholders in payment of renewal premiums and mutual companies associations and exchanges may deduct that proportion of the advance premium or deposit returned to members upon the expiration or termination of their contracts "Gross premiums" are defined to be the amount of dues fees and premiums stated in the policy contracts

Section 4 Section 405 of said act as added by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 201) is hereby amended by adding thereto after clause (f) a new clause to read as follows

Section 405 Investment of Surplus and Balance of Reserve Subject to the provisions of section four hundred six point one any surplus funds and the balance of the reserves of any life insurance company organized under the laws of this Commonwealth may be invested in the following classes of investment

(g) Other Loans or Investments Loans or investments not qualifying or permitted under the preceding subsections of this section to an amount not exceeding in the aggregate five per cent (5%) of such company's admitted assets

Section 5 Clause (o) of section 406.1 as added by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 201) is hereby amended and at the end of said section a new clause is hereby added to read as follows

Section 406.1 General Investment Provisions and Restrictions Investment under authority of section four hundred four or four hundred five and holding of real estate under authority of section four hundred six by any life insurance company organized under the laws of this Commonwealth shall be subject to the following provisions

* * * * *

(o) No security or investment of a class stated in [subsections] clauses (b) (c) (d) (e) [or] (f) or (g) of section four hundred five shall by this act be authorized or permitted for investment of reserve funds of any such company if at the date of investment its total investment in classes of investment stated in section four hundred four is less than its capital and three-fourths ($\frac{3}{4}$) of its reserves

* * * * *

(q) "Date of Investment" shall mean the date of commitment in the case of a commitment to invest

(r) [(q)] If any investment is made in a manner not authorized by this act the officers directors and trustees

making or authorizing such investment shall be personally liable for any loss occasioned thereby

Section 6 Section 410 the first paragraph and clause (6) of subsection (a) and subsections (d) and (e) of section 410A as respectively amended and added by the act approved the first day of May one thousand nine hundred forty-five (P. L. 334) are hereby amended or further amended to read as follows

Section 410 Uniform Policy Provisions No policy of life or endowment insurance except policies of industrial insurance where the premiums are payable monthly or oftener shall hereafter be [issued or] delivered [by any stock or mutual life insurance company] in this Commonwealth unless it contains in substance the following provisions or provisions which in the opinion of the Insurance Commissioner are more favorable to the policyholder

(a) A provision that all premiums shall be payable in advance [either at the home office of the company or to an agent of the company upon delivery of a receipt signed by one or more of the officers of the company who shall be named in the policy]

(b) A provision that the insured is entitled to a grace either of thirty days or one month within which the payment of any premium after the first year may be made subject at the option of the company to an interest charge not in excess of six per centum per annum for the number of days of grace elapsing before the payment of the premium during which period of grace the policy shall continue in full force but in case the policy becomes a claim during the said period of grace before the overdue premium or the deferred premiums of the current policy year if any are paid the amount of such premiums with interest on any overdue premiums may be deducted in any settlement under the policy

(c) A provision that the policy shall be incontestable after it has been in force during the lifetime of the insured two years from its date of issue except for non-payment of premiums [and for engaging in military or naval service in time of war without the consent in writing of an executive officer of the company] and that at the option of the company provisions relative to disability benefits [in the event of total and permanent disability] and provisions which grant additional insurance specifically against death by accident or accidental means may also be excepted

(d) A provision that the policy shall constitute the entire contract between the parties but if the company desires to make the application a part of the contract it may do so provided a copy of such application shall be endorsed upon or attached to the policy when issued and in such case the policy shall contain a provision that the policy and the application therefor shall constitute the entire contract between the parties

(e) A provision that if the age of the insured or of any other person whose age is considered in determining the premium has been misstated the amount payable or benefit accruing under the policy shall be such as the premium would have purchased at the correct age or ages

(f) A provision that the policy shall participate in the surplus of the company and that beginning not later than the end of the third policy-year the company will annually determine the portion of the divisible surplus accruing on the policy and that the [owner of the policy] party entitled to elect such option shall have the right to have the dividend arising from such participation paid in cash or applied [to the payment of premium or the purchase of paid up additions to the policy as the policyholder] in accordance with any one of such other dividend options as may be provided by the policy [may elect] If any such other dividend options are provided the policy shall further state which option shall be automatically effective if such party shall not have elected some other option

In lieu of the foregoing provisions the policy may contain a provision that the policy shall participate in the surplus of the company and that beginning not later

than the end of the fifth policy-year the company will determine the portion of the divisible surplus accruing on the policy and that the [owner of the policy] party entitled thereto shall have the right to have the current dividend arising from such participation paid in cash and that at periods of not more than five years thereafter such apportionment and payment at the option of [the policyholder] such party shall be had

Renewable term policies of ten years or less may provide that the surplus accruing to such policies shall be determined and apportioned each year after the second policy-year and accumulated during each renewal period and that at the end of any renewal period or renewal of the policy by the insured the company shall apply the accumulated surplus as an annuity for the next succeeding renewal term in the reduction of premiums

(g) A provision specifying the options if any to which the policyholder is entitled in the event of default in a premium payment

(h) A provision for a loan value at any time [while the policy is in force] after three full years' premiums have been paid and while no premium is in default beyond the grace period for payment

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act (the Standard Nonforfeiture Law) it shall be provided that the company will advance on proper assignment or pledge of the policy and on the whole security thereof at a specified rate of interest a sum equal to or at the option of the owner of the policy less than the reserve at the end of the current policy year on the policy and on any dividend additions thereto less a sum not more than two and one-half per centum of the amount insured by the policy and of any dividend additions thereto and that the company will deduct from such loan value any existing indebtedness on the policy and any unpaid balance of the premium for the current policy-year and may collect interest in advance on the loan to the end of the current policy-year which provision may further provide that such loan may be deferred for not exceeding six months after the application therefor is made A company may in lieu of the provision hereinabove permitted for the deduction from a loan on the policy of a sum not more than two and one-half per centum of the amount insured by the policy and of any dividend additions thereto insert in the policy a provision that one-fifth of the entire reserve may be deducted in case of a loan under the policy or may provide therein that the deduction may be the said two and one-half per centum or the one-fifth of the said entire reserve at the option of the company

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) [it shall be provided] the loan provision shall provide that the company will advance on proper assignment or pledge of the policy and on the sole security thereof at a specified rate of interest a sum equal to or at the option of the [owner of the policy] party entitled thereto less than the cash surrender value at the end of the current policy year as required by section four hundred and ten A of this act and that the company [will] may deduct from such loan value (in addition to any indebtedness deducted in determining such value) any unpaid balance of the premium for the current policy year and may collect interest in advance on the loan to the end of the current policy year The company shall reserve the right to defer such loan except any made to pay premiums to the company for six months after application therefor is made This subsection (h) shall not apply to term insurance

(i) A provision for a non-forfeiture benefit and cash surrender value

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit shall be provided in event of default in premium payments after premiums shall have been paid for three years which shall secure to the owner of the policy a

stipulated form of insurance the net value of which shall be at least equal to the reserve at the date of default on the policy and on any dividend additions thereto specifying the mortality table and rate of interest adopted for computing such reserves less a sum not more than two and one-half per centum of the amount insured by the policy and of any existing dividend additions thereto and less any existing indebtedness to the company on the policy. Such provision shall stipulate that the policy may be surrendered to the company at its home office within one month from date of default for a specified cash value at least equal to the sum which would otherwise be available for the purchase of insurance as aforesaid and may stipulate that the company may defer payment for not more than six (6) months after the application therefor is made. This provision shall not be required in term insurance of twenty years or less.

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit and cash surrender value shall be provided in accordance with said section.

(j) table showing in figures the loan value if any and the options if any available under the policy each year upon default in premium payments during at least the first twenty years of the policy and if the proceeds of the policy are payable in installments [or as an annuity] which are determinable prior to maturity of the policy a table showing the amount of the [installment or annuity payment] guaranteed installments.

(k) A provision that the holder of a policy shall be entitled to have the policy reinstated upon written application therefor at any time within three years from the date of default in premium payments unless the policy has been duly surrendered or the extension period expired upon the production of evidence of insurability satisfactory to the company and the payment of all overdue premiums and any other indebtedness to the company upon said policy with interest at the rate of not exceeding six per centum per annum compounded annually.

(l) A provision that when a policy shall become a claim by the death of the insured settlement shall be made upon receipt of due proof of death.

Any of the foregoing provisions or parts thereof not applicable to single premium or non-participating policies shall to that extent not be incorporated therein. Provided however That the policies of an insurance company organized under the laws of any state or foreign government may contain when [issued] delivered in this Commonwealth any provision which may be prescribed by laws of the state or government under which the company is organized and the policies of a life insurance company organized under the laws of this Commonwealth may when [issued] delivered in any other state territory or foreign country contain any provision required by the laws of such state territory or foreign country to be contained in policies [issued] delivered therein. A clause in any policy of life insurance providing that such policy shall be incontestable after a specified period shall preclude only a contest of the validity of the policy and shall not preclude the assertion at any time of defenses based upon provisions in the policy which exclude or restrict coverage whether or not such restrictions or exclusions are excepted in such clause.

Section 410A Standard Non-Forfeiture Law (a) In the case of policies issued on or after the operative date of this section as defined in subsection (g) no policy of life insurance except as stated in subsection (f) shall be [issued or] delivered in this Commonwealth unless it shall contain in substance the following provisions or corresponding provisions which in the opinion of the Insurance Commissioner are at least as favorable to the defaulting or surrendering policyholder

(6) A statement of the method to be used in calculating the cash surrender value and the paid-up non-forfeiture benefit available under the policy on any policy anniversary [with] beyond the last anniversary for which such values and benefits are consecutively shown in the policy a statement that the cash surrender values and the paid-up non-forfeiture benefits available under the policy are not less than the minimum values and benefits required by or pursuant to any statute of the state in which the policy is delivered an explanation of the manner in which the cash surrender values and the paid-up non-forfeiture benefits are altered by the existence of any paid-up additions credited to the policy or any indebtedness to the company on the policy and if a detailed statement of the method of computation of the values and benefits shown in the policy is not stated therein a statement that such method of computation has been filed with the insurance supervisory official of the state in which the policy is delivered.

Any of the foregoing provisions or portions thereof not applicable by reason of the plan of insurance may to the extent inapplicable be omitted from the policy.

The company shall reserve the right to defer the payment of any cash surrender value for a period of six months after demand therefore with surrender of the policy.

* * * * *

(d) The adjusted premiums for any policy shall be calculated on an annual basis and shall be such uniform percentage of the respective premiums specified in the policy for each policy year excluding any extra premiums charged because of impairments or special hazards that the present value at the date of issue of the policy of all such adjusted premiums shall be equal to the sum of (i) the then present value of the future guaranteed benefits provided for by the policy (ii) two per cent of the amount of insurance if the insurance be uniform in amount or of the equivalent uniform amount as herein-after defined if the amount of insurance varies with duration of the policy (iii) forty per cent of the adjusted premium for the first policy year (iv) twenty-five per cent of either the adjusted premium for the first policy year or the adjusted premium for a whole life policy of the same uniform or equivalent uniform amount with uniform premiums for the whole [of] life issued at the same age for the same amount of insurance whichever is less. Provided however That in applying the percentages specified in (iii) and (iv) above no adjusted premium shall be deemed to exceed four per cent (4%) of the amount of insurance or level amount equivalent thereto. The date of issue of a policy for the purpose of this subsection shall be the date as of which the rated age of the insured is determined.

In the case of a policy providing an amount of insurance varying with duration of the policy the equivalent [level] uniform amount thereof for the purpose of this subsection shall be deemed to be the level amount of insurance provided by an otherwise similar policy containing the same endowment benefit or benefits if any issued at the same age and for the same term the amount of which does not vary with duration and the benefits under which have the same present value at the inception of the insurance date of issue as the benefits under the policy. Provided however That in the case of a policy providing a varying amount of insurance issued on the life of a child under age ten the equivalent uniform amount may be computed as though the amount of insurance provided by the policy prior to the attainment of age ten were the amount provided by such policy at age ten.

All adjusted premiums and present values referred to in this section shall be calculated on the basis of the Commissioners 1941 Standard Ordinary Mortality Table for ordinary insurance and the 1941 Standard Industrial Mortality Table for industrial insurance and the rate of interest not exceeding three and one-half per centum

* * * * *

(3½%) per annum specified in the policy for calculating cash surrender values and paid-up non-forfeiture benefits. Provided however That in calculating the present value of any paid-up term insurance with accompanying pure endowment if any offered as a non-forfeiture benefit the rates of mortality assumed may be not more than one hundred and thirty per centum (130%) of the rates of mortality according to such applicable table. Provided further That for insurance issued on a substandard basis the calculation of any such adjusted premiums and present values may be based on such other table of mortality as may be specified by the company and approved by the Insurance Commissioner.

(e) Any cash surrender value and any paid-up non-forfeiture benefit available under the policy in the event of default in a premium payment due at any time other than on the policy anniversary shall be calculated with allowance for the lapse of time and the payment of fractional premiums beyond [the last preceding policy anniversary] the beginning of the policy year in which the default occurs. All values referred to in subsections (b) (c) and (d) may be calculated upon the assumption that any death benefit is payable at the end of the policy year of death. The net value of any paid-up additions other than paid-up term additions shall be not less than the dividends used to provide such additions. Notwithstanding the provisions of subsection (b) additional benefits payable (i) in the event of death or dismemberment by accident or accidental means (ii) in the event of total and permanent disability (iii) as reversionary annuity or deferred reversionary annuity benefits (iv) as [decreasing] term insurance benefits provided by a rider or supplemental policy provision to which if issued as a separate policy this section would not apply and (v) as other policy benefits additional to life insurance and endowment benefits and premiums for all such additional benefits shall be disregarded in ascertaining cash surrender values and non-forfeiture benefits required by this section and no such additional benefits shall be required to be included in any paid-up non-forfeiture benefits.

Section 7 The first paragraph and the last four paragraphs of Section 410 B of said act as added by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1116) are hereby amended to read as follows:

Section 410 B Uniform Provisions for Contracts of Annuities and Pure Endowment Contracts [On and after January first one thousand nine hundred thirty-six no] No annuity or pure endowment contract shall be [issued or] delivered in this Commonwealth [by any stock or mutual life insurance company] except policies of industrial insurance where the premiums are payable monthly or oftener [unless and until a copy of the form thereof has been filed with the Insurance Commissioner and formally approved by him Except] and except in the case of a reversionary annuity otherwise called a survivorship annuity or an annuity contracted by an employer in behalf of his employees [no annuity or pure endowment contract shall be so issued or delivered in this Commonwealth] unless it contains in substance the following provisions:

Any of the foregoing provisions or portions thereof not applicable to nonparticipating contracts nor to contracts for which a single stipulated payment to the company is made shall to that extent not be incorporated therein and any such contract may be [issued or] delivered in this Commonwealth which in the opinion of the Insurance Commissioner contains provisions on any one or more of the several foregoing requirements more favorable to the holder of the contract than hereinbefore required.

Nothing herein contained shall be construed to prevent a life insurance corporation which issues life insurance on a participating basis from issuing annuities reversionary annuities or pure endowments on a non-participating basis.

Any such contract or any application endorsement or rider form used in connection therewith issued in violation of this section shall nevertheless be held valid but shall be construed as provided in this section and when any provision in such contract application endorsement or rider is in conflict with any provision of this section or with any other statutory provision the rights duties and obligations of the company of the holder of the contract and of the beneficiary or annuity thereunder shall be governed by the provisions of this section. The provisions of this section shall not apply to contracts of reinsurance nor to contracts for deferred annuities or reversionary annuities included in life insurance policies.

[For the purposes of this section application forms rider forms and endorsement forms for use in connection with any such contract excepting riders or endorsements relating to the manner of distribution of benefits or to the reservation of rights and benefits under any such contract and used at the request of the individual holders of such contracts shall be deemed to be parts of such contracts and shall require the approval of the Insurance Commissioner. No rider and no endorsement except as stated above shall be attached to or printed or stamped upon any such contract issued or delivered in this Commonwealth until the form of such rider or endorsement has been filed with the Insurance Commissioner and formally approved by him.]

Section 8 The first paragraph and clause (c) of Section 411 of said act as amended by the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1634) are hereby further amended to read as follows:

Section 411 Prohibited Policy Provisions No policy of life insurance shall be [issued or] delivered in this Commonwealth [by any stock or mutual] life insurance company organized under the laws of any other State or country or be issued by any stock or mutual life insurance company organized under the laws of this Commonwealth except policies of industrial insurance where the premiums are payable monthly or oftener if it contain any of the following provision:

* * * * *

(c) Any provision by which the policy shall purport to be issued or to take effect more than six months before the original application for the insurance was made [if thereby the assured would rate at an age younger than his age at date when the application was made according to his age at nearest birthday]

* * * * *

Section 9 Section 412 of said act is hereby amended to read as follows:

Section 412 Application for Insurance Insurable Interest No policy [or agreement for insurance] of life insurance shall be [issued by any stock or mutual life insurance company] delivered in this Commonwealth except upon the application of the person insured. A person liable for the support of a child may take out a policy of insurance on such child and persons copartnerships associations and corporations may insure the lives and health of officers directors principals partners and employees without the signing of a personal application as hereinbefore required. Any person may insure his own life for the benefit of any person copartnership association or corporation but no person shall cause to be insured the life of another unless the beneficiary named in such policy or agreement of life insurance whether himself or a third person has an insurable interest in the life of the insured if a policy of life insurance has been issued in conformity with this section no transfer of such policy or any interest thereunder shall be invalid by reason of a lack of insurable interest of the transferee in the life of the insured or the payment of premiums thereafter by the transferee. The term "insurable interest" is defined as meaning in the case of persons related by blood or law an interest engendered by love and affection and in the case of other persons a lawful economic interest in having the life of the insured continue as distinguished from

an interest which would arise only by the death of the insured

Section 10 Section 420 of said act as amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 149) is hereby further amended to read as follows

Section 420 Exchange Alteration and Conversion of Policies Any life insurance company may at the request of a policyholder exchange alter or correct any policy of life or endowment insurance or annuity policy contract or any other policy benefits additional thereto issued by it for or into any policy [conforming (a)] which conforms with the laws in force [when the first mentioned policy was issued if the rewritten policy bears the date thereof or (b) with the laws in force when said exchange alteration or conversion is effected if the rewritten policy bears a then current date Provided however If such rewritten policy bears the date of said original policy] on the date of the original policy if the rewritten policy is by its terms made effective as of such date or which conforms with the laws in force on a subsequent date as of which the rewritten policy is by its terms made effective If the rewritten policy is made effective as of a date earlier than the date on which the exchange alteration or conversion occurs (a) the rewritten policy If evidence of insurability is required in conjunction with an exchange alteration or conversion to a policy on a plan requiring a lower premium rate or to a policy to which benefits or features are added differing from those in the original policy may provide that the date on which the exchange alteration or conversion occurs shall be used in determining the applicability of an incontestability clause in the rewritten policy to the right of the company to contest such exchange alteration or conversion or in determining the applicability of a clause in the rewritten policy limiting liability in the event of suicide of the insured and (b) the amount of insurance under said rewritten policy shall not exceed the amount of insurance under said original policy or the amount of insurance which the premium paid for the original policy would have purchased if the rewritten policy had been originally applied for whichever amount is the greater Nothing contained in section three hundred and forty-six or in clause (c) of section four hundred and eleven of this act shall be construed as prohibiting any such exchange alteration or conversion of policies as provided by this section

Section 11 Section 420C of said act as amended by the act approved the first day of May one thousand nine hundred forty-five (P. L. 334) is hereby further amended to read as follows

Section 420C Uniform Industrial Policy Provisions [From and after the first day of January nineteen hundred and thirty-eight no] No policy of industrial insurance shall be [issued or] delivered [to take effect] in this Commonwealth [or be issued by a life insurance company organized under the laws of this Commonwealth] unless the same shall contain in substance the following provisions

(a) A provision that the insured is entitled to a grace of four (4) weeks within which the payment of any premium after the first may be made except that where premiums are payable monthly the insured shall be entitled to a grace of one month or 30 days During such period of grace the policy shall continue in full force but in case the policy becomes a claim during said grace period before the overdue premiums are paid the amount of overdue premiums may be deducted in any settlement under the policy

(b) A provision that the policy shall constitute the entire contract between the parties but if the company desires to make the application a part of the contract it may do so provided a copy of such application shall be endorsed upon or attached to the policy when issued and in such case the policy shall contain a provision that the policy and the application therefor shall constitute the entire contract between the parties

(c) A provision that the policy shall be incontestable

after it has been in force during the life-time of the insured two years from its date of issue except for nonpayment of premium [and except for violation of the conditions of the policy relating to naval or military service in time of war and except as to provisions and conditions] and that at the option of the company provisions relating to disability benefits [in the event of total and permanent disability] and those granting additional insurance specifically against death by accident or accidental means may also be excepted

(d) A provision that if the age of the insured or of any other person whose age is considered in determining the premium has been misstated the amount payable or benefit accruing under the policy shall be such as the premium would have purchased at the correct age or ages

(e) A provision that the policy shall participate in the surplus of the company and that the company will annually determine the portion of any divisible surplus accruing on the policy and indicating the conditions under which the company shall apportion such dividends to the policyholder or the party entitled thereto

(f) A provision for a non-forfeiture and cash surrender value

(1) In the case of any policy prior to the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit shall be available in event of default in premium payments after premiums have been paid for three full years and shall be a stipulated form of insurance effective from the due date of the defaulted premium the net value of which stipulated form of insurance shall not be less than the reserve on the policy (exclusive of reserves if any for provisions relating to benefits in the event of specific types of disability or provisions granting additional insurance specifically against death by accident and for provisions granting other benefits in addition to life insurance) at the end of the last completed quarter of the policy year for which premiums have been paid and on any dividend additions thereto if any (the policy to specify the mortality table and rate of interest and also the method of valuation if other than net level premium adopted for computing such reserves) less a specified maximum percentage (not more than two and one-half) of the maximum face amount insured by the policy and of dividend additions thereto if any and less any existing indebtedness to the company on or secured by the policy Provided however That the said percentage or other rule of calculation so stated as to permit determination of the value shall be specified for each year for which required values are not included in the policy And provided A company may in lieu of the provision herein permitted for the deduction from the reserve of a sum not more than two and one-half per centum of the maximum face amount insured by the policy and of any dividend additions thereto insert in the policy a provision that a deduction of one-fifth of said reserve may be made or said two and one-half per centum of the maximum face amount insured or one fifth of said reserve at the option of the company Provided further That after premiums have been paid for five full years the policy may be surrendered to the company at its home office within four weeks of the due date of the defaulted premium for a specific cash value at least equal to the sum which would otherwise be available for the purchase of insurance as aforesaid And provided further That the company may defer payment of such cash value for not more than six months after application therefor is made In the event that such cash or other non-forfeiture value is not requested within the required period it shall be provided that a stipulated form of insurance shall automatically become effective

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit and cash surrender value shall be provided in accordance with said section

(g) A table showing in figures the non-forfeiture options available under the policy at the end of each year upon default in premium payments during the premium

payment period but not to exceed the first twenty (20) years of the policy and providing that the company will furnish upon request an extension of such table beyond the years shown in the policy

(h) A provision that the policy if not surrendered for its cash value or if the period of extended insurance has not expired may be reinstated upon written application therefor within one year from the date of default in payment of premiums upon payment of all overdue premiums and the payment or reinstatement of any other indebtedness to the company upon said policy and at the option of the company interest thereon at a rate not to exceed six per centum per annum compounded annually and upon the presentation of evidence satisfactory to the company of the insurability of the insured

(i) A provision that when a policy shall become a claim by the death of the insured settlement shall be made upon receipt of due proof of death

(j) A form number and title on the face of the policy clearly and correctly describing its form

Any such policy may be [issued or] delivered in this Commonwealth which in the opinion of the Insurance Commissioner contains provisions on any one or more of the several foregoing requirements more favorable to the policyholder than hereinbefore required. The policies of an insurance company organized under the laws of any other state or foreign government may contain when [issued] delivered in this Commonwealth any provision which may be prescribed by the laws of the state or government under which the company is organized not contrary to the provisions heretofore prescribed and the policies of a life insurance company organized under the laws of this Commonwealth when [issued] delivered in any other state territory or foreign country may contain any provision required by the laws of such state territory or foreign country to be contained in the policies [issued] delivered therein

Any of the foregoing provisions or parts thereof not applicable to non-participating policies shall to that extent not be incorporated therein and the provisions of this section shall not apply to policies issued or granted pursuant to the non-forfeiture provisions prescribed in [subsection] clause (f) of this section. A clause in any policy of industrial life insurance providing that such policy shall be incontestable after a specified period shall preclude only a contest of the validity of the policy and shall not preclude the assertion at any time of defenses based upon provisions in the policy which exclude or restrict coverage whether or not such restrictions or exclusions are excepted in such clause

Section 12 The first paragraph of Section 420D of said act as added by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 769) is hereby amended to read as follows

Section 420D Prohibited Industrial Policy Provisions [From and after the first day of January nineteen hundred and thirty-eight no] No policy of industrial life or industrial endowment insurance shall be [issued or] delivered [to take effect] in this Commonwealth [or be issued by a life insurance company organized under the laws of this Commonwealth] if it contains any of the following provisions

Section 13 Section 518 of said act as amended by the act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 601) is hereby further amended to read as follows

Section 518 Investment of Surplus Any money over and above the capital of any stock fire stock marine and stock fire and marine insurance company may be invested in the securities above enumerated or in the bonds or notes of any public instrumentality of this Commonwealth or of any other state territory or possession of the United States or of the District of Columbia or of any foreign country or political subdivision thereof or in the stock or other evidence of indebtedness of any solvent corporation created under the laws of [this Commonwealth or of any other State of the United States or the District of Columbia]

any of said jurisdictions or loaned upon the pledge of the same except its own stock but [no such investments shall be hereafter made by such company in excess of five per centum of its gross assets in the stock of another insurance company if the latter has invested in or loaned its funds on the stock of the first investing company] The total investments hereafter made by such company in stocks of other insurance companies which have invested in or loaned its funds on the stock of the first investing company shall not exceed five per centum of the gross assets of the first investing company nor shall the total investments hereafter made by such company in the stocks or other evidence of indebtedness of solvent corporations created under the laws of any foreign country or of any political subdivision thereof exceed ten per centum of the moneys of such company over and above its capital and the reserves which it is required to maintain under the laws of this Commonwealth. The current market value of such securities shall at the time of any loan thereon be at least twenty per centum (20%) more than the sum loaned thereon. No such insurance company shall invest any of its funds in any unincorporated business or enterprise nor in the stocks or evidence of indebtedness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes nor shall any of its funds be loaned on personal security. Not more than one-fifth (1/5) of its capital shall be invested in a single mortgage. If any investment or loan is made in a manner not authorized by this act the officers and directors making or authorizing the same shall be personally liable for any loss occasioned thereby

Section 14 Section 521 of said act is hereby repealed

Section 15 Subsections 1 and 2 of Section 522 of said act as amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 307) are hereby repealed

Section 16 The first paragraph the title to the first page of standard fire policy the title to the second page of the standard fire policy and the entire third page of the standard fire policy in subsection 3 of Section 522 of said act as amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 307) are hereby further amended to read as follows

Section 522 Fire Insurance Contract Standard Policy Provision Permissible Variations

* * * * *

[3 The form of the standard fire insurance policy of the State] [of Pennsylvania to be issued by any stock fire insurance company shall be plainly printed and no portion thereof shall be in type smaller than seven (7) point the type used in printing the form on file in the office of the Insurance Commissioner and shall be as follows

First Page of Standard Fire Policy]

1 As used in this section the term "fire insurance" shall mean insurance against loss by fire lightning or removal as specified in paragraph (1) of subsection (b) of section two hundred two of this act as last amended by the act approved the second day of April one thousand nine hundred forty-nine (P. L. 620) and the term shall not include insurances of the kind specified in any other portion of that section amended as aforesaid whether or not the risks of fire lightning or removal be included

2 Except as provided elsewhere in this section no stock insurance company association or exchange shall issue a policy affording fire insurance as defined in this section on property in this Commonwealth unless such policy contains the following provisions as to such insurance

[Second Page of Standard Fire Policy]

There may be printed upon the face of a policy which contains such provisions the words "standard fire insurance policy of the State of Pennsylvania" and including the name of any other states which adopt this form of policy

3 The provisions of subsection two of this section shall

not apply to policies of perpetual insurance policies of re-insurance policies of an all-risk type policies insuring aircraft automobile or other motor vehicles against loss by fire or policies insuring against loss by fire resulting directly or indirectly from bombardment invasion insurrection riot civil war commotion or military or usurped power or by order of civil authority

4 A policy affording fire insurance as defined in this section may subject to the approval of the commissioner as provided in section three hundred fifty-four of this act include any other insurances which the insurer is authorized to make and the wording set out in subsection two of this section may be modified in conformity with the provisions thereof or to accommodate additional property coverages and perils

5 Notwithstanding any other provisions of this section

(a) An insurer may print on its policy its name such device or devices as the insurer issuing said policy may desire the location of its principal office and the date of its formation plan of operation the amount of its paid up capital if any the name of its officers and agents the number and date of the policy and if it is issued through an agent the words "this policy shall not be valid unless countersigned by the duly authorized agent of the company at"

(b) An insurer may print in its policies any provisions which it is authorized or required by law to insert therein and an insurer not organized under the laws of this Commonwealth may with the approval of the Insurance Commissioner so print any provisions required by its charter or deed of settlement or by the laws of its own state or country not contrary to the laws of this Commonwealth

(c) An insurer may add either upon the face of the policy or on riders or endorsements to be attached thereto printed or written forms of description and specification or schedules of the property covered by any particular policy and any other matter necessary to express clearly all the facts and conditions of insurance on any particular risk any endorsements or riders so attached must be signed by officers or agents of the company so issuing them

(d) Binders or other contracts including temporary fire insurance as defined in this section may be made orally or in writing for a period which shall not exceed thirty days and shall be deemed to include all the provisions or clauses (a) and (b) of subsection two of this section and all such applicable endorsements approved by the insurance commissioner as may be designated in such contract of temporary insurance except that the cancellation clause and the clause thereof specifying the hour of the day at which the insurance shall commence may be provided by the express terms of such contract of temporary insurance

(e) Appropriate forms of supplemental contracts or extended coverage endorsements whereby the interest in the property described in a policy affording fire insurance as herein defined shall be insured against one or more of the other perils which the insurer is empowered to assume may be approved by the insurance commissioner and their use in connection with such fire insurance policy may be authorized by him a form of policy affording fire insurance as herein defined may be arranged to provide space for the listing of amounts of insurance with insurance rates and premiums for the basic coverage insured thereunder and for additional coverages or perils insured under endorsements attached and such other data as may be conveniently included for duplication on daily reports for office records

6 The form of policy including fire insurance as defined in this section upon property in this Commonwealth shall be plainly printed and no portion thereof shall be in type smaller than seven (7) point

[Third Page of Standard Fire Policy
Attach Form Below this Line
Back of Standard Fire Policy
(Optional)]

Expires
Property
Assured]

[No
(Company)]

It is important that the written portion of all policies covering the same property read exactly alike If they do not they should be made uniform at once]

7 After the effective date of this amendment any stock company association or exchange may file with the Insurance Commissioner a written notice of its election to comply with the provisions of this section after a specified date upon which date this section shall become operative with respect to the policies and contracts thereafter issued by such company association or exchange Provided however That the operative date for every stock insurance company association or exchange shall not in any event be later than July first one thousand nine hundred fifty-two

Section 17 Section 354 of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 934) is hereby further amended to read as follows

Section 354 [Prohibiting the use of policies contracts etc unless approved] approval of policies contracts etc prohibiting the use thereof unless approved judicial review penalty it shall be unlawful for any insurance company association or exchange doing business in this Commonwealth to issue sell or dispose of any policy contract or certificate covering life accident personal liability fire marine title and all forms of casualty insurance or contracts pertaining to pure endowments or annuities or any other contracts of insurance or use applications riders or endorsements in connection therewith until the forms of the same have been submitted to and formally approved by the Insurance Commissioner and copies filed in the insurance department except riders and endorsements relating to the manner of distribution of benefits and to the reservation of rights and benefits under any such policy and used at the request of the individual policyholder and except any forms which in the opinion of the insurance commissioner do not require his approval

Forms so filed Forms filed under the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) or any amendments thereof or filed under any other section of this law shall be deemed approved at the expiration of thirty (30) days after filing unless earlier approved or disapproved by the Insurance Commissioner The Insurance Commissioner by written notice to the insurer may within such thirty-day period extend the period for approval or disapproval for an additional thirty (30) days

Such approval [granted by the Insurance Commissioner] shall become void upon any subsequent notice of disapproval from the Insurance Commissioner or upon any subsequent withdrawal of license or refusal of the Insurance Commissioner to relicense any such company association or exchange or upon the subsequent passage of an act which would no longer make such contracts or related forms a fit subject for approval except that this provision shall not affect contracts issued prior thereto

Upon any disapproval the Insurance Commissioner shall notify the insurer in writing specifying the reason for such disapproval and within thirty (30) days from the date of mailing of such notice to the insurer such insurer may make written application to the Insurance Commissioner for a hearing thereon and such hearing shall be held within thirty (30) days after receipt of such application The procedure before the Insurance Commissioner shall be in accordance with the adjudication procedure set forth in the "Administrative Agency Law" and the insurer shall be entitled to the judicial review as provided for in said law

[Standard Fire Insurance Policy of the States of

Any person corporation insurance company exchange order or society that shall either as principal or agent issue or cause to be issued any policy or contract of insurance within the Commonwealth contrary to this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500.00)

[The amendments to this] This section shall not be construed as extending the provisions of this section to domestic mutual fire insurance companies [not heretofore subject to the provisions hereof]

Upon satisfactory evidence of the violation of this section by any such person corporation insurance company exchange order or society the Insurance Commissioner may in his discretion pursue any one or more of the following courses of action (1) suspend or revoke the license of such offending person corporation insurance company exchange order or society (2) refuse for a period of not to exceed one year thereafter to issue a new license to such person corporation insurance company exchange order or society (3) impose a fine of not more than one thousand dollars (\$1,000.00) for each and every act in violation of this act When the Insurance Commissioner shall take action in any of the ways above recited the person corporation insurance company exchange order or society aggrieved may appeal therefrom to the court of common pleas of Dauphin county

Section 18 Subsection (b) of Section 531 of said act as last amended by the act approved the fourth day of April one thousand nine hundred thirty-five (P. L. 13) is hereby further amended to read as follows

Section 531 Licensing of Foreign Mutual Companies

* * * * *

(b) A mutual fire mutual marine or mutual fire and marine insurance company of another State which had not been originally licensed to transact business in this Commonwealth prior to and was not transacting business in this Commonwealth on June twenty-third one thousand nine hundred and thirty-one may be licensed and relicensed to transact the class of business mentioned in clause (1) subdivision (b) of section two hundred and two (202) of this act when it has a surplus over all liabilities including unearned premiums computed in accordance with the laws of this Commonwealth of not less than one hundred and fifty thousand dollars (\$150,000) If to transact the classes of business mentioned [in clauses (2) and (3) of subdivision (b) section two hundred and two (202) of this act its surplus over all liabilities must not be less than four hundred thousand dollars (\$400,000)] (i) in either clause (2) or clause (3) of said subdivision (b) when it has such a surplus of not less than two hundred thousand dollars (\$200,000) (ii) in said clause (1) and in either of said clauses (2) or (3) when it has such a surplus of not less than three hundred fifty thousand dollars (\$350,000) (iii) in both of said clauses (2) and (3) when it has such a surplus of not less than four hundred thousand dollars (\$400,000) and (v) in all of said clauses (1) (2) and (3) when it has such a surplus of not less than five hundred fifty thousand dollars (\$550,000)

Section 19 Section 602 of said act as last amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 986) is hereby further amended by adding thereto after clause (h) a new clause to read as follows

Section 602 Investment of Capital Every domestic stock casualty insurance company shall invest and keep invested in sound income-bearing securities all its capital and funds of every description excepting such as may be required in the transaction of its business and such as it may invest in real estate as hereinafter authorized The capital of every such company shall be invested as follows

* * * * *

(i) The Insurance Commissioner may permit any such company to invest sufficient of its reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein

Section 20 Section 603 of said act as last amended by the act approved the tenth day of March one thousand nine hundred twenty-five (P. L. 30) is hereby further amended to read as follows

Section 603 Investment of Surplus Restrictions Any money over and above the capital of any such stock casualty insurance company may be invested in the securities above enumerated or loaned upon the security of the same or in the bonds or notes of any public instrumentality of this Commonwealth or of any other state territory or possession of the United States or of the District of Columbia or of any foreign country or political subdivision thereof or in the stock or other evidence of indebtedness of any solvent [dividend paying] corporation created under the laws of [this Commonwealth or of any other State of the United States] any of such jurisdictions or loaned upon the pledge of the same except its own stock for the stock of any other insurance company transacting like classes of business the total investments hereafter made by such company in stocks or other insurance companies which have invested in or loaned its funds on the stock of the first investing company shall not exceed five per centum of the gross assets of the first investing company nor shall the total investments hereafter made by such company in the stocks or other evidence of indebtedness of solvent corporations created under the laws of any foreign country or of any political subdivision thereof exceed ten per centum of the moneys of such company over and above its capital and the reserves which it is required to maintain under the laws of this Commonwealth The current market value of such securities at the time of any loan thereon shall be at least fifteen per centum (15%) more than the sum loaned thereon No such insurance company shall invest any of its funds in any unincorporated business or enterprise nor in the stock or evidence of indebtedness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes nor shall any of its funds be loaned on personal security Not more than one-fifth (1/5) of its capital shall be invested in a single mortgage No such company shall enter into any agreement to withhold from sale any of its property but the disposition of its property shall be at all times within the control of its board of directors or trustees If any investment or loan is made in a manner not authorized by this act the officers and directors making or authorizing the same shall be personally liable for any loss occasioned thereby

Any such stock casualty insurance company may invest in the capital stock and obligation of a corporation or corporations formed for the purpose of taking and holding title to real estate and erecting or maintaining thereon a building or buildings to be used in whole or in part for the accommodation and transaction of the business of such insurance company without being subject to the limitation hereinbefore prescribed as to investment in the stock of a [dividend paying] solvent corporation but no such insurance company shall invest more than fifty per centum (50%) of its capital and surplus in the stock and other obligations of any such corporation or corporations nor acquire and hold any of the stock or other obligations of any such corporation or corporations if the total amount of the capital and other obligations of such corporation or corporations exceeds in the aggregate fifty per centum (50%) of the capital and surplus of such insurance company without the written approval of the Insurance Commissioner

Section 21 Section 409 of said act is hereby repealed

Section 22 Section 610 of said act as amended by the act approved the twenty-fourth day of May one thousand nine hundred thirty-three (P. L. 989) is hereby further amended to read as follows

Section 610 Foreign Companies Associations and Exchanges to Do Business through Resident Agents Other than companies subject to the provisions of section five hundred and one of this act no insurance company asso-

ciation or exchange not incorporated or organized under the laws of this Commonwealth but authorized to transact business herein shall make write place or cause to be made written or placed any policy or contract of insurance in this Commonwealth except through an agent whether an individual copartnership or corporation who or which is a resident of this Commonwealth or maintains his her or its principal place of business in this Commonwealth and who or which shall receive a commission thereon when the premium is paid to the end that the State may receive the taxes required by law to be paid on the premiums collected for insurance written or placed in this State Provided however That the Insurance Commissioner may under such regulations and restrictions as may be deemed necessary issue licenses to nonresident agents who are licensed in the State in which they reside but such agents shall not countersign any policy or contract of insurance but all such policies and contracts shall be signed only by resident agents who or which shall receive a commission thereon when the premium is paid Provided further that counter-signature shall not be required in the case of policies and contracts as defined in clause (1) of subdivision (a) of section two hundred two of this act issued by life insurance companies

Section 23 Clause (b) of Section 629 of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 678) is hereby further amended to read as follows

Section 629 Limitations

* * * * *

(b) Nothing in subdivision (b) of this article shall apply to nor in any way effect life insurance endowment or annuity contracts or contracts supplemental thereto which contain only such provisions relating to accident and health insurance as (a) provided additional benefits in case of death by accidental means and as (b) operate to safeguard such contracts against lapse or to give a special surrender value or special benefit or an annuity in the event that the insured or annuitant shall become totally permanently disabled as defined by the contract or supplemental contract the Insurance Commissioner shall have power to make reasonable rules and regulations concerning such provisions [and contracts or supplemental contracts containing such provisions shall not be issued or delivered to any person in the Commonwealth unless and until a copy of the form thereof has been filed with the Insurance Commissioner in accordance with the provisions of section] [four hundred nine of an act approved May seventeen one thousand nine hundred and twenty-one (P. L. 682)]

Section 24 Clause (c) of Section 629 of said act which section was last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 678) is hereby repealed

Section 25 Section 322 of said act as amended by the act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (P. L. 782) is hereby further amended by adding at the end thereof a new paragraph to read as follows

Section 322 Amendment of charter

* * * * *

A mutual insurance company other than life or title shall be permitted to amend its charter to include any or all of the kinds of insurance included in section 202 subdivisions (b) and (c) if its total assets less net liability for losses for expenses and for unearned premium reserve for those premiums received on nonassessable policies are not less than the minimum premiums specified in section 206 (e) for the incorporation of new companies without the necessity of obtaining or of holding any application or of issuing any policy as specified in section 206 (e) for the incorporation of new companies

Section 26 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hall,	McMillen,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Boles,	Hamilton, W. H.,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bomberger,	Haudenschild,	Mikula,	Sollenberger,
Boorse,	Headlee,	Miller, H. G.,	Spencer,
Bower,	Helm,	Miller, J. C.,	Stank,
Brelsach,	Hersch,	Mills,	Stimmel,
Breth,	Hewitt,	Mintess,	Stoner,
Brown,	Hocker,	Monroe,	Swartz,
Bucchin,	Hoggard,	Moore, C. E.,	Swope,
Byrne,	Hunter,	Moore, H. A.,	Tahl,
Cells,	Jenkins,	Moran,	Taylor,
Clapper,	Johnson,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, G. E.,	Munley,	Thompson, R. L.,
Cochran,	Jones, J. M.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnar,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Westcott,
Erb,	Leisey,	Poleh,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Lofus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Luty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 170, as follows:

An Act to further amend sections one and two of the act approved the thirty-first day of May one thousand

eight hundred ninety-three (P. L. 188) entitled "An act designating the days and half days to be observed as legal holidays and for the payment acceptance and protesting of bills notes drafts checks and other negotiable paper on such days" authorizing bank holidays in the event of public calamities and permitting banking institutions at their option to engage in banking transactions on certain holidays

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and two of the act approved the thirty-first day of May one thousand eight hundred ninety-three (P. L. 188) entitled "An act designating the days and half days to be observed as legal holidays and for the payment acceptance and protesting of bills notes drafts checks and other negotiable paper on such days" as last amended by the act approved the first day of May one thousand nine hundred forty-seven (P. L. 128) are hereby further amended to read as follows

Section 1 Be it enacted &c That the following days and half days namely the first day of January commonly called New Year's Day the twelfth day of February known as Lincoln's Birthday the twenty-second day of February known as Washington's Birthday Good Friday the thirtieth day of May known as Memorial Day the fourteenth day of June known as Flag Day the fourth of July called Independence Day the first Monday of September known as Labor Day the twelfth day of October known as Columbus Day the first Tuesday after the first Monday of November Election Day the eleventh day of November known as Armistice Day the twenty-fifth day of December known as Christmas Day and every Saturday after twelve o'clock noon until twelve o'clock midnight each of which Saturdays is hereby designated a half holiday and any day appointed or recommended by the Governor of this State or the President of the United States as a day of thanksgiving or fastings and prayer or other religious observance and in the event of a financial crisis in the State or Nation any day or days appointed by the Governor of this State or the President of the United States as a bank holiday and in the event of public calamity in any part of the State through fire flood famine violence riot insurrection or enemy action any day of days appointed by the Governor of this State as a bank holiday for banking institutions affected by such public calamity shall for all purposes whatever as regards the presenting for payment or acceptance and as regards the protesting and giving notice of the dishonor of bills of exchange checks drafts and promissory notes made after the passage of this act be treated and considered as the first day of the week commonly called Sunday and as public holidays and half holidays and all such bills checks drafts and notes otherwise presentable for acceptance or payment on any of the said days shall be deemed to be payable and be presentable for acceptance or payment on the secular or business day next succeeding such holiday or half holiday except checks drafts bills of exchange and promissory notes payable at sight or on demand which would otherwise be payable on any half holiday Saturday shall be deemed to be payable at or before twelve o'clock noon of such half holiday Provided however That for the purpose of protesting or otherwise holding liable any part to any bill of exchange check draft or promissory note and which shall not have been paid before twelve o'clock noon of any Saturday designated a half holiday as aforesaid a demand for acceptance or payment thereof shall not be made and notice of protest or dishonor thereof shall not be given until the next succeeding secular or business day And provided further That when any person firm corporation or company shall on any Saturday designated a half holiday receive for collection any check bill of exchange draft or promissory note such person firm corporation or company shall not be deemed guilty of any neglect or omission of duty nor incur any liability in not presenting for payment or acceptance or collection such check bill of exchange draft or promissory note on that day And provided further That in construing this section every Saturday designated a half

holiday shall until twelve o'clock noon be deemed a secular or business day and the days and half days aforesaid so designated as holidays and half holidays shall be considered as public holidays and half holidays for all purposes whatsoever as regards the transaction of business except that any day or days appointed as a bank holiday shall be regarded as secular or business days for all other purposes than those mentioned in this act And provided further That nothing herein contained shall be construed to prevent or invalidate the entry issuance service or execution of any writ summons confession of judgment or other legal process whatever on any of the holidays or half holidays herein designated as holidays nor to prevent any banking institution from keeping its doors open or transacting its business on any Saturday afternoon if by a vote of its directors it shall elect to do so unless such Saturday is appointed as a bank holiday under the provisions of this act And provided further That any banking institution may by a vote of its directors or in the case of a private bank by action of the private banker or bankers notice of which shall have been posted in its banking house for not less than fifteen days before the taking effect thereof observe any Saturday throughout the year as a full holiday with like effect hereunder as though such day had been designated as a full holiday by the provisions of this act

Section 2 (a) Whenever the first day of January the twelfth day of February the twenty-second day of February the thirtieth day of May the fourteenth day of June the fourth day of July the twelfth day of October the eleventh day of November or the twenty-fifth day of December shall any of them occur on Sunday the following day (Monday) shall be deemed and declared a public holiday All bills of exchange checks drafts or promissory notes falling due on any of the Mondays so observed as holidays shall be due and payable on the next succeeding secular or business day and all Mondays so observed as holidays shall for all purposes whatever as regards the presenting for payment or acceptance and as regards the protesting and giving notice of the dishonor of bills of exchange checks drafts and promissory notes made after the passage of this act be treated and considered as if the first day of the week commonly called Sunday

(b) Nothing in any law of this Commonwealth shall in any manner whatsoever affect the validity of or render void or voidable the payment certification or acceptance of a check or other negotiable instrument or any other transaction by a banking institution in this State because done or performed or transacted on any Saturday between twelve o'clock noon and midnight provided such payment certification acceptance or other transaction would be valid if done or performed on or before twelve o'clock on Saturday

(c) Nothing in any law of this Commonwealth shall in any manner whatsoever affect the validity of or render void or voidable the payment certification or acceptance of any bill of exchange check draft promissory note or other negotiable instrument or any other transaction by a banking institution in this State because done or performed or transacted on any of the following legal holidays the twelfth day of February the twenty-second day of February Good Friday the fourteenth day of June the twelfth day of October the first Tuesday after the first Monday of November or the eleventh day of November or whenever any of said days shall occur on Sunday done or performed or transacted on the following day (Monday) provided such payment certification acceptance or other transaction would be valid if done or performed on a secular or business day Provided further however That for the purpose of protesting or otherwise holding liable any party to any bill of exchange check draft promissory note or other negotiable instrument which shall not have been paid on any of said holidays a demand for acceptance or payment thereof shall not be made and notice of protest or dishonor thereof shall not be given until the next succeeding secular or business day

Nothing herein shall be construed to require any banking institution to keep open for the transaction of business on any of said holidays or to require any banking institution which elects to be open for business on all or any part of any of said holidays to do or perform any act or transaction on such holiday but all acts and transactions done or performed on any such holiday shall be at the option of such banking institution

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafi,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 171, as follows:

An Act to further amend subsection B of section one thousand one hundred nine of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitation on powers of corporations authorized to engage in a banking or fiduciary business

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection B of section one thousand one hundred nine of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 998) is hereby further amended to read as follows

Section 1109 Common Trust Funds

* * * * *

B If the instrument under which a trust company or bank and trust company acts as fiduciary whether such fiduciary capacity arose before or is created after this act takes effect shall limit or restrict the investment of moneys of the estate in assets of the class authorized by law as legal investments the trust company or bank and trust company may in its capacity as sole fiduciary or with the consent of any person acting with it in a fiduciary capacity invest and reinvest moneys of the estate in any such common trust fund maintained by the trust company or bank

and trust company provided the assets composing such fund consist solely of assets of the class authorized as legal investment for funds held by fiduciaries

If the instrument under which a trust company or bank and trust company acts as fiduciary whether such fiduciary capacity arose before or is created after this act takes effect shall authorize the investment of moneys of the estate in a common trust fund or in investments other than those designated by law as legal investments or shall authorize the trust company or bank and trust company either alone or in conjunction with any person acting with it in a fiduciary capacity to exercise its or their discretion with respect to the investment of moneys of the estate of the trust company or bank and trust company may in its capacity as sole fiduciary or with the consent of any person acting with it in a fiduciary capacity invest and re-invest moneys of the estate in any such common trust fund maintained by the trust company or bank and trust company. Any such common trust fund consisting solely of moneys of estates contributed thereto by the trust company or bank and trust company pursuant to authority contained in any such instruments creating the fiduciary capacity to invest moneys of the estates in a common trust fund or in investments other than such legal investments or pursuant to such discretionary power with respect to the investment of moneys of the estates as contained in any such instruments creating fiduciary capacity may be composed of investments other than those of the class designated by law as legal investments for funds held by fiduciaries including common and preferred stocks

Bonds secured by mortgages and securities of the class authorized by law as legal investments for fiduciaries shall be deemed proper investments for any such common trust funds. Provided however That no investment for a common trust fund shall be made or maintained in bonds secured by mortgages which would cause the total amount of investment for such fund in bonds secured by mortgages to exceed forty per centum of the value of all the assets comprising such fund

No moneys of any one estate in excess of [fifty] one hundred thousand dollars shall be invested in any one or more of such common trust funds as may be maintained by a trust company or bank and trust company. In applying this limitation if two or more trusts are created by the same settlor or settlors and as much as one-half of the income or principal or both of each trust is presently payable or applicable to the use of the same person or persons such trusts shall be considered as one

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,

Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Firmstone,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 212, as follows:

A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining

its powers and duties" as heretofore amended to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance leasing and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor is hereby authorized to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey Creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the nineteenth day of December one thousand nine hundred and thirty-four and on behalf of the State of New Jersey by its Governor on the eighteenth day of December one thousand nine hundred and thirty-four as amended by the Supplemental Agreement which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the eighth day of July one thousand nine hundred forty-seven and was executed on behalf of the State of New Jersey by its Governor on the third day of July one thousand nine hundred and forty-seven such supplemental compact or agreement to be in substantially the following form

"Supplemental agreement between the Commonwealth of Pennsylvania and the State of New Jersey amending the agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a Body Corporate and Politic and Defining Its Powers and Duties' as heretofore amended by extending the jurisdiction and powers of the commission

Whereas The Delaware River Joint Toll Bridge Commission (hereinafter referred to as the 'commission') was created by a compact or agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties' executed on behalf of the Commonwealth of Pennsylvania by its Governor on the nineteenth day of December one thousand nine hundred and thirty-four pursuant to an act of its General Assembly approved the twenty-fifth day of June one thousand nine hundred and thirty-one (P. L. 1352) as last amended by an act of said General Assembly approved the eighteenth day of May one thousand nine hundred and thirty-three (P. L. 827) and executed on behalf of the State of New Jersey by its Governor on the eighteenth day of December one thousand nine hundred and thirty-four pursuant to an act of its Senate and General Assembly approved June eleventh one thousand nine hundred and thirty-four (Chapter 215 Laws of 1934 R S (1937) 32 8-1) to which compact or agreement the consent of the Congress of the United States was given by section 9 of an act of the Congress approved August 30 1935 (Public No. 411 74th Congress 49 Stat 1051 1058) and

Whereas Said compact or agreement was amended by a supplemental agreement executed on behalf of the Commonwealth of Pennsylvania by its Governor on the eighth day of July one thousand nine hundred and forty-seven pursuant to an act of its General Assembly approved June thirteenth one thousand nine hundred and forty-seven (P. L. 592) and executed on behalf of the State of New Jersey by its Governor on the third day of July one thousand nine hundred and forty-seven pursuant to an act of its Senate and General Assembly approved June thirteenth one thousand nine hundred and forty-seven (Chapter 283 Laws of 1947) to which supplemental agreement the consent of the Congress of the United States was given by an act of the Congress approved August 4 1947 (Public No 355 80th Congress 61 Stat 752) and

Whereas It is necessary to protect the investment made by the commission in the bridge now under construction between the City of Trenton New Jersey and the Borough of Morrisville Pennsylvania and the investments made by said Commonwealth and said State in the approach highways connected with said bridge and in order to finance additional bridges over the Delaware River and thereby facilitate the flow of traffic between said Commonwealth and said State now therefore

The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other as follows

Paragraph (a) of Article X of the Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the nineteenth day of December one thousand nine hundred and thirty-four and was executed on behalf of the State of New Jersey by its Governor on the eighteenth day of December one thousand nine hundred and thirty-four as amended by the Supplemental Agreement which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the eighth day of July one thousand nine hundred and forty-seven and was executed on behalf of the State of New Jersey by its Governor on the third day of July one thousand nine hundred and forty-seven be and the same is hereby amended to read as follows

(a) The commission may acquire construct rehabilitate improve maintain repair and operate bridges for vehicular or pedestrian traffic across the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey at any locations north of the boundary line between [Mercer County and Burlington County] Bucks County and Philadelphia County in the [State of New Jersey] Commonwealth of Pennsylvania as extended across the Delaware River to the [Pennsylvania] New Jersey shore of said river The commission may also subject to the approval of the State highway department of the State of New Jersey and the department of highways of the Commonwealth of Pennsylvania lease such bridges as lessor to and contract for the operation of such bridges by one or more public bodies instrumentalities commissions of pulic agencies

Whenever any bridge north of the boundary line described above in this paragraph (a) proposed to be acquired by the commission pursuant to the provisions of this agreement has been constructed pursuant to consent or authorization granted by federal law the acquisition of such bridge by the commission shall be by purchase or by condemnation in accordance with the provisions of such federal law or the acquisition of such bridge by the commission shall be pursuant to and in accordance with the provisions of sections 48:5-22 and 48:5-23 of the revised statutes of New Jersey and for all the purposes of said provisions and sections the commission is hereby appointed as the agency of the State of New Jersey and the Commonwealth of Pennsylvania exercising the rights and powers granted or reserved by said federal law or sections to the State of New Jersey and Commonwealth of Pennsylvania jointly or to the State of New Jersey acting in conjunction with the Commonwealth of Pennsylvania the commission shall have authority to so acquire such bridge whether the same be owned held operated or maintained by any private person firm partnership company association or corporation or by any instrumentality public body commission public agency or political subdivision (including any county or municipality) of or created by or in the State of New Jersey or the Commonwealth of Pennsylvania or by any instrumentality public body commission or public agency of or created by or in a political subdivision (including any county or municipality) of the State of New Jersey or the Commonwealth of Pennsylvania

In addition to other powers conferred upon it and not in limitation thereof the commission may acquire all

right title and interest in and to the Tacony-Palmyra bridge across the Delaware River at Palmyra New Jersey together with any approaches and interests in real property necessary thereto the acquisition of such bridge approaches and interests by the commission shall be by purchase or by condemnation in accordance with the provisions of the federal law consenting to or authorizing the construction of such bridge and approaches or the acquisition of such bridge approaches or interests by the commission shall be pursuant to and in accordance with the provisions of sections 48:5-22 and 48:5-23 of the revised statutes of New Jersey and for all the purposes of said provisions and sections the commission is hereby appointed as the agency of the State of New Jersey and the Commonwealth of Pennsylvania exercising the rights and powers granted or reserved by said federal law or sections to the State of New Jersey and Commonwealth of Pennsylvania jointly or to the State of New Jersey acting in conjunction with the Commonwealth of Pennsylvania the commission shall have authority to so acquire such bridge approaches and interests whether the same be owned held operated or maintained by any private person firm partnership company association or corporation or by any instrumentality public body commission public agency or political subdivision (including any county or municipality) of or created by or in the State of New Jersey or the Commonwealth of Pennsylvania or by any instrumentality public body commission or public agency of or created by or in a political subdivision (including any county or municipality) of the State of New Jersey or the Commonwealth of Pennsylvania the power and authority herein granted to the commission to acquire said Tacony-Palmyra bridge approaches and interests shall not be exercised unless and until the Governor of the State of New Jersey and the Governor of the Commonwealth of Pennsylvania have filed with the commission their written consents to such acquisition

The word "bridge" as used in this agreement shall include such approach highways and interests in real property necessary thereto in said Commonwealth or said state as may be determined by the commission to be necessary to facilitate the flow of traffic in the vicinity of any such bridge or to connect such bridge with the highway system or other traffic facilities in said Commonwealth or said state provided however that the power and authority herein granted to the commission in connection with the approach highways shall not be exercised unless and until the Department of Highways of the Commonwealth of Pennsylvania shall have filed with the commission its written approval as to approach highways to be located in said Commonwealth and the State Highway Department of the State of New Jersey shall have filed with the commission its written approval as to approach highways to be located in said state

Notwithstanding any other provision of this agreement or any provision of law State or Federal to the contrary the commission may combine for financing purposes any bridge or bridges hereafter constructed or acquired by it with any or all of the bridges described or referred to in any trust indenture securing bridge revenue bonds of the commission at the time outstanding subject to any limitations or restrictions contained in such trust indenture

Notwithstanding any provision of this agreement nothing herein contained shall be construed to limit or impair any right or power granted or to be granted to the Pennsylvania Turnpike Commission or the New Jersey Turnpike Authority acting alone or in conjunction with each other to provide for the financing construction operation and maintenance of one bridge across the Delaware River south of the city of Trenton in the State of New Jersey provided that such bridge shall not be constructed within a distance of ten miles measured along the boundary line between the Commonwealth of Pennsylvania and the State of New Jersey from the bridge being constructed across the Delaware River by the commission between the Borough of Morrisville in said Commonwealth and the city of Trenton in said state so long as there are any outstanding bonds or obligations of the commission for

which the tolls rents rates or other revenues or any part thereof of said bridge now being constructed shall have been pledged but such bridge may be constructed at any other location north of the boundary line described above in this paragraph (a) nothing contained in this agreement shall be construed to authorize the commission to condemn any such bridge

Section 2 Upon its signature on behalf of the Commonwealth of Pennsylvania and the State of New Jersey the supplemental compact or agreement hereinabove set forth shall become binding and shall have the force and effect of an act of the General Assembly of the Commonwealth of Pennsylvania and the commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under such supplemental compact or agreement and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval to such supplemental compact or agreement

Section 4 The provisions of this act shall not be construed to repeal any of the provisions of the act approved the 12th day of June 1931 (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating the Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" and its amendments or supplements or apply to or affect in any manner any agreement made between the Commonwealth of Pennsylvania and the State of New Jersey pursuant to the provisions of said acts

Section 5 If any provision of this act or the application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application and to this end the provisions of this act are declared to be severable

Section 6 This act shall take effect immediately but the Governor shall not enter into the supplemental compact or agreement hereinabove set forth on behalf of the Commonwealth of Pennsylvania until passage by the State of New Jersey of a substantially similar act embodying the supplemental compact or agreement between the two states

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, I believe the House is due an explanation inasmuch as this bill has been held up at my request for the past several weeks. Therefore, I will attempt, in making a protest to this bill to bring to light to the membership of the House the necessity of some information which the membership of the House does not have on legislation, particularly so as to Senate Bill 212.

After hearing a few things in relation to Senate 212, I endeavored to get a sufficient amount of information

whereby I could cast my vote upon this measure, knowing the entire import of the legislation before us. With my own limited facilities, and not having a research staff to probe into some of the problems that this legislation brings up, I was not able to get the information I desired.

However, as a suggestion to the membership of the House, I would be happy to co-sponsor a resolution with any Member on the majority side, and suggest we have the Joint State Government Commission, which everybody admits is an arm of this Legislature and is a worthy body that does a good job, investigate situations such as this and give their findings to this legislative body at the time when it meets to consider this legislation.

I am going to vote against the bill, due to the fact that I do not have sufficient information on it. I am not going to endeavor to hold up the bill further due to the fact that I am given to understand that the Turnpike Commission needs this bill in order to effect its program which may be needed in the very near future.

Inasmuch as I do not have information that could be secured by a study by the Joint State Government Commission, I cannot approach the problems that I originally intended to approach on this measure, so I want to register my protest against Senate Bill 212.

Mr. KELLER. Mr. Speaker, I would like to make a brief statement and some explanation in regard to Senate Bill No. 212.

Senate Bill 212 amends the compact of 1931 which created the Delaware River Joint Toll Bridge Commission.

This bill extends the jurisdiction of that Commission from the New York State line down to the boundary between Bucks and Philadelphia Counties. It gives the Commission, if the Governors of Pennsylvania and New Jersey approve, the power to take over the Tacony-Palmyra Bridge and operate it for the benefit of the two states.

It also gives the Commission, if the highway departments agree, power to build approach highways leading to the bridges. It also gives the Commission power to finance several bridges in one bond issue. It also makes it possible for the Commission to cooperate with the Pennsylvania and New Jersey Turnpike Commissions to affect a junction at a bridge crossing the Delaware. It also protects the commissions investment in the present Morrisville Bridge.

This very bill has been approved by the New Jersey State Legislature and needs the approval of the Pennsylvania Legislature, so that these things might be carried out.

Therefore I ask the House to vote for this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Barker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Seaton,
Beal,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMiller,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shewell,
Botes,	Harney,	Metz,	Smith,

Bolton,	Haudenschild,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brausch,	Hewitt,	Mills,	Stammel,
Breth,	Hooker,	Montess,	Stoner,
Brown,	Hoggard,	Mounroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kampa,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	Van Sant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Pengase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Pengrew,	Wargo,
Dougherty,	Krato,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Piehnery,	Watkins,
DuBols,	Lafore,	Pinner,	Wadner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Poles,	Westcott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westwick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fennick,	Leven,	Readinger,	Wheeler,
Fenster,	Light,	Reagan,	White,
Filip,	Limper,	Reese,	Williams,
Fillo,	Loftus,	Reidenbach,	Will,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetner,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovanssek,	Sorg,
Good,			Speaker

NAYS—1

Petrosky,

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection

Senate Bill No. 244, Printer's No. 256
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of approved the seventh day of June one thousand eight an act entitled 'An act to provide revenue by taxation hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the return of funds if not used within a certain time by the political subdivision for payment to

the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements restricting payments to firemen and their dependents

On the question,

Will the House agree to the bill on third reading?

Mr. ROBERTSON. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Section 2 (a), page 4, line 17 by adding after the word "benefits" the following: "by saving and investing such amount."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

Senate Bill No. 306, Printer's No. 153

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 357, as follows:

An Act to reenact revise and amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto"

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[(e)] (f) Non-debt Revenue Sewer Bonds	[3250]- 3260	The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows	
XXX Collection by Instalment of the Cost of [Highway] Street and Sewer Improvements	3301 -[3316] 3315	Section 1 Section 1 and Article I sections 101 to 109 inclusive of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the laws relating thereto" are hereby reenacted revised and amended to read as follows	
(a) [Highway] Sreet and Sewer Improvements	3301 - 3302	Section 1 Be it enacted &c That the laws relating to cities of the third class be and the same are hereby reenacted amended revised and consolidatd as follows	
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XXXIV Water-Courses	3401 - 3409	Preliminary Provisions	
XXXV Public Service	3501 - 3589	Section 101 Short Title This act shall be known and may be cited as "The Third Class City [law"] Code"	
(a) Water Supply	3501 - 3571	Section 102 [Definition The word "city" or "cities" as used in this act shal be construed to mean a city or cities of the third class] Definitions The following words and terms as used in this act shall have the meanings herein assigned to them unless the context clearly indicates otherwise	
(1) General Provisions	3501	"City" a city of the third class	
(2) Acquisition by Eminent Domain	3505 - 3507	"Street" any street avenue boulevard parkway road lane court alley or public square within the city and any highway within the city as provided in section two thousand nine hundred thirty-nine of this act	
(3) Acquisition by Purchase after Appraisal	3515 -[3524] 3521	"Highway" a State highway of the Commonwealth of Pennsylvania	
(4) Acquisition of Competing Water Companies by Cities	3530 - 3532	"Bill" any proposed ordinance introduced in council	
(5) Power to Furnish Water to Consumers outside City	3540	Section 103 Excluded Provisions This act [does not include any provisions and] shall not be construed to repeal any acts relating to	
(6) Power to Lease Waterworks	3550 - 3553	(a) The [procedure for the collecting] collection of municipal and tax claims by liens	
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(k) Libraries

(l) State highways

(m) The joint or several authorities or duties pertaining to cities as well as to other classes of political subdivisions by virtue of general acts of Assembly

Section 104 Construction of Act Generally to Preserve Existing Situations The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactments. The repeal by this act of any act of Assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded nor affect the corporate existence of any city heretofore incorporated. The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of such repealed laws. All ordinances resolutions regulations and rules made pursuant to any act of Assembly repealed by this act shall continue with the same force and effect as if such act had not been repealed. Any person holding office or position under or by virtue of any act of Assembly repealed by this act shall continue to hold such office or position until the expiration of the term thereof subject to the conditions and tenure attached to such office or position prior to the passage of this act.

Section 105 Constitutional Construction The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional the decision so holding shall not be construed to affect the validity of any of the remaining provisions of this act. It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein.

Section 106 Construction of References Whenever in this act reference is made to any act by title or otherwise such reference shall be construed to apply to and include any codification wherein the provisions of the act referred to are substantially reenacted.

Section 107 Cities to Which Act Applies This act shall apply to (a) all cities which have been incorporated under or which have accepted the provisions of the act of Assembly approved the twenty-third day of May one thousand eight hundred and seventy-four (P. L. [two hundred thirty] 230) entitled "An act dividing cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of the cities of the third class" and the amendments thereto (b) all cities which have been incorporated under the provisions of the act of May twenty-third one thousand eight hundred and eighty-nine (P. L. [two hundred seventy-seven] 277) entitled "An act providing for the incorporation and government of cities of the third class" and the amendments thereto (c) all cities which have been incorporated under the provisions of the act of Assembly approved June twenty-seventh one thousand nine hundred and thirteen (P. L. [five hundred sixty-eight] 568) entitled "An act providing for the incorporation regulation and government of cities of the third class nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" and the amendments thereto (d) all cities formed by the consolidation of boroughs having voted separately to become cities in accordance with the provisions of the act approved May twenty-fourth one thousand nine hundred and seventeen (P. L. [two hundred sixty-two] 262) entitled "An act to enable two or more boroughs that are contiguous or in close proximity to be united and to become one city wherever each of said boroughs shall have heretofore voted or shall hereafter vote to become a city of the third class under laws now enacted or which may hereafter be enacted and wherever each of said boroughs has duly received or shall hereafter duly receive letters patent constituting it a city of the third class but where sufficient time shall not have

elapsed after the granting of such letters patent for the holding of a municipal election providing for the consequences of such consolidation the government of such consolidated city the payment of the indebtedness of each of the united territories and the enforcement of debts and claims due to and from each and fixing the jurisdiction over the said consolidated city in the courts of the county in which the majority of its inhabitants shall reside" and (e) all cities incorporated under the provisions of this act as therein provided.

Section 108 Effective Date This act shall go into effect on the first day of July one thousand nine hundred and thirty-one. This reenactment revision amendment and consolidation of the laws relating to cities of the third class shall become effective on the first Monday of January one thousand nine hundred fifty-two.

Section 109 Publication of Notices Whenever under the provisions of this act advertisement notice or publication is required to be published in one newspaper such publication shall be made in a newspaper of general circulation as defined by the Newspaper Advertising Act of May sixteen one thousand nine hundred and twenty-nine (P. L. [one thousand seven hundred eighty-four] 1784) printed in the city if there is such a newspaper and if not then in a newspaper circulating generally in such city. If such notice is required to be published in more than one newspaper it shall be published in at least one newspaper of general circulation defined as aforesaid printed if there be such a newspaper or circulating generally as above provided in the city. When such notice relates to any proceeding or matter in any court or the holding of an election for the increase of indebtedness or the issue and sale of bonds to be paid by taxation such notice shall also [in counties of the second third fourth and fifth classes] be published in the legal newspaper of any designated by the rules of court of the proper county for the publication of legal notices and advertisements unless such publication be dispensed with by special order of court. Provided however That ordinances auditor's statements summaries of auditor's statements advertisements inviting proposals for public contracts and for bids for materials and supplies or lists of delinquent taxpayers shall be published only in newspapers of general circulation defined as aforesaid.

Section 2 Article II and sections 201 to 211 inclusive of said act are hereby reenacted amended and revised to read as follows

Article II

Incorporation

Section 201 [Units Which May be Chartered as] Creation of Cities Cities of the third class shall be chartered whenever a majority of the electors of any [towns] town township or borough or any two or more contiguous towns townships [and/or] or boroughs or any combination thereof situate within the limits of the same county or situate in two or more contiguous counties and having separately or together as the case may be a population of at least ten thousand according to the last preceding United States census shall each separately vote at any general or municipal election in favor of the same.

Section 202 Resolution to Submit Question to Electors The [Council or] corporate authorities of any [such] town township or borough or of any contiguous towns townships [and/or] or boroughs as the case may be may on their own motion or upon petition of [one] two hundred or more qualified electors thereof shall by resolution duly passed and recorded among the minutes submit the question [of] whether [any] such town township or borough or whether any contiguous towns townships [and/or] or boroughs shall become a city of the third class to the qualified electors thereof to be known as the "City of"

Section 203 Notice of Election The said [council and the] Corporate authorities shall give notice by the publication of said resolution [during at least] once a week for four consecutive weeks [immediately] prior to the next general or municipal election in [all of the] not more than two newspapers of general circulation pub-

lished or circulating generally in said towns townships [and/or] and boroughs in accord with the provisions of Section 109 of this act

Section 204 Resolution Certified to County [Commissioners] Board of Election Form of Question The said [council and] corporate authorities shall certify said resolution to the county [commissioners] board of elections of the proper county or counties who shall thereupon cause a proper question to be [printed on a separate ballot to be used] submitted to the qualified electors at the said general or municipal election in the said towns townships [and/or] and boroughs [aforesaid] in the manner required by the [general election laws The electors shall designate with a cross mark (x) in one of the said squares their desire to vote for or against such charter] Pennsylvania Election Code

Section 205 [Duties of Election Officers Returns of Election The] [election officers within each town township and/or borough so voting shall count the votes so cast for and against such city charter and make return thereof on blanks to be furnished by the county commissioners of the proper county or counties to the clerk of the court of quarter sessions of the proper county or counties who shall compute the same and certify the result thereof to the council and corporate authorities aforesaid and also make returns thereof to the Secretary of the Commonwealth and to the Secretary of Internal Affairs each duly certified in the manner required by law In receiving counting and making return of the votes cast the inspectors judges and clerks of the said election shall be governed by the laws of the Commonwealth regulating general elections All the electors inspectors judges and clerks voting at and in attendance upon the election shall be subject to the penalties imposed by the election laws of this Commonwealth] Returns of Election The county board of elections shall make return of the vote cast on the question submitted to the clerk of the court of the proper county or counties and to the respective corporate authorities of the towns townships and boroughs submitting such question If a majority of the votes cast in each such town township and borough on the question shall be in favor of creating a city then returns thereof shall also be made by the county board of elections to the Secretary of the Commonwealth and the Department of Internal Affairs

Section 206 Effect of Vote Against City Charter Whenever by the returns of the election in any town township [and/or] or borough it shall appear that in any one there is a majority against the city charter no further proceeding shall be had and it shall not be lawful to hold another election upon the question in such town township or borough [for three years] until the third general or municipal election thereafter occurring

Section 207 Governor to Issue Charter Where Vote for City Charter Boundaries If it shall appear by the said returns that there is a majority of the votes cast on the question in each town township and borough aforesaid in favor of the city charter the corporate authorities of all such towns townships [and/or] and boroughs shall within sixty days after such election furnish to the Secretary of the Commonwealth the necessary information with respect to the boundaries of [said] the new city and the Governor shall as soon as may be issue letters patent under the Great Seal of the Commonwealth reciting the facts defining the boundaries of said city and constituting the same a body corporate and politic by the name of the City of

Section 208 Property of Entities Vested in City All of the property and estates whatsoever real and personal of the towns townships [and/or] and boroughs which shall have thus become a city [of the third class] are hereby severally and respectively vested in the corporation or body politic of said city by the name style and title given thereto [as aforesaid and] for the use and benefit of the citizens thereof [forever]

Section 209 Existing Governments Preserved Temporarily Organization of City The [charters] governments of the said towns townships [or] and boroughs shall continue in full force and operation [and all officers under

the same shall hold their respective offices] until the first Monday of January [following] next succeeding the municipal election [next succeeding the issuing of the letters patent to the said city] provided for in section 702 of this act at which time the officers of said city chosen at [the preceding] said municipal election shall enter upon their respective terms of service and the city government shall be duly organized under this act

Whenever in the organization of the city government of any newly incorporated city any person is elected by council to any office for which this act provides a definite term and fixes a definite time for the election of persons thereto the [persons] person so elected shall serve only for such time as intervenes between his election and the [next ensuing] day fixed by this act for the regular election of such officer for a full term

Section 210 Existing Liabilities Debts and Claims Transferred to New City All suits prosecutions debts and claims whatsoever of the said towns townships and borough shall thereupon become transferred to the said city which in all suits pending shall be substituted as a party and be under the management and control thereof [as fully and completely as if no alteration had been made in said charter] All valid claims and demands of whatsoever nature whether payable presently or in the future existing against the said towns townships [or] and boroughs when the said charter shall go into operation shall [by force thereof be recoverable from or] be enforceable against the said city The bonds and floating indebtedness and the interest thereon of each of said towns townships [or] and boroughs contracted prior to such consolidation shall be paid by the said city thus organized and chartered so that the taxes shall be uniform throughout the territorial limits of the whole city

Section 211 Jurisdiction of Courts Where City Situate in More Than One County Any city [of the third class heretofore or] hereafter formed out of [one] two or more towns townships or boroughs [and/or townships formed by the consolidation of boroughs partly lying] or any combination thereof situate in different counties shall for all municipal purposes of government and control be deemed and considered as under and within the jurisdiction of the courts of that county in which [is situate the borough first incorporated of those forming such consolidated borough] at the time the charter of the city is issued the larger percentage of the population of the new city according to the last decennial census is resident The jurisdiction of any such city already chartered shall remain as heretofore

Section 3 Article III and sections 301 to 304 inclusive of said act are hereby reenacted amended and revised to read as follows

Article III

Change of Corporate Title

Section 301 Resolution and Petition to Change Corporate Title Whenever the council of any city shall by resolution decide to change the corporate title of such city it shall present its petition to the court of quarter sessions of the county [wherein such city is situate] having jurisdiction over the municipal affairs of the city petitioning such court to change the corporate title thereof in accordance with the resolution a certified copy of which shall be attached to such petition

Section 302 Hearing Decree Upon the presentation of such petition the said court shall fix a day for a hearing thereof and shall direct that notice of such hearing be published once a week for three weeks in not more than two newspapers [in accord with the provisions of section one hundred and nine of this act] of general circulation At such hearing the court shall hear the testimony and argument of persons both for and against the change of the corporate title of such city and if [convinced] the court is of the opinion that the corporate title of such city should be changed as prayed for in the petition of the council of said city shall enter upon the proceedings its order and decree changing the corporate title of such city in accordance with the resolution of the council thereof [If the said court should not be convinced that

such corporate title should be changed] otherwise the petition shall be dismissed

Section 303 Recording Decree Upon the filing of a certified copy of the decree of [said] the court changing the corporate name of any [such] city in the office of the Secretary of the Commonwealth and the recording thereof in the office of the recorder of deeds of the county [wherein such city is situate] the courts of which have jurisdiction over the municipal affairs of the city the corporate title of said city shall thereafter be as set forth in said decree

Section 304 Existing Rights and Liabilities Preserved No change in the corporate title of any city shall in any way affect any liabilities incurred right accrued or vested obligations issued or contracted or any suits or prosecutions pending or instituted to enforce any right or penalty accrued or punish any offense committed prior to such change

Section 4 Article IV and sections 401 to 408 inclusive of said act are hereby reenacted revised and amended to read as follows

Article IV

Creation and Division of Wards

Section 401 Petition for Creation or Division of Wards New wards may be created in cities or wards therein may be divided by the court of quarter sessions [of the proper county] on application thereto for that purpose by the petition of at least one hundred qualified electors of the district seeking to be created as a new ward or of the ward to be divided or by the petition of the council of the city No new ward shall contain less than three hundred qualified electors according to the last preceding enumeration

Section 402 Petition for Striking Territory from One Ward and Attaching to Another Any part or district of a ward in any city may be detached therefrom and attached to another ward by the court of quarter sessions of the proper county on application thereto for that purpose by the petition of at least twenty-five qualified electors of the district to be stricken off or attached or by the petition of the council of the city

Section 403 Appointment of Commission Report Order of Court Upon the presentation of any such petition praying for the creation of a new ward out of parts of two or more wards or the division of a ward or for the detaching from a ward of a part or district thereof and attaching the same to another ward the said court shall appoint five impartial [men] qualified electors residents of the city but not of the wards to be affected thereby as commissioners to inquire into the propriety of granting the prayer thereof Provided however That in cities having not more than three wards said commissioners shall be selected from the city at large and may be residents of the ward or wards to be affected thereby The commissioners so appointed or any four of them shall examine the premises and make a draft of the new ward or wards proposed to be created or of the ward or wards to be divided or of the wards affected showing the division or change thereof or showing the lines as any separation and attachment will affect them as the case may be and showing clearly the number of qualified electors contained within the proposed new ward The commissioners shall make report to the said court [of quarter sessions] at its next term together with their [opinion of the same and at the term after that at which the report shall be made the court shall make such order thereupon as to it shall appear just and reasonable] recommendation

Section 404 Election Form of Ballot If [the commissioners or] a majority of [them] the commissioners appointed report favorably to such creation or division or the detaching from a ward of a part or district thereof and attaching the same to another ward the court shall order the question of the creation or division of such ward to be submitted to the qualified electors of the ward or wards affected and in the case of the detachment of territory to the electors of the ward from which the territory is to be stricken off at the general or municipal

election occurring not less than ninety days thereafter The clerk of said court shall certify such order to the county [commissioners of the proper county] board of elections [who] which shall thereupon cause a proper question to be [printed on a separate ballot to be used] submitted to the qualified electors at such election in the manner provided by the [general election laws] The electors shall designate with a cross mark (x) in one of said squares their desire to vote for or against such creation or division or detachment] Pennsylvania Election Code

Section 405 Notice of Election It shall be the duty of the mayor of the said city to give at least fifteen days public notice by advertisement in [at least three] one or more newspapers [if so many are printed in said city] of general circulation [and by handbills posted in the most public places in said ward or wards] that such an election will be held and of the time and place of holding the same

Section 406 Election Laws to Apply All the electors judges inspectors and clerks voting at and in attendance upon the election be held under the provisions of this article shall be subject to the penalties imposed by the [election laws of this Commonwealth] Pennsylvania Election Code

Section 407 Computing Vote Return Order of Court Resubmission of Question [Limit of Size and Number of Wards] The officers of such election shall receive and count the [said ballots] votes in the manner prescribed by law and shall forthwith make out a return on forms furnished by the [county commissioners] board of elections showing the number of votes for and against such new ward or for or against such division or detachment of [territory] a ward as the case may be and shall deliver the same to the clerk of the court of quarter sessions [of the proper county] within three days The said clerk shall compute said return and forthwith certify the result thereof to the court If it appears that a majority of the votes so taken are for a new ward or for a division or for the detachment of territory and its attachment to another ward said court shall thereupon order and decree the creation of such new ward or wards or such division or such detachment and attachment agreeably to the lines marked out and returned by the commissioners and shall number the new wards when necessary and order a certified copy of the whole proceeding to be placed on record among the minutes of council If a majority of votes shall be against the new ward or against division or against detachment no further action shall be had upon such proceeding nor shall any new application for such new ward or such division or detachment be heard [for] until two years from the date of such election [Provided That no ward shall contain less than three hundred taxable inhabitants according to the last preceding enumeration for taxation purposes]

Section 408 Change of Ward Lines by Court Whenever it shall appear to the court of quarter sessions in proceedings for the division of any ward or the creation of new wards [where] that any of the boundaries or divisions thereof are [a creek or stream or any other invisible line that any of said lines have become changed obliterated] uncertain [or undesirable by reason of the opening of streets the construction of sewers the development of the locality or] for any [other] cause the said court shall make such order or decree as to the relocation of the line as to [them] it may appear proper so that the same shall conform at [near] nearly as possible to the boundary lines which may have been previously determined upon

Section 5 Article V and sections 501 to 560 inclusive of said act are hereby reenacted amended and revised to read as follows

Article V

Annexation of Territory

(a) Annexation of Boroughs Townships and Parts of Townships

Section 501 Petition for Annexation of Boroughs or

Townships and Parts of Townships Any borough having a population of less than ten thousand inhabitants or any township or part of a township contiguous to any city whether wholly or partially within the same or different counties may become annexed to any such city whether wholly or partially within the same or different counties may become annexed to any such city in the following manner

(a) In the case of a borough the borough council may pass an ordinance for such annexation whenever three-fifths of the taxable inhabitants of such borough shall present a petition accompanied with the written consent of a majority in number and interest of property owners of the borough asking for such annexation

(b) In the case of a township or a part [of a township] thereof whenever three-fifths of the taxable inhabitants of such township or part [of a township] thereof shall present a petition to the council of said city accompanied with the written consent of a majority in number and interest of property owners of such township or part of a township asking for such annexation

(c) In case of part of a township when there are no taxable inhabitants residing therein then whenever three-fifths of the poperty owners in number and interest of property situated therein shall present a petition to the council of said city asking for such annexation

In construing this section a majority in interest of owners of undivided interests in any piece of property shall be deemed and treated as one person for the purpose of ascertaining the number of petitioners

Section 502 Advertisement Plots Before any such petition is circulated or signed notice thereof shall be given by advertisement once a week for four weeks in two newspapers published in or circulated throughout the territory to be annexed Such notice shall state the purpose of the petition and the date it will be ready for signing All such petitions shall be accompanied by a plot or plots of the territory to be annexed showing all streets and highways municipal or township improvements and public buildings

Section 503 Ordinance of City Filing Copy Thereof Upon presentation to the council of such city of a certified copy of the ordinance in case of a borough or of the petition in the case of a township or part [of a township] thereof together with the required plots in any case the council of said city may by ordinance annex such borough township or part [of a township] thereof to the said city Certified copies of the borough and city ordinances and the petition and the plans shall be filed in the office of the clerk of the court of quarter sessions of the [said] county or counties involved and like copies shall be certified to the Department of Internal Affairs of the Commonwealth Nothing contained in subdivision

(a) of this article shall be deemed to require any city to annex any borough township or part of [a] any such township

Section 504 Conclusiveness of Ordinance Appeal Referendum Thirty days after the filing of the said annexation ordinance by the said city council such ordinance and the action of the said city council shall be finally conclusive [unless a referendum petition is filed as is provided in this act or] unless an appeal therefrom is taken within the said thirty days by petition to the court of quarter sessions of the county in which the city is located or unless a referendum petition is filed as provided in this act

Section 505 Hearing an Appeal Notice Appeal from Final Order Where an appeal is taken by any person aggrieved by such annexation ordinance of the city the court shall fix a day for hearing the same Notice shall be given to all parties interested in such manner as the court shall direct After such hearing the court shall decide whether the proceedings are in conformity with this act making an order or decree dismissing the appeal and approving the annexation or sustaining the appeal and dismissing the annexation From any such final order or decree any party in interest aggrieved by such order or decree may have an appeal to the Supreme Court as

in other cases Upon final determination and approval of the annexation ordinance by the court of quarter sessions or by the Supreme Court the annexation shall take effect immediately

(b) Annexation of Outlying Lots in a Township

Section 515 Annexation of Outlying Lots Appointment of Viewers Upon application by petition to the court of quarter sessions signed by a majority or more of the taxable inhabitants accompanied by the written consent of a majority of the property owners in number and interest of any outlots or sections of land in a township containing not more than one hundred acres of land in a township of land contiguous to the city and being part of the same county in which the city is situated stating that they desire the same to be annexed to said city the desirability therefor and describing the lots or land to be annexed with a map or draft of the same which petition shall be sworn to by one or more of the petitioners and accompanied by the petition of the council of the city praying for the annexation of such outlots or sections of land and containing a copy of the resolution of the council of said city approving the annexation the said court shall thereupon appoint three viewers who shall be non-residents of the city or of the township whose territory is to be annexed to inquire into and investigate the allegations and facts stated in the said petition

Section 516 Notice of View Report Decree Notice of the first hearing of the said viewers shall be given to the city and to at least one of the petitioners as the court may direct The said viewers or a majority of them shall make report to said court at its next session after their appointment If they report that they find the statements and facts of said petition to be true and recommend the annexation as prayed for and if no appeal is taken within thirty days therefrom the said court shall thereupon make an order or decree to carry the annexation into effect The city clerk shall forward a certified copy of said decree to the Department of Internal Affairs of the Commonwealth

Section 517 Appeal Hearing Notice Decree Within thirty days after filing of such report any person aggrieved thereby may take an appeal by petition to the court of quarter sessions setting forth [their] his complaint and thereupon the court shall fix a day for hearing the same Notice of such appeal shall be given to all parties interested by publication once in one newspaper in accord with the provisions of section one hundred and nine of this act After such hearing the court shall decide whether the proceedings are in conformity with this act and make an order or decree either dismissing the appeal and approving such annexation or sustaining the appeal and dismissing the annexation From any such final order or decree any party in interest aggrieved by such order or decree may have an appeal to the Supreme Court as in other cases When the court of quarter sessions makes an order to carry such annexation into effect where no appeal is taken and upon final determination and approval of the annexation ordinance by the court of quarter sessions or by the Supreme Court where an appeal has been taken the said outlots or sections of land shall at once and thereafter be a part of said city as fully as if the same had been originally a part thereof A certified copy of any final decree or order approving such annexation shall be forwarded by the city clerk to the Department of Internal Affairs

Section 518 Compensation of Viewers The viewers herein provided for shall be allowed five dollars per day for each and every day actually spent by them in the performance of their duties together with their actual necessary expenses The costs of the proceedings in all cases shall be paid by the city

(c) Annexation of Part of a Borough

Section 525 Petition for Annexation of Territory in a Borough Ordinance of City Territory in a borough contiguous to a city or separated therefrom by a river or stream may be detached from the borough and annexed to the city in the following manner

A petition signed by owners of the land in the territory proposed to be detached and annexed and described in the petition shall be presented to the borough authorities who if they find that the petition is signed by either a majority of freehold owners or by the owners of two-thirds of the area of the territory described and that the assessed valuation of the territory described is not in excess of five per centum of assessed valuation of the borough may by ordinance detach the described territory subject to the acceptance of the detached portion by the city of the third class and upon notice from the council of the borough that it has ordained the detachment of the described territory of the borough for the purpose of having it annexed to the city [of the third class] the city may by ordinance annex the portion of the borough so proposed to be detached.

Section 526 Filing of Plans Upon such annexation by ordinance a plan of the territory annexed shall be filed by the [borough] city council in the office of the county commissioners and with the clerk of the court of quarter sessions and thereupon the detachment and annexation shall be effective. Provided however That if there be no delay through litigation or causes beyond the control of the councils the plan shall be filed as herein required within [ninety (90)] thirty days after the [presentation of the petition to] passage of the annexation ordinance by the city council and if the proceedings are not thus completed they shall be void in their entirety and of no effect. A copy of the plan filed shall be likewise forwarded to the Department of Internal Affairs of the Commonwealth.

(d) Indebtedness and Public Property when Borough or Township is Annexed

Section 535 Apportionment of Indebtedness of Borough or Township Taxes to be Uniform All the indebtedness of each borough or township annexed to a contiguous city under the provisions of this act as well as the indebtedness of the city to which the same is annexed shall be paid by the city as enlarged by such annexation and all territory included within the limits of the same shall be liable for the payment of the floating and bonded indebtedness and the interest thereon of all the territory included within such enlarged city and all taxes thereafter levied therefor shall be uniform throughout the territorial limits of such city.

Section 536 Property of Annexed Territory to Become Property of City All of the public property owned by any such borough or township annexed to any city shall become and remain the public property of the said city.

(e) Apportionment of Indebtedness when Part of a Township or Outlying Lots are Annexed

Section 540 Adjustment of Indebtedness when Part of Township is Annexed Where any part of any township or outlying lots thereof are annexed to any city the township officers of that part of the said township not annexed and the city council of the said city shall make a just and proper adjustment and apportionment of all public property owned by the said township at the time of said annexation both real and personal including funds as well as indebtedness if any to and between the said township and the city. In making such adjustment and apportionment of the property and indebtedness the township and the city shall be entitled respectively to share in a division of the property and indebtedness in the proportion that the assessed valuation of the land remaining in the township bears to the assessed valuation of the land annexed. Provided however That where indebtedness was incurred by the township for an improvement located wholly within the annexed part of the township the whole of such indebtedness shall be assumed by the city and where any part of any such improvement is located within the annexed part of the township the part of such indebtedness representing the part of the improvement located within the territory annexed shall be assumed by the city and the adjustment and apportionment of any remaining debt and the public property of the township shall be made as above provided. The adjustment and apportionment as made shall be reduced

to writing and duly executed and acknowledged by the proper officials and filed in the office of the clerk of the court of quarter sessions of the county in which said city is located. A copy of such adjustment and apportionment shall be forwarded by the city clerk to the Department of Internal Affairs of the Commonwealth.

Section 541 Appointment of Commission Contents of Report In case the said council of the said city and the township's authorities cannot make such amicable apportionment and adjustment of their property and indebtedness within six months after any such annexation then in that case the said council or any officer of said township may present a petition to the court of quarter sessions of the county in which the said city is located. Whereupon the said court shall appoint three disinterested commissioners residents and taxpayers of said county not residing in the said city nor in the said township who after hearing due notice of which shall be given to the city and township interested by publication once in one or more newspapers at least twenty days before said hearing in accord with the provisions of section one hundred and nine of this act shall make report to the court making an apportionment and adjustment according to the provisions of this act of all the property as well as indebtedness if any to and between the said city and the said township said report to state the amount if any that shall be due and payable from the city to the township or from the township to the city as well as the amount of indebtedness if any that shall be assumed by the city or township or both of them.

Section 542 Notice of Filing of Report Exceptions Confirmation The commissioners shall give the city and the township at least five days' notice of the filing of their report. Unless exceptions are filed thereto by the city or by the township within thirty days after filing thereof the same shall be confirmed by the court absolutely. Any sum awarded by the report to the city or to the township shall be a legal and valid claim in its favor against the city or township charged therewith and the amount of debt if any apportioned to any city or township shall be a legal and valid claim against such city or township charged therewith. Any property real or personal given and adjudged to the city or the township shall become and be the property of the city or the township to whichever one the same is given and adjudged. Upon such report being confirmed such claim or indebtedness charged against any city or township may be collected in the same manner as a judgment is collected against any city or township.

Section 543 Compensation of Commissioners Costs The commissioners shall be allowed five dollars per day for each day actually spent by them in the performance of their duties together with their actual necessary expenses. All costs and expenses of such proceedings shall be apportioned by the court to and between the said city and the said township as it shall deem proper.

Section 544 Disposition of Exceptions Appeal In some exceptions are filed to the report of the commissioners the court shall dispose of the same taking testimony if deemed advisable and the decision of the court thereon shall be final and binding on the several cities and townships unless an appeal is taken within thirty days to the Superior or Supreme Court as in other cases.

Section 545 Jurisdiction when Territory is in Two or More Counties In cases where a city or township is situated in two or more counties the court of quarter sessions of the county in which the city is located shall have exclusive jurisdiction over the matter but the same shall be heard by a judge not a resident of either of the judicial districts affected who shall be called to preside specially in the matter and in such cases the court shall appoint the commissioners hereinbefore provided for from both or [all] from three of such counties.

(f) Apportionment of Indebtedness when Part of a Borough is Annexed

Section 550 Apportionment of Indebtedness Decree of Court The court of quarter sessions [of the proper county] having jurisdiction of the city in cases where any

part of a borough is annexed to a city upon a petition of the borough or city may hear evidence and consider the indebtedness and assessed valuation of the borough and the city and the assessed valuation of the territory annexed and may enter a decree making such adjustment of the indebtedness and the manner and time of the payment thereof as to the court may seem meet and proper

Section 551 Collection of Taxes Assessed Prior to Annexation Any taxes assessed prior to the going into effect of the proceedings shall be paid to the borough and the collection and enforcement thereof shall be as though the land had not been detached

(g) Wards

Section 560 Distribution of Annexed Territory Among Wards New Wards Ward Officers Within thirty days from the effective date of any annexation the city council shall cause a petition to be presented to the court of quarter sessions of the county in which the said city is located praying for the distribution of the annexed territory among the wards of the said city or for the creation of a new ward or wards out of the same and to make such order or decree as may be necessary to constitute such ward or wards an election district or election districts or add to or create new election districts in a ward or wards to which such territory is attached and the said court shall in case of the creation of a new ward or wards appoint the election and other officers of the same and name the place or places of holding the first election in the said ward or wards for ward officers and for that purpose may order a special election if said court shall deem the same necessary to be conducted in the manner provided by [law for conducting municipal election] the Pennsylvania Election Code The officers elected at such special election shall hold their respective offices until their successors elected at the next succeeding municipal election shall be duly qualified Any decree of court creating a new ward or wards shall be entered in full upon the records of said court and certified copies thereof under the seal of the court shall be delivered by the clerk of said court to and be filed by the city clerk of the city and the secretary of the school district in which said ward or wards become located The clerk of the court of quarter sessions shall likewise certify copies thereof to the Secretary of the Commonwealth and to the Department of Internal Affairs

Section 5.1 Sections 565 to 568 inclusive subdivision (h) of Article V of said act are hereby repealed

Section 6 Article VI and sections 601 to 606 inclusive of said act are hereby reenacted revised and amended to read as follows

Article VI

City Boundaries

Section 601 Navigable Stream Boundaries Whenever any city is bounded by the nearest margin of a navigable stream and an opposite township borough or city is also bounded by the nearest margin of the same stream the boundaries of such city shall extend to the center line of the stream Nothing contained in this section shall be construed to repeal any local or special law providing otherwise

Section 602 Court to Establish Disputed Boundaries The court of quarter sessions upon petition of any interested political subdivision may ascertain and establish disputed boundaries between [two or more cities or between cities and boroughs or townships] any such parties Whenever the dispute involves the boundaries of counties the provisions of the County Code shall apply to that extent

Section 603 Petition to Court Commissioners Report Upon such petition the court shall appoint as commissioners three impartial [men one of whom shall be a competent] qualified electors who shall have authority to employ a professional engineer or surveyor After giving notice to parties affected by publication once in at least one newspaper [as required by] in conformity with section 109 of this act they shall view the disputed boundaries [The commissioners or any two of them] A majority of the commissioners shall make a prompt report and recommendations to the [next succeeding term of] court which

report shall [contain their recommendations and] be accompanied with a plot of the proposed boundary if the same cannot be fully described by natural lines The court shall make such order thereupon as to it shall seem just and reasonable

Section 604 Reviews Exceptions and Issues Any person affected may petition the court for a review or may except to the report of the commissioners When matters of fact are in dispute the court may frame an issue and certify the same for trial to the court of common pleas

Section 605 Pay and Expenses of Commissioners The commissioners shall each receive [three] five dollars per day [except the surveyor who shall receive five dollars per day] for each day necessarily employed in the performance of their duties [and] as well as mileage at the rate of ten cents per mile necessarily traveled and reasonable expenses incurred for surveying services to be paid equally by the [municipalities or townships] political subdivisions interested

Section 606 Boundary Monuments Whenever a boundary is established pursuant to the preceding sections of this article the court shall cause such part of the same as cannot be fully described by natural lines to be marked with [stone] permanent monuments placed at intervals not exceeding fifteen hundred feet and at the end of any course and the expense of [the] placing [of] the said monuments when approved by the court shall be borne equally by the [municipalities or townships] political subdivisions interested and the court shall compel payment of the same according to law

Section 7 Sections 701 and 702 of Article VII of said act are hereby repealed and section 703 of the said article and act is hereby renumbered section 701 and as such reenacted revised and amended to read as follows:

Article VII

[Election of City Officers] Elected Officers and Elections

Section [703] 701 Elected Officers Term Eligible to Re-election Vacancies Where Elected Officer Fails to Qualify The elected officers of each city shall be a mayor four [members of council] councilmen a controller and a treasurer [Each] Except as provided in section seven hundred and two of this act with respect to the first election of members of council each of such officers shall serve for a term of four years from the first Monday of January next succeeding his election [and until his successor is elected and duly qualified and] until the first Monday of January in the fourth year thereafter Any such officer shall be eligible for reelection

Any person elected to a city office who fails to qualify within thirty days [from] after the first Monday of January following his election shall be ineligible to qualify thereafter [In such cases the council shall declare] A vacancy shall then exist in the said office and a person shall be appointed to fill said vacancy in the manner provided by this act [and when the person so appointed to fill said vacancy qualifies for the office the term of the person holding over shall cease and terminate]

Section 7.1 Sections 704 to 706 inclusive of Article VII of said act are hereby repealed and section 707 of said article and act is hereby renumbered section 702 and as such reenacted revised and amended to read as follows

Section [707] 702 First Elections in Newly Created Cities At the first municipal election occurring at least ninety days after the date of the letters patent issued by the Governor incorporating any city the qualified electors of such city shall elect a mayor a treasurer and a controller [to serve for terms of four years from the first Monday of January next succeeding their election and every fourth year thereafter such officers shall be elected in such city to serve for terms of four years each] At such election the electors of such city shall also elect four [members of city council] councilmen The two candidates for such office receiving respectively the highest number of votes at such election shall serve for a term of four years from the first Monday of January next succeeding their election until the first Monday of January in the fourth year thereafter and the two candidates [for coun-

cill] at such election receiving the next highest number of votes shall serve for [the] a term of two years from the first Monday of January next succeeding their election [and thereafter two members of council shall be elected at each biennial municipal election to serve for terms of four years each from the first Monday of January next succeeding their election] until the first Monday of January in the second year thereafter

Section 7.2 Said act is hereby amended by adding to Article VII thereof a new section numbered 703 as follows

Section 703 Nominations and Elections All matters relating to nominations of candidates and election of city officers shall be governed by the applicable provisions of the Pennsylvania Election Code

Section 7.3 Section 708 of Article VII of said act is hereby repealed and section 709 of said act and article is hereby renumbered section 704 and as such reenacted revised and amended to read as follows

Section [709] 704 Certificates of Election Whenever an election shall have been held for city officers for regular terms of service it shall be the duty of the [mayor] officer-elect to procure [at the expense of the city] from the [prothonotary of the court of common pleas of the proper] county board of elections [by which court the returns thereof shall be computed] a [certified copy under the seal of the court of the vote for all such officers] certificate of election as [computed] issued by the [court] board according to law and to lay the same before council on the date and time fixed by law for their organization and the said certificate shall be filed among the city archives and [a copy thereof entered upon the journal] its presentation shall be noted in the minutes

Section 8 Article VIII and section 801 of said act are hereby reenacted revised and amended to read as follows

Article VIII

Vacancies in Office

Section 801 Vacancies in Council and Office of Mayor If [for any reason whatsoever] a vacancy [occurs or] exists in the city council whether as to the office of mayor one or more of the other members of council the city council shall by a majority of its remaining members fill such vacancy within thirty [(30)] days thereafter by electing a qualified [elector] person to serve until that first Monday of January when his successor [is] who shall have been elected by the qualified electors at the next municipal election occurring at least ninety days [thereafter] after such vacancy exists [and] is duly sworn into office [The person so elected shall serve] for the remainder of the term of the person originally elected to said office

In case vacancies should [occur] exist whereby the [officers] offices of three or four of the five members of the city council become vacant the remaining one or two members shall fill such vacancies one at a time giving [the] each new appointee such reasonable notice of his appointment as will enable him to meet and act with the then qualified member or members of the city council in making further appointments until three members of city council have been qualified whereupon the said three members shall fill the remaining vacancies at a meeting attended by the said three members of said city council such appointees to receive a majority of the votes of the said three members present at any such meeting The person or persons selected to fill such vacancy or vacancies shall hold their offices as herein provided

If by reason of a tie vote or otherwise such vacancy shall not have been filled by the remaining members of city council within the time as limited herein the court of common pleas [of the proper county] upon the petition of ten or more qualified electors shall fill such vacancy by the appointment of a qualified person for the portion of the unexpired term as above provided [Nominations of candidates for] [any such office shall be made at the primary preceding the said municipal election]

If at any time vacancies should occur or exist in the membership of all five members of city council the court of common pleas [of the county in which such city is

situate] shall appoint a city council including a mayor of persons properly qualified who shall serve as [hereinbefore] herein provided

Section 8.1 Section 802 of Article VIII of said act is hereby repealed and section 803 of said article and act is hereby renumbered section 802 and as such reenacted revised and amended to read as follows

Section [803] 802 Vacancy in Office of Controller or of Treasurer [In case] If a vacancy occurs in the office of city controller [thirty days or more prior to the time for the holding of the next municipal primary election the council shall fill the vacancy by electing a city controller to serve until the first Monday of January next succeeding the time of holding said municipal primary election and the qualified electors of the city in which said vacancy exists shall at said municipal primary election nominate and at the succeeding municipal election elect in the manner provided by law a city controller who shall serve for the regular term of four years from the first Monday] [of January succeeding his election but in case the vacancy occurs less than thirty days prior to the next municipal primary election the council shall elect a controller to serve during the remainder of the term of the city controller whose office has become vacant] or in the office of city treasurer the city council shall fill such vacancy within thirty days thereafter by choosing a city controller or a city treasurer as the case may be to serve until his successor is elected by the qualified electors at the next municipal election occurring at least one hundred and twenty days after such vacancy occurs and is duly sworn into office The person so elected shall serve for a term of four years from the first Monday of January next succeeding his election until the first Monday of January in the fourth year thereafter

Section 9 Article IX and sections 901 to 912 inclusive of said act are hereby reenacted revised and amended to read as follows

Article IX

General Provisions Relating to City Officers Employees

Section 901 Appointment and Removal of Officers and Employees Council shall have the power of appointment and dismissal of all city officers and employees [and subordinate officers of the city] other than elected officers and shall provide for the removal of officers of the city whose offices are established by ordinance except where otherwise provided by this act

Section 902 Officers and Employees Number Duties Compensation Council shall prescribe by ordinance the number duties and compensation of the officers and employees of the city No payment of such compensation shall be made from the city treasury or be in any way authorized to any person except an officer or employee elected or appointed in pursuance of law No ordinance shall be passed giving any extra compensation to any officer servant employee or contractor without previous authority of law Any officer drawing or countersigning any warrant or passing or paying any voucher [for the same or paying the same] contrary to this section shall be guilty of a misdemeanor and upon conviction thereof shall forfeit his office and be sentenced to pay a fine not exceeding five thousand dollars [and] or to undergo imprisonment not exceeding one year or both at the discretion of the court

Section 903 Salaries of Officers Not to be Increased After Election No city shall increase or diminish the salary compensation or emoluments of any elected officer after his election

Section 904 Offices to be Held until Qualification of Successors Any officer of any city who has been elected or appointed and has qualified shall hold said office until his successor is elected or appointed and duly qualifies

Section 905 Oath of Office Violation of Oath Penalty All officers of the city whether elected or appointed shall before entering upon their respective duties take and subscribe the oath prescribed by section 1 of Article VII of the Constitution of this Commonwealth Any person refusing to take such oath shall forfeit his [right to the] office Any person guilty of a violation of his oath shall

be guilty of a misdemeanor and upon conviction shall forfeit his office and be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding one year or both at the discretion of the court

Section 906 Bond to be Given by Officers and Agents Council may require from all officers and agents of the city elected or appointed lawful bonds [and security] with corporate sureties for the faithful performance of their duties No officer or agent required by law or ordinance to give bond as aforesaid shall be sworn into office or enter upon the duties thereof until such bond shall have been duly approved by the proper authority

Section 907 Surety Bonds Premiums When any officer or employe of any city [shall be] is required to give a bond for the faithful performance of his duties [and] such bond shall [be required to] be endorsed by a surety company [it shall be lawful for such] and the city [to] shall pay the premium on such bond The bonds of city officers and employes hereafter given shall be with corporate sureties and not with individual or personal sureties

Section 908 Officers not to Become Surety on Bonds Given to City Penalty No member of the council or any other city officer shall become surety in any bond or obligation given to the city by [any officer or by] any agent or contractor for the faithful performance of any trust agency or contract Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction shall forfeit his office and [shall] be sentenced to pay a fine not exceeding one hundred dollars

Section 909 Moneys and Accounts to be Delivered by Officer to Successor Every officer of the city receiving or having in his possession any money accounts property or effects belonging to the city shall upon termination of his office deliver the same to the city or to his qualified successor Any person violating the provisions of this section shall upon summary conviction thereof before an alderman or justice of the peace be sentenced to pay a fine of not less than one hundred dollars or more than three hundred dollars and in default of payment undergo imprisonment not exceeding ninety days Such failure to deliver shall for each day thereof be a separate and distinct offense

Section 910 Receipt of Bribe by Officer or Employee of City Penalty Any member of council or other city officer or employe who shall solicit demand or receive or consent to receive directly or indirectly for himself or for another from any company corporation or persons any moneys office appointment employment testimonial reward thing of value or enjoyment or of personal advantage or promise thereof for his vote or official influence or for withholding the same or with an understanding expressed or implied that his vote or official action shall be in any way influenced thereby or who shall solicit or demand such money or other advantage matter or thing aforesaid for another as the consideration of his vote or official influence or for withholding the same or who shall give or withhold his vote or influence in consideration of the payment or promise of such money advantage or thing to another shall be [held] guilty of bribery a felony and upon conviction thereof shall be sentenced to pay a fine not exceeding ten thousand dollars and to undergo imprisonment for a period not exceeding five years and shall be forever incapable of holding any place of profit or trust in this Commonwealth

Section 911 Bribery of Officers or Employees Penalty Any person who shall directly or indirectly offer give or promise any money or anything of value testimonial privilege or personal advantage to any member of council or other city officer or employe to influence him in the performance or nonperformance of any of his public or official duties shall be guilty of bribery and upon conviction thereof shall be sentenced to pay a fine not exceeding ten thousand dollars and to undergo imprisonment for a period not exceeding five years and shall be forever incapable of holding any place of profit or trust in this Commonwealth

Section 912 City Property not to be Used by Officers for Gain [Interest in Contracts] Penalty No portion of the property of the city shall be used for private gain by any officer of the city councilman agent or employe of said city or any department thereof nor shall the same be wilfully used or injured or be sold or disposed of in any manner by any officer councilman agent or employe without the consent of the council [Nor shall any officer councilman agent or employe of the said city or any department thereof be interested directly or indirectly either personally or as a member or officer of any firm company or corporation contracting with the city or any department thereof in the use purchase or sale lease occupation or enjoyment as aforesaid of any of the works material or property of said city] Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding [one thousand] five hundred dollars or to undergo imprisonment not exceeding one year or both at the discretion of the court Upon such conviction the party offending shall be forthwith removed from his office or employment and shall not thereafter be eligible to election or appointment to any place of profit or trust under said city or any department thereof

Section 9.1 Section 913 of Article IX of said act is hereby repealed and said act is hereby amended by adding to Article IX a new section numbered 913 as follows

Section 913 City Not to Engage in Private Construction No official officer agent or employe of any city or of any department office institution or agency thereof shall dispose of or authorize or permit the disposal of any services materials supplies or labor belonging to or paid or contracted for by the city or any of its departments offices institutions or agencies in any building installing laying or other work of construction of any manner of thing whether gratuitously or for a consideration for private rather than public benefit within or without the city's boundaries unless such disposal is expressly or by necessary implication authorized or required by law This section is intended to prohibit encroachment of officials officers agents or employes of a city upon the markets of legitimate private enterprise engaged in all types of construction work Any official officer agent or employe of a city or any department office institution or agency thereof violating the provisions of this section shall upon summary conviction thereof forfeit and pay to the city a fine of not less than one hundred nor more than three hundred dollars for each such offense or in default thereof undergo imprisonment for not more than ninety days and each day's violation shall constitute a separate and distinct offense

Section 914 Warrants or Claims not to be Purchased by Officers Penalty No member of the council or other officer of such city shall purchase any warrant order or claim for labor or supplies furnished to said city nor be interested directly or indirectly in the purchase of the same for any sum less than the amount specified therein Any such person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall forfeit his office and be sentenced to pay a fine not exceeding one hundred dollars

Section 9.2 Said act is hereby amended by adding to Article IX a new section numbered 915 as follows

Section 915 Imposition of Penalties Whenever any offense punishable under this Article IX shall also be punishable under the Penal Code of 1939 the penalties imposed other than forfeiture of office or right to hold office shall be only those prescribed by said Penal Code

Section 9.3 The subsequent section heretofore numbered 915 of Article IX of said act is hereby renumbered 916 and so renumbered is amended and revised to read as follows

Section [915] 916 City Leagues and Other Municipal Affairs Organizations Any city may unite with other cities or with the cities of two or more classes and may form and organize leagues of said cities and hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities

comprising the league Each city member of a league [shall] may send delegates thereto and pay necessary expenses incident to their attending said convention and pay dues to the league and provide a fund for the necessary costs and expenses of the league and league conventions and the work carried on by said league [Nothing herein contained shall be construed to limit the authority of council to authorize the expenditure of money to other meetings on city business] Council is hereby authorized to appropriate monies for like support of and participation in other organizations concerned with municipal affairs

Section 9.4 Said act is hereby further amended by adding to Article IX thereof a new section numbered Section 917 to read as follows

Section 917 Powers of Subpoena Compelling Testimony In any case where an official or officer of the city or any agency thereof created or authorized by this act is specifically empowered to conduct hearings and investigations such officer official or agency shall have authority for the purposes of such hearings or investigations to issue subpoenas for the attendance and giving of testimony of such witnesses as are subject to the subpoenas of the courts of record of this Commonwealth and to issue subpoenas duces tecum as to such witnesses In the case of an agency such subpoenas shall issue in the name of the city and of the agency upon the signature of the presiding officer thereof and the official seal if any of the agency Any person refusing to obey the orders of any such subpoena shall upon summary conviction thereof before an alderman of the city be fined not less than ten nor more than three hundred dollars and in default of payment thereof shall be imprisoned for a period not in excess of thirty days All such fines shall be paid to the city treasurer for the use of the city

Section 10 Article X subdivision (a) and sections 1001 to 1013 inclusive of said act are hereby reenacted revised and amended to read as follows

Article X

The Council

(a) General Provisions

Section 1001 Qualifications of [Members of Council] Councilmen The [members of city council] councilmen shall be at least twenty-five years of age and shall be elected by the electors at large They shall have been residents [and inhabitants] of the city wherein they shall be elected throughout one year next before their election and shall reside therein [during] throughout their terms of service No officer of the United States or of the [State] Commonwealth of Pennsylvania (except notaries public or officers of the militia) nor any county officer [or] nor any officer or employee of any school district embraced in the territory of said city [or] nor any [other] officer or [any] employee of said city or of any department thereof nor any member or employee of a municipality authority of which the city is a member shall serve as a [member of council] councilman during his continuance or employment except as hereinafter provided

Section 1002 Vesting of Legislative Power The legislative power of every city shall be vested in a council composed of the mayor and four councilmen

Section 1003 Organization of Council [Inauguration of Mayor] The members of council [of the several cities] shall assemble in their place of meeting for the purpose of organizing at ten o'clock in the forenoon of the first Monday of January next succeeding the regular municipal election The mayor shall be the president of the council and a member thereof and shall have the same rights and duties including the introduction of bills and the making of motions as pertain to councilmen

Section 1004 Oath of Councilmen Quorum Rules The members of council shall take the oath of office provided for by this act which oath may be administered by the city clerk or any other person authorized to administer oaths Three members of council shall constitute a quorum but a smaller number may compel the attendance of absent members under penalties to be prescribed by ordinance The council may determine its own rule [but

such rules shall not be inconsistent with the Constitution and laws of the State of Pennsylvania]

Section 1005 Meetings of Council Notice The council shall hold stated meetings at least once in each month and at such other times as may be fixed by ordinance and continue them so long as the transaction of the public business demands The mayor may and upon request of two councilmen must call special meetings of council upon twenty-four hours' notice to each member which notice shall state whether such meeting is to be convened for special or general business If called for special business only such business shall be considered as is stated in the notice Such notice may be waived by unanimous consent of council All meetings of council whether regular or special shall be open to the public The council shall be a continuous body and it shall be lawful for any council to complete any unfinished business or legislation begun by the preceding council

Section 1006 [Necessary] Ordinances Resolutions Rules and Regulations Imposition of Fines The council of every city shall pass ordinances resolutions rules and regulations in accordance with the provisions of this act and not inconsistent therewith as may be necessary to carry into effect the requirements thereof and may impose fines and penalties for the violation of such ordinances rules and regulations recoverable in the manner hereinafter provided for the recovery of fines and penalties for the violation of city ordinances and subject to like limitations as to the amount thereof

Section 1007 [Right to Vote] Voting No Veto Vote Necessary to Pass Ordinance Each [member] of the five members of council [including the mayor] shall [have the right to] vote on all questions coming before the council except as hereafter provided The mayor shall have no right of veto Except as otherwise provided in this act an affirmative vote of three members shall be necessary in order to pass any ordinance resolution rule or regulation

Section 1008 Journal of Proceedings Recording and Withholding of Vote The council shall keep a journal of its proceedings which shall be in the possession of the city clerk and which shall at all times be open to public inspection Upon every vote the yeas and nays shall be called and recorded by the city clerk Every motion resolution or ordinance shall be reduced to writing before the vote is taken thereon [Except where they shall be personally or privately interested no] No member in attendance shall withhold his vote on any measure bill or question unless [he shall state his reason therefor to] the council [which may] excuse him and enter the reason upon the journal

Section 1009 Disclosures of Interest by Councilman A member who has a personal or private interest in any question measure or bill proposed or pending before the council shall disclose the fact to council and shall not vote thereon nor take any part in the discussion of the same If such interested person shall vote without disclosing his interest in such question measure or bill [and the same be carried by his vote] he shall forfeit his office and [the measure or bill shall be void] council may avoid the enactment or transaction or not as it deems best

Section 1010 Ordinances and Resolutions Signing by Mayor and City Clerk Every legislative act of the council shall be by resolution or ordinance and every ordinance [or resolution] which shall have passed said council shall be signed by the mayor and attested by the city clerk

Section 1011 Bills Titles [No] All proposed ordinances shall be [passed by council except by bill] presented to council in written form as bills and shall be numbered serially for the calendar year [No bill] They shall not be so altered or amended on [its] their passage through council as to change [its] their original purpose No [bills] ordinances except general appropriation [bills] ordinances shall be passed containing more than one subject which shall be expressed in its title

Section 1012 Reading of Bills Final [Passing] Passage Every bill shall be read at length when introduced and may be read by title on final passage except as to amendments or other changes which shall be read at length

No bill shall be passed finally on the same day on which it was introduced At least three days shall intervene [before] between its introduction and its final passage Upon final passage ordinances shall be numbered serially

Section 1013 [Ordinances for] Payments not Authorized by Law No ordinance shall be passed providing for the payment [of any claim against the city] of any money by the city without previous authority of law Any officer drawing or countersigning any warrant or passing any voucher for [the same] a payment not authorized by law or [paying the same] making such payment shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five thousand dollars and undergo imprisonment not exceeding one year

Section 10.1 Section 1014 of Article X subdivision (a) of said act is hereby repealed and the subsequent section of said subdivision are hereby renumbered sections 1014 to 1018 and as such are reenacted revised and amended as follows

Section [1015] 1014 [Proof of Ordinance Evidence] Time of Taking Effect of Ordinances Publication Recording Proof and Evidence Notice of Building and Zoning Ordinances Maps and Plans [All ordinances resolutions motions or other proceedings of council may be proved by the certificate of the city clerk under the corporate seal and when printed or published in book or pamphlet form and purporting to be published by authority of the city shall be read and received as evidence in all courts and places elsewhere without further proof] All ordinances shall unless otherwise provided therein or by law take effect in ten days after their passage upon their being signed by the mayor and attested by the city clerk Every ordinance except as otherwise herein provided prescribing a penalty for the violation thereof shall be forthwith published at least three times each publication on a different day in at least one and not more than two newspapers printed or circulated within the city in the manner provided by section one hundred and nine of this act [At least one week and not more than three weeks prior to the presentation of any proposed building code ordinance or zoning ordinance to council an informative notice of intention to consider such ordinance and a brief summary setting forth the principal provisions of the proposed ordinance in such reasonable detail as will give notice of its contents and a reference to the place within the city where copy of the proposed building code or zoning ordinance may be examined or obtained shall be published in the manner herein provided for the publication of ordinances Such building code ordinance or zoning ordinance need not be published after adoption] All ordinances shall within one month after their passage be certified and recorded by the city clerk in a book provided the city for that purpose which shall be at all times open to the inspection of citizens All ordinances resolutions motions or other proceedings of council may be proved by the certificate of the city clerk under the corporate seal and when printed or published in book or pamphlet form by authority of the city shall be read and received as evidence in all courts and elsewhere without further proof At least one week and not more than three weeks prior to the first reading of any proposed building code ordinance or zoning ordinance by council an informative notice of intention to consider such ordinance and a brief summary setting forth the principal provisions of the proposed ordinance in such reasonable detail as will give adequate notice of its contents pursuant to a uniform form which shall be prepared or approved by the Department of Internal Affairs in the case of a zoning ordinance or the Department of Labor and Industry in the case of a building code and a reference to the place or places within the city where copies of the proposed building code or zoning ordinance may be examined or obtained shall be published in the manner herein provided for the publication of ordinances Such building code ordinance or zoning ordinance shall not be published after adoption but not less than three copies thereof shall be made available for public inspection and use during business hours for

at least three months after adoption and printed copies thereof shall be supplied upon demand at cost In any case in which maps plans or drawings of any kind are to be adopted as part of an ordinance council may instead of publishing the same as part of the ordinance refer in publishing the ordinance or a summary thereof to the place where such maps plans or drawings are on file and may be examined

Section [1016] 1015 Attendance of Witnesses and Production of Books Before Council or Committee Thereof The council of any city may compel the attendance of witnesses and the production of books papers and other evidence at any meeting of the body or any committee thereof For the purpose subpoenas may issue signed by the mayor or the chairman of the committee in any pending case of inquiry investigation or impeachment and the same may be served and executed in any part of this Commonwealth Any member of council and the city clerk shall have power to administer oaths to such witnesses If any witness shall refuse to testify as to any fact within his knowledge or to produce any books or papers within his possession or under his control required to be used as evidence in any such case the city clerk shall forthwith report the facts relating to such refusal to the court of common pleas [of the county within which such city is situated] All questions arising upon such refusal and also upon any new evidence not included in said clerk's report (which new evidence may be offered in behalf of or against such witness) shall at once be heard by said court If the court determines that the testimony or evidence required by such witness is legal and properly competent and ought to be given or produced by him then said court shall make an order commanding such witness to testify or produce books or papers or both as the case may be If such witness shall thereafter in disobedience of such order of the court refuse to testify or produce books or papers as aforesaid then the said court shall have the power to order the commitment of such witness [to the county jail of the proper county] for contempt

Any person so called as a witness and examined under oath shall be liable to indictment conviction and punishment for perjury in the same manner and to the same extent as if the witness had been called and examined before any committee of the Legislature or in any judicial proceeding before any of the courts of record in accordance with existing laws No person outside of such city subpoenaed as aforesaid shall be required to respond to the same until he has been furnished with mileage to and from said city at the rate of ten cents per mile and a per diem allowance of [two] three dollars for the time his presence is desired in said city

Section [1017] 1016 Salaries Councilmen shall receive for their services during their term of service annual salaries to be fixed by ordinance payable in monthly or semi-monthly instalments Councils may by the ordinance fixing said salaries provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees The salary paid to any councilman shall not be less than two hundred and fifty dollars per year For the term of city councilmen in newly created cities and until thereafter changed by ordinance the salary of each councilman shall be as follows

In cities of fifteen thousand inhabitants or under by the last United States census each councilman shall receive a salary of four hundred and fifty dollars per annum where said population is between fifteen thousand and thirty thousand eleven hundred and twenty-five dollars per annum in cities having a population above thirty thousand and not exceeding fifty thousand three thousand dollars per annum in cities having a population of over fifty thousand and not exceeding seventy thousand three thousand seven hundred and fifty dollars per annum in cities having a population of over seventy thousand four thousand five hundred dollars per annum. The compensation to be received by councilmen shall not be increased or diminished after their election but succeeding councils may change all compensation said change

to take effect as to councilmen [elected after such change of salaries has been made] taking office at least six months after the passage of the ordinance providing for such change

Section [1018] 1017 Enforcement of Ordinances Recovery and Payment Over of Fines and Penalties All actions prosecutions complaints and proceedings for the violation of the ordinances of the city and for fines penalties and forfeitures imposed thereby shall be instituted in the corporate name of the city and be conducted in the manner prescribed by law

No warrant shall be issued except upon complaint upon oath or affirmation specifying the ordinance for the violation of which the same is issued All process shall be directed to and be served by any policeman or constable of the city who shall execute the same [anywhere within the city or in the county of which it is part or elsewhere] as may be provided by law

Warrants shall be returnable forthwith Every summons shall be returnable in not less than five or more than eight days from the date thereof Upon such return like proceedings shall be had in all cases as are directed by law for summary convictions or proceedings for the recovery of penalties before justices of the peace with the same right of appeal from any final judgment entered

All fines and penalties for the violation of the city ordinances received by any magistrate or alderman and all fees costs fines and penalties received by any alderman in cases heard before him while presiding in the mayors police court shall be paid over by the magistrate or alderman before whom the same are recovered into the city treasury monthly according to a statement certified by oath or affirmation taken before the [superintendent] director of accounts and finance and filed with him

Any alderman of the city may at the request of the mayor or acting mayor where either is for any reason unable or unwilling to act attend the mayor's police court and there perform all such duties and exercise all such powers as to which he has concurrent jurisdiction with the mayor and for such services shall be allowed such compensation as council shall provide

Section [1019] 1018 Cost of Maintenance of Prisoners in County Jails When a prisoner shall be committed to any county jail or prison in this Commonwealth either for the violation of any city ordinance or while awaiting a hearing upon any charge for the violation of any city ordinance the costs of proceedings and the expenses of maintaining such prisoner during his confinement by virtue of any such commitment shall be paid by the city whose ordinances were alleged to have been violated or to which any such fines or penalties are payable The county in which such city is located shall not be liable for any such maintenance or to any officer magistrate alderman or person for any costs of such proceedings

Section 10.2 Article X subdivision (b) and sections 1030 to 1033 inclusive of said act are hereby reenacted revised and amended to read as follows

(b) Initiative

Section 1030 Initiation of Proposed Ordinances by Petition Exceptions Any proposed ordinance may be submitted to the council by a petition signed by the electors of any city as hereinafter provided except

(a) Proposed ordinances relating to any matter subject or thing which is not the subject of a referendum vote as provided in subdivision (c) of this article or

(b) Proposed ordinances to repeal amend or modify any ordinance which has been subject to the provisions of the referendum as provided in subdivision (c) of this article

Section 1031 Petition Notice The city clerk upon the written request of one hundred qualified electors of the city directed to him asking for the preparation of a petition for the submission of any proposed ordinance to the council of such city and accompanied by a copy of the proposed ordinance shall prepare such petition within ten days and in the meantime notice shall be published

at least one time in one newspaper in the manner provided by section one hundred and nine of this act that such petition will be ready for signing at the expiration of ten days from the presentation of said request This notice shall state the purpose for which the petition is made the place where and when it may be signed [Ten] Fifteen days shall be allowed for signatures

Section 1032 Signing Oath The signing shall be done in the city clerk's office only The petition shall be retained there at all times during the period of [ten] fifteen days Each signer shall add to his signature his place of residence by street and number and shall make oath before the city clerk that he is a qualified elector of the city and resides at the address given The city clerk shall keep his office open for the purpose of permitting voters to sign such petition from eight o'clock ante meridian to ten o'clock post meridian of each day except Sundays and holidays He shall not permit any person to sign such petitions after ten o'clock post meridian on the last day for signing the same

Section 1033 Number of Signatures Examinations and Certificate by City Clerk At the expiration of the [ten] fifteen days aforesaid and within ten days thereafter the city clerk shall examine such petition and from the record of registered voters of the city ascertain whether or not said petition is signed by voters equal to twenty per centum of all votes cast for all candidates for mayor at the last preceding municipal election at which a mayor was elected If necessary the council shall allow the city clerk extra help for that purpose The city clerk shall attach to said petition his certificate showing the result of said examination If less than the required twenty per centum is certified the petition shall fail and shall be filed in the office of the city clerk

Section 10.3 Section 1034 of Article X subdivision (b) of said act is hereby repealed and the subsequent sections of said subdivision are hereby renumbered sections 1034 to 1041 and as such are reenacted revised and amended as follows

Section [1035] 1034 Submission to Council If the petition shall be certified to contain signatures equalling the required twenty per centum of said votes cast as aforesaid the clerk shall submit the same to the council without delay

Section [1036] 1035 Actions by Council Notices If the petition accompanying the proposed ordinance be signed by electors in number to twenty per centum of the votes cast for all candidates for mayor at the last preceding municipal election at which a mayor was elected the council shall either

(a) Pass said proposed ordinance without alteration within twenty days (except as otherwise provided herein) after attachment of the clerk's certificate to the accompanying petition or

(b) Forthwith after the clerk shall attach to the petition accompanying such ordinance his certificate of sufficiency the council shall call a special election [unless the] to be held at the time of the next general [or] municipal or primary election [is fixed within] occurring at least ninety days thereafter and at such [special general or municipal] election such proposed ordinance shall be submitted without alteration to the vote of the electors of the said city Notice of such election shall be given as provided by the Pennsylvania Election Code

Section [1037] 1036 Form of Ballot or Ballot Label on Submission to Vote The ballots or ballot labels used when voting upon said ordinance shall be supplied by [council] the county board of elections and shall contain a question stating the nature of the proposed ordinance followed by the words "yes" and "no" [and blank spaces in which the voter by his X mark may express his preference] and shall be as provided in the Pennsylvania Election Code The [ballots] votes shall be counted and returns thereof made and computed as provided in section ten hundred and sixty-two [(Section 1062)] of this act

Section [1038] 1037 Effect of Majority Vote If the majority of the qualified electors voting on the proposed ordinance shall vote in favor thereof such ordinance shall

thereupon become a valid and binding ordinance of said city

Section [1039] 1038 No Repeal Within Two Years Any ordinance [which is] so proposed by petition whether passed by council or [which shall be] adopted by a vote of the electors cannot be repealed or amended within two years of its effective date except by a vote of the electors

Section [1040] 1039 Number of Proposed Ordinances to be Submitted Special Elections Limited Any number of proposed ordinances may be voted upon at the same election in accordance with the provisions of this subdivision [but there shall not be more than one special election in any period of six months for such purpose] Provided That the same subject matter shall not be submitted by petition oftener than once in three years

Section [1041] 1040 Submission for Repeal by Council The council may submit a proposition for the repeal or amendment of any such ordinance to be voted upon at any succeeding municipal [or] general or primary election occurring at least ninety days thereafter Should such proposition so submitted receive a majority of the votes cast thereon at such election such ordinance shall thereby be repealed or amended accordingly

Section [1042] 1041 Publication of Proposed Ordinance Repeal or Amendment Whenever any proposed ordinance is to be submitted to the voters of the city at any election or any ordinance is submitted by council for repeal or amendment notice thereof shall be published as required by the Pennsylvania Election Code [the city clerk shall cause such ordinance to be published once in at least two of the newspapers published in said city as required by section one hundred and nine of this act not less than five nor more than twenty days before the submission of such ordinance to be voted on]

Section 10.4 Article X subdivision (c) and sections 1050 to 1064 inclusive of said act are hereby reenacted revised and amended to read as follows

(c) Referendum

Section 1050 Referendum Exceptions No [ordinances] ordinance passed by council shall go into effect before ten (10) days from the time of its final passage except

(a) Ordinances expressly required to be passed by the general laws of the State or by the provisions of any act of Assembly or the provisions of which and the matter to be carried out thereunder are subject to the approval of an officer or tribunal of the State Government

(b) Ordinances providing for tax levies annual and other appropriations and for the exercise of the right of eminent domain

(c) Ordinances for the preservation of the public peace health morals safety and in the exercise of the police powers of the city government and for the prevention and abatement of nuisances

(b) Any ordinance providing for an election to increase indebtedness and any other ordinance which by law must be submitted to an election before it shall take effect

(e) Ordinances for the opening paving grading or other improvement of streets or highways when the improvement is petitioned for by a majority in number or interest of the abutting property owners

(f) Ordinances for the construction of sewers and for the purpose of keeping the streets highways and sidewalks in good order and repair and in a safe and passable condition

Section 1051 Petition Reconsideration of Ordinance If during such period of ten days from the time of its final passage a petition signed by electors of the city equal in number to at least twenty per centum of the entire vote cast for all candidates for mayor at the last preceding municipal election at which a mayor was elected protesting against the passage of any ordinance other than those excepted from the provisions of this subdivision by the foregoing section is presented to the council said ordinance shall be suspended from going into operation and council shall reconsider such ordinance

Section 1052 Preparation of Petition by City Clerk Notice Such petition shall be prepared by the city clerk immediately upon receipt by him of written request of one hundred qualified electors of the city asking that the same be prepared Upon its preparation he shall give notice by one insertion in one of the daily newspapers if one be published in the city and if not then in a weekly or daily newspaper published in the county that such petition is ready for signing and the purpose of the petition giving the place where and time when it may be signed. The said signing shall be done only in the city clerk's office where the petition shall be retained during the period of ten days after the passage of the said ordinance

Section 1053 Additional Petitions In order to facilitate the signing of such petition the city clerk shall cause to be made at least two additional similar petitions for signing by the qualified electors and the signing of such petitions shall have the same force and effect as the signing of the original petition The city clerk is hereby authorized to employ at least two persons to take charge of said additional petitions the city clerk and said persons being hereby empowered to administer the oath hereinafter required to be taken by the electors This section shall apply as well to petitions initiating ordinances

Section 1054 Signatures Oath Time of Signing Each signer shall add to his signature his place of residence by street and number and shall make oath before the city clerk or other person authorized as aforesaid that he is a qualified elector of the city and resides at the address given The city clerk shall keep his office open for the purpose of signatures to the petitions from eight o'clock ante meridian to ten o'clock post meridian of each day except Sundays and holidays He shall not permit any person to sign any of the said petitions after ten o'clock post meridian of the tenth day following the passage of the ordinance on which the referendum vote is prayed for

Section 1055 Presentation of Petition to Council At the expiration of said ten days the said petition shall be deemed and taken to be filed with and presented to the council and it shall be the duty of the city clerk to lay the same before the council at its first meeting thereafter

Section 1056 Ascertainment of Number of Signers Report After its presentation the city clerk shall ascertain from the record of registered voters of the city whether or not said referendum petition is signed by voters equal to twenty per centum of all the votes cast for mayor at the last preceding municipal election at which a mayor was elected If necessary the council shall allow him extra help for that purpose and after he has made said examination he shall report the result to [Council] council

Section 1057 Ordinances Granting Franchises No franchise or consent to occupy the public streets highways or other places in any city of the third class shall be given or granted to any person or persons railroad railway gas water light telephone or telegraph company or to any public [service] utility corporation except by ordinance and no ordinance for such purpose shall go into effect [for thirty days after its final passage] before thirty days after it has been filed with the public utility commission

Section 1058 Petition against Ordinances Suspensions If within said thirty days a petition prepared advertised and perfected in all respects complying with the provisions of this subdivision (except that the petitioners shall have thirty days in which to prepare said petition) is addressed to the council signed by registered electors of the city equal in number to at least twenty per centum of all the votes cast for mayor at the last preceding municipal election at which a mayor was elected protesting against the passage of said ordinance the latter shall be suspended and it shall be the duty of the city clerk to examine said petition and ascertain from the registry of voters whether or not said petition is signed by the required number of electors If necessary the council shall allow the city clerk

extra help for said purpose Upon such examination he shall report the result to council

Section 1059 Effect of Petition Submission to Voters If in any case it shall appear that the petitions provided for in this subdivision have not been signed by the requisite number of voters no action shall be taken but the ordinance shall be deemed and taken to be in full force from the time or times they each would have gone into effect had there been no petition against the same But in [cases] case such petitions are signed by electors equal to twenty per centum of all the votes cast for mayor as aforesaid the council shall reconsider such ordinance and if the same is not entirely repealed the council shall call a special election [unless the] to be held at the time of the next general or municipal or primary election [is to be held within ninety] occurring not less than sixty days therefrom [in which case the question of reference shall be to the general or municipal election as the case may be] At such [special general or municipal] election [occurring within ninety days] the said ordinance shall be submitted without alteration in accordance with the Pennsylvania Election Code

Section 1060 Certification of County [Commissioners] Board of Elections Ballots or Ballot Labels Expense of Elections [When the submission is at a general or municipal election] the city clerk shall certify to the county [commissioners] board of elections a copy of the ordinance and the proceedings of council directing the referendum vote and the county board of elections shall cause the question to be printed [on a separate ballot] for use in the election districts of the city [Where there is a special election the ballots shall be prepared and furnished by the city and said elections shall be held by the regular election officers The expenses of said special elections shall be paid for by the city and said city may fix not only the day of the election but the time for opening and closing the polls] The preparation of ballots or ballot labels for and the holding of special elections shall be as provided in the Pennsylvania Election Code Any number of ordinances may be referred [to] and voted on at the same election [There may not be more than one special election every six months]

Section 1061 Form of Ballot or Ballot Label The ballot used when voting upon such ordinance shall contain a question stating the nature of the referred ordinance followed by the words "yes" and "no" [and blank spaces in which the voter by his X mark may express his preference] and shall be as provided in the Pennsylvania Election Code

Section 1062 Computing and Filing Returns The officers holding said elections shall keep tally sheets and make returns of votes in the same manner as tally sheets are kept and returns made in elections of officers and the submission of other questions as [now] provided by [law] the Pennsylvania Election Code The returns shall be filed with the [prothonotary of the court of common pleas and the court shall compute the returns and cause the results thereof to be filed in said court The prothonotary shall certify the result to the council of the proper city] county board of elections which shall compute the returns and certify the results thereof to the city council [In case of] The returns and certifications of all special elections [the prothonotary shall lay the returns of the election before the court at a meeting or session of the court to be held on the Tuesday succeeding the election for computation as aforesaid] shall be made as provided in the Pennsylvania Election Code

Section 1063 Effect of the Vote If it shall appear that more persons have voted for said ordinance than against it the ordinance shall take immediate and full effect [the same as if it had been passed by the council been signed by the mayor and there had been no referendum vote thereon] without more from the date the results are certified to the city council If the vote is against said ordinance it shall be lost and of no effect

Section 1064 Publication of Ordinance Before Election Before any referendum election is held on any ordinance [it shall be the duty of the city clerk to cause to be pub-

lished] a copy of the ordinance which is to be submitted to the vote of the people [once in at least two newspapers as required by section one hundred and nine of this act A copy of said publication duly verified by affidavit shall be filed by the city clerk in the prothonotary's office of said court with the result of the election as computed and filed by the court] shall be published as required by the Pennsylvania Election Code

Section 11 Article XI and sections 1101 to 1103 inclusive of said act are hereby reenacted revised and amended to read as follows

Article XI

The Executive Department

Section 1101 Executive Departments The executive and administrative powers authority and duties in each city shall be distributed into and among five departments as follows

- 1 Department of Public Affairs
- 2 Department of Accounts and Finance
- 3 Department of Public Safety
- 4 Department of Streets and Public Improvements
- 5 Department of Parks and Public Property

Section 1102 Determination of Powers and Duties of Departments The council shall determine the powers and duties to be performed by and assigned them to the appropriate department shall prescribe the powers and duties of officers and employees may assign particular officers and employees to one or more of the departments may require an officer or employee to perform duties in two or more departments and may make such other rules and regulations as may be deemed necessary or proper for the efficient and economical conduct of the business of the city

Section 1103 Designation of Departments Changes The mayor shall be director of the department of public affairs and as such shall have supervision over the city police The council shall at the biennial organization meeting designate by majority vote one councilman to be director of the department of accounts and finance one to be director of the department of public safety one to be director of the department of streets and public improvements and one to be director of the department of parks and public property Such designation [shall] may be changed [whenever it appears that the public service would be benefited thereby] at council's discretion

Section 11.1 Said act is hereby amended by adding to Article XI thereof a new section numbered 1104 as follows

Section 1104 Department Directors Responsible for City Property and Supplies Perpetual Inventory Reports The director of each department shall be responsible for the personal property and supplies of the city within his department and shall prepare and maintain a perpetual inventory of such property and supplies He shall file with the city clerk a copy of such inventory from time to time during the fiscal year and shall make available to the director of accounts and finance a copy of such inventory to assist him in the preparation of the proposed budget ordinance he shall furnish a copy of such inventory to the council upon request

Section 12 Article XII and sections 1201 to 1203 inclusive of said act are hereby reenacted revised and amended to read as follows

Article XII

The Mayor

Section 1201 Qualifications The mayor shall be at least twenty-five years of age and shall be elected by the qualified electors of the city He shall have been a resident [and inhabitant] of the city wherein he shall be elected for one year [and of the State for four years] next before his election and shall reside in the city [during] throughout his term of service

Section 1202 Chief Executive Inauguration The mayor shall be the chief executive of the city He shall be inaugurated and take the oath of office provided for by this act at ten o'clock in the forenoon of the first Mon-

day of January next succeeding his election or as soon thereafter as possible

Section 1203 Execution of Laws Powers of Sheriff Conferred It shall be the duty of the mayor to be vigilant and active in causing the ordinances of the city and the laws of the Commonwealth relating to the government of the city to be executed and enforced In order to enable him effectually to preserve the public peace within the city all the powers which are devolved by the laws of this [State] Commonwealth upon sheriffs to prevent and suppress mobs riots and unlawful and tumultuous assemblies are hereby conferred upon him

Section 12.1 Said act is hereby amended by adding to Article XII thereof a new section numbered 1204 as follows

Section 1204 Official Seal of Mayor Council shall provide an official seal for the mayor and prescribe the form thereof

Section 12.2 The subsequent sections of Article XII of said act are hereby renumbered 1205 to 1209 inclusive and so renumbered are hereby reenacted revised and amended to read as follows

Section [1204] 1205 Supervision of Conduct of City Officers The mayor shall supervise the conduct of all city officers examine the grounds of all reasonable complaints against any of them and cause all of their violations or neglect of duty to be promptly punished or reported to the council for correction For the purposes aforesaid he is hereby empowered to issue subpoenas and compulsory processes under his official seal for the attendance of such persons and the production of such books and papers as he may deem necessary and shall have like enforcement of such subpoenas as is provided for council in section one thousand fifteen of this act

Section [1205] 1206 Quarterly Reports from Directors of Department Report of Mayor to Council Information from Directors of Departments [Special Meetings Communications to Council] The director of each department of the city shall prepare and submit to the mayor at the close of each quarter of the fiscal year a comprehensive and detailed report of all expenditures and operation of his department during the quarter The mayor shall review and consolidate such quarterly reports and shall prepare and submit to council a consolidated report on the expenditures and operations of the entire city government together with his recommendations not later than the second meeting of council after the close of each quarter The mayor shall have the authority at all times to call upon any official of the city or heads of departments for any information as to the affairs under their control and management as he may require [He shall communicate to council from time to time] [as he may deem expedient a statement of the condition and affairs of the city in respect to its government finances and improvements together with suggestions and recommendations of all such measures as he may deem conducive to the interest and welfare thereof] He may likewise report upon any and all matters of city government as frequently to council as he deems conducive to the interest and welfare of the city

Section [1206] 1207 Criminal and Civil Jurisdiction Docket Fees The mayor shall have the criminal jurisdiction of an alderman within the city to enforce the ordinances of the city and collect fines and penalties imposed thereunder or to sentence violators to suppress riots tumults and disorderly meetings and in or upon properties within the Commonwealth owned or controlled by the city or by any municipality authority of the city and shall have no civil jurisdiction except in relation to actions for [fines] penalties or forfeitures imposed by virtue of the ordinances of the city or the laws of the Commonwealth relating thereto

He shall have the power of a committing magistrate under the acts of Assembly relating to tramps vagrants dissolute disorderly and drunken persons as may be provided by law

He shall be empowered to take acknowledgements of any instruments in writing pertaining to the business of the city solemnize marriages and administer oaths and

affirmations as to city business and shall attest all his acts with his official seal He shall keep a docket and shall enter therein all actions and proceedings had before him and said docket with the entries therein and duly certified transcripts thereof shall be received in evidence in the same manner and with like effects as the docket entries and transcripts of aldermen are by law admissible for similar purposes

He shall charge and receive for all official services the same fees and costs as are allowed by law to aldermen of the city for similar services but shall pay over the same into the city treasury monthly according to the statements thereof verified by his oath or affirmation taken before the [superintendent] director of accounts and finance and filed with him

Section [1207] 1208 Salary The mayor of each city shall receive for his services during the term of service an annual salary to be fixed by ordinance payable in [monthly] such equal instalments as council shall provide The council shall by ordinance fix the amount of salary to be paid to the mayor for his services and may provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees The amount of salary in cities shall not be less than five hundred dollars Until changed by ordinance the salary of mayors in newly created cities shall be as follows In cities having a population of fifteen thousand or under by the last United States census five hundred dollars per annum in cities having a population of over fifteen thousand and less than thirty thousand inhabitants one thousand two hundred dollars per annum in cities having a population exceeding thirty thousand and not exceeding fifty thousand inhabitants two thousand five hundred and fifty dollars per annum in cities having a population of over fifty thousand and not exceeding seventy thousand inhabitants three thousand dollars per annum in cities having a population of over seventy thousand inhabitants three thousand five hundred dollars per annum The amount of compensation for the mayor in any of the said cities shall not be increased or dismissed after his election

Succeeding councils may change the amount of [such] the mayor's compensation but such change shall not affect the compensation of the mayor then in office or [elected and not inaugurated] of any person taking office as mayor within six months of final passage of the ordinance providing for such change

Section [1208] 1209 Acting Mayor Powers and Duties The member of city council who shall be designated as the director of the department of accounts and finance shall be vice president of the city council and acting mayor of the city during the absence or inability of the mayor to act and during such absence or inability he shall exercise all the rights and powers of the mayor In the event of a vacancy in the office of the mayor by reason of death resignation or otherwise the vice president of council shall in like manner act as the mayor and shall receive the compensation of mayor but not of director of accounts and finance or councilman during such incumbency until the successor of the mayor is duly elected and qualified as hereinbefore provided In case of the absence or inability of the director of accounts and finance to act the council shall designate one of its members to act as mayor

Section 13 Article XIII and sections 1301 to 1303 inclusive of said act are hereby reenacted revised and amended to read as follows

Article XIII

City Clerk

Section 1301 [Election] Appointment Compensation Removal The council of each city shall [elect] appoint a city clerk on the first Monday of May one thousand nine hundred and fifty-two and on the first Monday of May every fourth year thereafter and fix his compensation by ordinance He shall serve for a term of four years and until his successor is duly [elected] appointed and qualified [and shall be removable in the manner provided by law for the removal of appointed officers]

Section 1302 Power to Administer Oaths Duties The city clerk shall have the power of a notary public to administer oaths in any matter pertaining to the business of said city or in any legal proceeding in which it is interested He shall also perform such other duties as shall be prescribed for his office by law ordinance or resolution of council

Section 1303 Records Open to Inspection The [fiscal] records and documents of city council of every city [of the third class] shall be kept in the office of the city clerk and shall be open to the inspection of any taxpayer thereof his her or its agent upon demand therefor during office hours

Section 14 Sections 1401 and 1402 of Article XIV of said act are hereby reenacted revised and amended to read as follows

Article XIV

The City Treasurer

Section 1401 Qualifications The city treasurer shall be a competent accountant at least twenty-five years of age and shall have been a resident of the city [and an elector thereof] for at least [three years previous] one year next prior to his election He shall reside in the city throughout his term of office

Section 1402 Bond Salary The city treasurer shall give lawful fidelity bond to the Commonwealth with [two or more sufficient sureties or with] a surety company authorized by law to act as surety to be approved by the city council in such sum as it may by ordinance direct conditioned for the accounting for and paying over all moneys received by him in his capacity as city treasurer and the safe-keeping and payment over of all public moneys entrusted to his care and that as tax collector of city county institution district and school [and poor] taxes he shall account for and pay over all moneys received by him as taxes penalties and interest The city treasurer and his [sureties] surety shall be discharged from further liability on any bond as tax collector as soon as all tax items contained in the duplicates delivered to him are either (1) collected and paid over or (2) certified to the city council for entry as liens in the office of the prothonotary or as claims in the tax claim bureau as the case may be or (3) returned to the county treasurer or city treasurer for sale or (4) in the case of [personal property occupation poll and per capital taxes not levied upon real estate a record of those which remain uncollected is filed with the tax authority The city treasurer shall be required to give but one bond which shall include his duties as city treasurer and collector of city county institution district and school [and poor] taxes and shall cover the full term of his office [Should the county institution district school district or poor district be of the opinion at any time that the bond given is not sufficient additional security may be required to be given at the expense of the taxing district requiring the same] Should any of the taxing districts be of the opinion at any time that the bond given by the city treasurer is not sufficient in amount or as to the surety thereon the said taxing district may petition the court of quarter sessions having jurisdiction in the city to have the city treasurer furnish additional bond Thereupon the city treasurer shall furnish such additional bond if any as the said court may prescribe The premium of such bond shall be shared pro rata by the taxing districts interested according to their respective tax interests The treasurer shall not in any event be required to give bond or bonds aggregating an amount in excess of the [tax] taxes to be collected by him The bond or bonds given by the city treasurer shall or be for the use of the [city the county the institution district the school district and the poor district] city and the taxing districts involved He shall as city treasurer receive a fixed annual salary to be provided by ordinance His compensation as tax collector for the city county institution district and school district [and poor district] shall be [fixed] as provided for in [article twenty-five of this act] the Local Tax Collection Law

Section 14.1 Section 1402.1 of said act is hereby re-

numbered section 1408 and as such is reordered within Article XIV of said act to appear after section 1407 thereof and sections 1403 to 1407 inclusive of said article and act are hereby reenacted revised and amended to read as follows

Section 1403 Receipt and Payment of Moneys Daily Transmittal of Receipts Duplicates The city treasurer shall demand and receive all moneys payable to the city from whatever source and shall issue a receipt in every case to the person making such payment and shall pay all warrants duly countersigned by the director of accounts and finance and the city controller All receipts for money received on behalf of the city by the treasurer shall be numbered serially and made in duplicate at least and all such duplicates shall daily not later than the next succeeding business day be transmitted by the city treasurer to the city controller

Section 1404 Method of Keeping Accounts The accounts of the city treasurer should be kept in such manner as to clearly exhibit all the items of receipts and expenditures of the city and the sources from [whence] which the moneys are received and the objects for which the same are disbursed He shall keep separate and distinct accounts of the receipts and expenditures of the city the sinking fund and the water and lighting department respectively and also of every special fund which may come into his hands

Section 1405 Moneys Appropriated Only to be Paid Out No money shall be paid out of the city treasury unless the same shall have been previously appropriated by council to the purpose for which it is to be drawn which shall be explicitly mentioned in the warrant therefor

Section 1406 Depositories of City Funds The treasurer shall keep the public funds in such banks or financial depositories as council may direct under such restrictions and safeguards as council may provide and shall verify his [cash] accounts [monthly or] whenever required to the satisfaction of council

No treasurer complying with the provisions of this section and any ordinance of the city nor his surety or sureties shall be chargeable with losses of city funds caused by the insolvency or negligence of any such city depositories

Section 1407 Delivery of City Property in His Possession to Successor The city treasurer shall upon the termination of his office deliver to the city or to his duly qualified successor all moneys accounts property or effects in his possession belonging to the city

Section [1402.1] 1408 Assistants and Employees The city treasurer shall appoint all the assistants and employees of his office whose number and compensation shall be fixed by council and who in all other respects shall be considered as employees of the city

Section 15 Sections 1501 to 1505 inclusive subdivision (a) of Article XV of said act are hereby reenacted revised and amended to read as follows

Article XV

The City Engineer

(a) General Provisions

Section 1501 Election of the City Engineer Term Bond Filling of Vacancies The council of each city shall on the first Monday of May one thousand nine hundred and [thirty-two] fifty-two and on the first Monday of May every fourth year thereafter or as soon thereafter as practicable in each of said years [elect] appoint a city engineer who shall be a registered engineer in civil engineering He shall serve for a term of four years from the said first Monday of May and until his successor is qualified [unless sooner removed in the method prescribed by law for the removal of appointed officers] He shall receive a fixed annual salary to be provided by ordinance He shall give lawful bond to the city with [two or more sureties or with] a surety or other company authorized by law to act as surety to be approved by council in such sum as it shall by ordinance direct conditioned for the faithful performance of his official duties Vacancies in

said office shall be filled by council for the unexpired term

Section 1502 Control of Engineering Matters The city engineer shall have the superintendence direction and control of the engineering matters of the city and no department of the city shall employ or retain any additional engineer except with the previous assent of council Assistants and employes in the office of the city engineer shall be appointed in accordance with the civil service provisions of this act The provisions of this article shall not apply to any board of commissioners of water-works of any city wherein the title to the water-works therein located is in the name of the commissioners of water-works

Section 1503 Duties Preparation of Plans The city engineer shall perform such duties as the council shall prescribe with reference to the construction reconstruction maintenance and repair of all streets [roads] pavements sewers bridges culverts and other engineering work He shall prepare plans specifications and estimates for all such work undertaken by such city and shall whenever required furnish council the committees thereof the mayor public boards or heads of departments with reports information or estimates on any city engineering work or on questions submitted by [either] any of them in their official capacity

Section 1504 Certificate of Commencement and of Completion of Municipal Improvements The city engineer shall immediately after the completion of any municipal improvement the cost and expense of which in whole or in part is to be paid by the abutting property make certificate in which he shall state the day or time on which the particular improvement was completed and shall file the same with the city clerk who shall enter the said day or time of completion in a book to be kept by him for said purposes and the said day or time mentioned in said certificate shall be conclusive on all parties as to the time the said work was completed The time of completion of the work referred to in this section and in other parts of this act shall be taken to mean the time of completion of the whole contract for the improvement He shall also furnish to the city clerk a certificate showing the time on which any such particular improvement was commenced and such certificate shall be conclusive evidence of the time when the said improvement was begun An entry of such date shall be made by said clerk in the books aforesaid

Section 1505 Surveys The city engineer shall have the charge and direction of all surveys and regulations authorized by any act of Assembly or ordinances of such city and shall perform such other duties as council shall direct

Section 151 Sections 1515 to 1520 inclusive subdivision (b) of Article XV of said act are hereby reenacted revised and amended to read as follows

(b) Real Estate Registry

Section 1515 Council to Provide for Registry of Real Estate For the purpose of procuring accurate information in reference to the ownership of all real estate the council of each city shall provide by ordinance for a registry thereof in accordance with this subdivision

Section 1516 Preparation of Books Plans and Maps The city engineer of any city in which such registry shall be established shall cause to be made all such necessary books maps and plans as will show the situation and dimensions of each property therein which books maps or plans shall be so prepared as to show the city number and name of the owner or owners thereof with blank spaces for the owner of each lot with provisions for the names of future owners and dates of future transfer of title For such purpose the city engineer shall have free access without charge to any of the public records wherein the necessary information may be obtainable therefor He may also cause search to be made in any other place for any muniments or evidence of title not reported to him as hereinafter provided and requisite for the completion of said books maps or plans

Section 1517 Preservation of Records The said books maps and plans shall be carefully preserved in the office

of the engineer and shall be so kept by additions from time to time or otherwise as to show the ownership of every lot or piece of real estate or subdivision thereof within the city limits with the successive transmissions of title from the date of the commencement of such plans but nothing herein or in this article shall invalidate any municipal or tax claim by reason of the fact that the same is not assessed or levied against the registered owner

Section 1518 Certified Copies of Entries Admissible as Evidence Certified copies signed by the city engineer of any of the entries in said books or upon said maps or plans shall be received in evidence in the same manner as the books maps and plans themselves might be admissible for such purposes and may be also furnished to any person desiring the same for such fee or compensation for the use of the city as may be fixed by ordinance

Section 1519 Duties Imposed on Owners of Real Estate When registry Established Penalty All owners of unregistered real estate within the city limits within [one month] thirty days from the date of the approval of the ordinance establishing such registry and every subsequent purchaser devisee or person acquiring title by partition or otherwise to any real estate therein within [one month] thirty days after acquiring such title shall furnish to the said engineer at his office descriptions of their respective properties upon blanks to be furnished by the city and at the same time present their conveyance to be stamped by said engineer without charge as evidence of the registration thereof Any person or persons neglecting or refusing to comply with the provisions of this section for a period of thirty days after public notice of the requirements thereof shall be liable to a penalty of five dollars to be recovered with costs of suit in the name and for the use of the city as penalties for the violation of city ordinances are recoverable Provided however That such registration may within said thirty day period be also effected by the recorder of deeds of the county in accordance with existing law

Section 1520 Registry of Properties Sold at Judicial Sales The sheriffs of the respective counties in which such cities are situated shall present for registry the deeds of all properties within the city limits sold by them at judicial sales whether by execution in partition or otherwise

Section 152 Said act is hereby amended by adding to Article XV subdivision (b) thereof a new section numbered 1521 as follows

Section 1521 Filing of Municipal Claims Each city's registry may be used as the lawful and proper source of property owners' or reputed owners' names for the purpose of filing municipal claims as liens or of reviving municipal liens

Section 153 Sections 1530 to 1538 inclusive subdivision (c) of Article XV of said act are hereby reenacted revised and amended to read as follows

(c) Topographical Survey

Section 1530 Council May Authorize Topographical Survey Any city may by ordinance cause a topographical survey thereof to be made by its city engineer or by such other civil engineer and assistants as they may employ for that purpose

Section 1531 [Record] Plan of Streets and Highways Surveys Grades The city engineer upon being duly authorized shall procure and keep in his office such necessary plot or other books as shall be necessary for the purpose of entering or recording thereon all the streets [avenues] and highways of the city already opened or to be hereafter opened He shall survey and mark the lines of all the streets [avenues] and highways of the city already opened or intended to be opened for public use and survey and lay out new streets [avenues] and highways as council may deem necessary for a regular and convenient city plan and if specially directed he shall report a grade for any proposed new streets For the said purposes the city engineer and his assistants or any other person engaged in such engineering work for the city shall have full power and authority to enter upon the

lands and premises of any person or persons within the said city

Section 1532 Return of Draft of Completed Survey to Council Inspection When the survey shall be completed the said engineer shall make or cause to be made a draft or plan thereof with every provision and explanation necessary for a full understanding of the same distinctly designating where new streets [avenues] and highways are thereafter to be opened and shall return the same to the council. It shall remain in the office of the city clerk and open to inspection by those interested until finally approved as hereinafter provided

Section 1533 Notice of Return Objections Alterations Approval Recording Council shall give at least thirty days' previous notice by publication once in at least two [(2)] newspapers of general circulation if there be that many as required by section one hundred and nine of this act and by posting at least ten handbills upon lands or territory contained in the map or plans returned for approval that on a certain day or days to be fixed by the said council the said council will hear any objection that may be made to said draft or plan by any freeholder or citizen of said city or interested person. The council at the time appointed or at any subsequent time within three months shall determine whether any and what alterations shall be made in the said plan or draft. When the same is finally approved whether as returned or as altered and changed said council may direct that the same be entered and recorded in the plot-book of street plans in the office of the city engineer

Section 1534 Notation of Grades on Plans In case the city engineer is directed to report grades for said streets [avenues] or highways the same shall be noted on said draft or plan and be returned with his surveys and said grades shall be subject to alterations and changes by council in the manner aforesaid and when approved by the said council shall become part of the plans and be entered and recorded as foreshad

Section 1535 Effect of Recording Upon the recording of such plan or draft in the street plan book and the passage of an ordinance approving said street drafts or plans and grades or of either as the case may be therein designating the book and page or pages at or in which the said plan or plans are recorded thereafter all the streets [avenues] and highways as designated upon said approved plan and recorded as aforesaid shall be adjudged and taken to be laid out and located [public] streets and highways

Section 1536 Deviation from Established Plans Liability of City In case the council shall thereafter change or alter or should they by themselves or their officers deviate from the regulations of the streets [avenues] or highways so as aforesaid established and damages thereby accrue to the property of any person or persons in consequence thereof the said city shall be liable for the payment of such damages

Section 1537 Sectional Surveys Sectional surveys or drafts may be returned to the council by said engineer at any time and be confirmed as aforesaid and with like force and effect.

Section 1538 Reports of Partial Surveys Confirmation The said engineer may from time to time as he shall deem expedient and the said council shall direct make report of the surveys plans and regulations by him made in convenient sections without awaiting the completion of the entire survey and shall make duplicate drafts and plans of said section in the manner hereinbefore prescribed. The same proceedings shall be had for the final confirmation of such partial or sectional drafts and plans as is herein directed in relation to the confirmation of the entire survey and with like effect and force

Section 15.4 Said act is hereby revised and amended by repealing sections 1539 and 1540 of subdivision (c) Article XV of said act

Section 16 Section 1601 and 1602 of Article XVI of said act are hereby reenacted revised and amended to read as follows

Article XVI

The City Solicitor

Section 1601 [Election] Appointment of City Solicitor Term Compensation Bond Filling of Vacancies The council of each city shall on the first Monday of May one thousand nine hundred and [thirty-two] fifty-two and on the first Monday of May every fourth year thereafter or as soon thereafter as practicable in each of said years [elect] appoint a city solicitor who shall be learned in the law and [qualified] admitted to practice in the Supreme Court of the Commonwealth and shall maintain an office in the city. He shall serve for a term of four years from the said Monday of May and until his successor is qualified [unless sooner removed in the method prescribed by law for the removal of appointed officer]. He shall receive a fixed annual salary to be provided by ordinance. He shall give lawful bond to the city with [two or more sureties or with] a surety or other company authorized by law to act as surety to be approved by council in such sum as they shall by ordinance direct conditioned for the faithful performance of his official duties. Vacancies in said office shall be filled by council for the unexpired term

Section 1602 Direction of Law Matters The city solicitor shall have the superintendence direction and control of the law matters of the city. No department of the city shall employ or retain any additional counsel in any matter or cause except with the previous assent of council

Section 16.1 Said act is hereby revised and amended by repealing section 1603 of Article XVI of said act and the subsequent sections of said article and act are hereby renumbered sections 1603 to 1609 inclusive and so renumbered are hereby reenacted revised and amended to read as follows

Section [1604] 1603 Duties The city solicitor shall prepare all bonds obligations contracts leases conveyances and assurances to which the city or any department thereof may be party as may be directed by resolution or ordinance and shall commence and prosecute all and every suit or suits action or actions brought by the city for or on account of any of the estates rights trusts privileges claims or demands of the same as well as defend all actions or suits against the said city or any officer thereof wherein or whereby any of the estates rights trusts privileges ordinances or acts of the city or any department thereof may be brought in question before any court [in this Commonwealth] he shall have like duties before any administrative agency or other judicial or quasi-judicial body. He shall do all and every professional act incident to the office which he may be lawfully authorized and required to do by the mayor or by any ordinance or resolution of the council

Section [1605] 1604 Written Opinions to be Furnished The city solicitor shall whenever required furnish the council the mayor or [the] [heads of departments] any elected city official with his opinion in writing upon any question of law which may be submitted by any of them in their official capacities

Section [1606] 1605 City Lien Docket The city solicitor shall keep in his office a city lien docket which shall be open to public inspection and in which he shall cause to be entered all claims for curbing paving or repaving sidewalks assessments of damages contributions for opening [public] streets [lanes and alleys] or parts thereof for grading paving and macadamizing the same for water and lighting frontage tax and water and lighting rates sewerage city taxes and other matters that may be the subjects of claim on the part of the city which have or shall be returned to the solicitor as remaining due and unpaid after the period prescribed by law or ordinance for the payment of such claims. Nothing contained herein shall be deemed to alter or replace the administration and effect of the Real Estate Tax Sale Law in any city wherein said law is in operation

Section [1607] 1606 Department Heads to Furnish Statements of Claim It shall be the duty of the head of each department wherein any such claim shall originate

to furnish to the city solicitor within the period prescribed by law or ordinance a state of all claims for curbing paving et cetrea which remains due or unpaid a certified copy of which the said heads of departments shall at the same time furnish to the [superintendent] director of accounts and finance

Section [1608] 1607 Satisfaction of Liens Due City Upon the payment of any lien or other debt of record due the city to any person authorized to receive the same that person shall forthwith forward to the city solicitor a satisfaction piece therein and it shall be the duty of the city solicitor or his assistant forthwith to [enter] cause satisfaction to be entered upon the proper record thereof

Section [1609] 1608 Return and Payment of Money and Fees Received The city solicitor shall at least once in every month make a return to the director of accounts and finance under oath or affirmation of each item of moneys received by or through him or his assistants by virtue of his office or on account of any matter connected therewith Immediately upon making such return he shall pay over the amount in his hands to the city treasurer He shall in like manner pay into the city treasury all fees received by him in his official capacity but this provision shall not be taken to include the judgment fee or commission allowed him in his capacity of attorney

Section [1610] 1609 Assistant Solicitor The council of each city may [elect an] appoint one or more assistant city [solicitor] solicitors whose term of office shall be [four years] concurrent with that of the city solicitor and whose compensation shall be fixed by [ordinance] resolution and who shall assist the solicitor in the performance of all duties prescribed for him

Section 16.2 Said act is hereby amended by adding to Article XVI thereof a new section numbered 1610 as follows

Section 1610 Special Counsel Council may at its discretion retain special counsel for particular proceedings or matters of the city and fix his compensation by resolution

Section 17 Article XVII and section 1701 to 1709 inclusive of said act are hereby reenacted revised and amended to read as follows

Article XVII

The City Controller

Section 1701 Qualifications The city controller shall be a competent accountant [and] at least twenty-five years of age shall have been a resident of the city [and an elector thereof] for at least [three years previous to his election] one year next before his election and shall reside in the city throughout his term of office

Section 1702 Bond [Salary] He shall give lawful bond to the city [with two or more sufficient sureties or] with a surety or other company authorized by law to act as surety to be approved by the council in such sum as it may by ordinance direct conditioned for the honest and faithful discharge of his official duties

Section 1703 Compensation He shall receive a fixed annual salary to be provided by ordinance which shall not be less than the compensation paid to members of council

Section 1704 Examination and Audit of Accounts The city controller shall examine audit and settle all accounts whatsoever in which the city is concerned either as debtor or creditor and shall also annually or as often as he desires or is directed to do so by council examine and audit the accounts of all bureaus officers and departments which collect receive and disburse public moneys or who are charged with the management control or custody thereof and in every case he [discovers any default irregularity delinquency or mismanagement he] shall make report of such examination audit and settlement to the council He shall likewise audit and report upon the accounts of any such officer upon the death resignation removal or expiration of the term of the said officer He shall likewise audit and report upon the accounts of any library to which the city makes appropriations those of any institution

owned by the city and those of National Guard units to which the city makes appropriations

(a) He shall likewise audit or with the consent of council cause to be made by [a certified public] an accountant an annual audit of all the accounts of any municipal officer in any department of the city government who may be charged with the duty or who may perform the services of receiving and disbursing the funds of any association society or organization of municipal employes or persons directly or indirectly connected with the municipal government for the benefit relief or pensioning of firemen policemen or other municipal employes or persons as aforesaid

(b) [Such] All such audits [always] shall be made in the months of January and February following each calendar year and be annually reported to council [before the first day of] at its first meeting in March as other reports of the controller are made

[(b)] (c) Brief abstracts or summaries of the reports of such accounts and financial statements or such other reports thereof as council may require shall be published at least once a week for two weeks in one newspaper in [accord] accordance with the provisions of section one hundred and nine of this act The expense and cost of such publication shall be paid out of the funds of the various associations organizations or societies as their other expenses are paid

Section 1705 Annual Report to Council Filing Copy in Court and Appeal Therefrom The city controller shall make report to council [on the first Monday of] at its first meeting in March in each year [and oftener if so required by council] of the audits which he shall have made of the accounts of the officers having charge custody control [and disbursements] or disbursement of such public moneys and other funds showing the balance in their hands respectively and at the same time the city controller shall file a copy of the said annual report to council with the clerk of the court of quarter sessions It shall be lawful for the city or any taxpayer thereof on its behalf or any officer whose account is settled or audited to appeal from the settlement or audit to the court of common pleas of the county within forty-five days after the said annual report to council has been filed in the court of quarter sessions If the appellant is a taxpayer or any officer charged as aforesaid he shall file a bond with one or more sufficient sureties conditioned to pay all costs thereafter accruing in case a decision shall not be obtained more favorable to the party on whose behalf the appeal shall be taken than that contained in the said report The city controller shall also prepare an [intelligent] intelligible summary of said reports showing the fiscal condition of the affairs of the city and post one copy of said summary in a conspicuous place in the city [or town] hall Council may require advisory interim reports from the city controller

Section 1706 Power to Administer Oaths Countersigning of Warrants The city controller shall have the power to administer oaths or affirmations in relation to any matter touching the authentication of any account claim or demand of or against the city but shall not receive any fee therefor and shall countersign all warrants for the payment of moneys out of the city treasury when satisfied of the legality of such payment

Section 1707 Power to Subpoena City Officers The city controller shall have power to issue subpoenas to obtain the attendance of officers whose accounts he is authorized to adjust audit and settle and also to subpoena any person or persons [who] whom it may be necessary to examine as witnesses and in case any city officer or any witness refuses to appear upon being subpoenaed he shall report such refusal to council and the council is hereby empowered to enact ordinances to compel the attendance of city officers and witnesses before the said city controller and to impose penalties in case of refusal

Section 1708 Appointment of Deputy Controller Powers Responsibility The city controller may appoint a deputy controller who in case of the sickness absence or inability of such controller to act shall have the same

powers and shall perform the same duties as are imposed by law upon the city controller In the case of such appointment the said controller shall be responsible and liable for the acts of such deputy [Such deputy controller shall furnish such bond and receive such compensation as shall be fixed by council]

Section 1709 Appointment of Temporary Deputy by Council Bond Compensation In case of the sickness absence or inability of a city controller and when no deputy shall have been appointed by him the council of such city may [elect] appoint a deputy controller to serve during the sickness absence or inability of such controller or until such controller shall appoint a deputy as aforesaid who shall furnish such bond and receive such compensation as shall be fixed by council.

Section 18 Article XVIII and sections 1801 to 1809 inclusive of said act are hereby reenacted revised and amended to read as follows

Article XVIII

Accounts and Finances

Section 1801 Fiscal Year The fiscal year of each city shall begin on the first Monday of January [in each and every year]

Section 1802 Director of Accounts and Finance Bond The director of accounts and finance shall be the head of the Department of Accounts and Finance He shall furnish bond in such amount [and with such sureties] as shall be fixed by ordinance He shall have authority to administer oaths and affirmations in relation to any matter touching the authentication of every account with or claim or demand of or against the city but shall not be entitled to receive any fee therefor

Section 1803 Deputy The director of accounts and finance may appoint a deputy subject to the approval of council which shall fix the salary of such deputy The deputy shall have power to administer oaths and affirmations in all matters relating to the affairs of said office The director of accounts and finance shall in all cases be responsible and liable for the actions and conduct of the said deputy

Section 1804 Regulations Concerning Appropriation No debt shall be created by any department of the city except in pursuance of previous authority of law ordinance or resolution No money shall be paid out of the city treasury except upon appropriation made according to law and on warrant drawn by the proper officer in pursuance thereof No work shall be hired to be done no materials purchased no contracts made and no order issued for the payment of any moneys in any amount which will cause the sums appropriated to specific purposes to be exceeded In every case in which an appropriation shall be exhausted and the object of which is not completed the director of accounts and finance shall immediately report the fact to the city council and accompany such report with a statement of the moneys which have been drawn on such appropriation and the particular purpose for which they were drawn The council may at any time by ordinance make supplemental appropriations for any lawful purpose from any funds on hand or estimated to be received within the fiscal year and not appropriated to any other purpose including the proceeds of any borrowing now or hereafter authorized by law The council shall have the power to authorize the transfer [within the same fund] of any unexpended balance of any appropriation item or any portion thereof [from one spending agency to another] but such action shall be taken only on the recommendation of a director of one of the departments [and only during the last nine months of the fiscal year]

When a transfer of over five per cent of an appropriation item is made within a [fund] department or when a transfer of over five per cent of the total appropriation [to a fund] is made from [said fund to another fund] one department to another department an affirmative vote of four members of the council shall be required

Section 1805 Countersigning Warrants Evidence Required The director of the Department of Accounts and Finance shall countersign all warrants upon the city treasury the form whereof shall be prescribed by council

and shall not suffer any appropriation made by the council to be withdrawn No warrant shall be countersigned unless there is money in the treasury to pay the same Except in the case of warrants for the payment of moneys to volunteer fire companies whenever a warrant on the treasurer shall be presented to the director of accounts and finance to be countersigned the person presenting the same shall be by the said director [of finance] required to produce evidence

(1) That the amount expressed in the warrant is due to the person in whose favor it is drawn

(2) That the supplies [or] services or other consideration for payment of which the warrant is drawn have been furnished [or] performed or given according to law and the terms of the contract if any

Section 1806 Record of Assets Property Trusts Debts Due Receipts and Expenditures The director of accounts and finance shall have charge and keep a record of accounts under appropriate titles to show separately and distinctly all of the assets and property whatsoever vested in the city and all trusts in care of the same debts owing by the city and all of the receipts and expenditures of the various departments

Section 1807 Supervision of Accounts of Departments The director of accounts and finance shall have the supervision and control of the accounts of all of the departments and may require from them at any time a statement in writing of all money or property of the city in their hands

Section 1808 Suggestions by Director for Improvement of City Finances The director of accounts and finance may from time to time and shall when the council shall direct suggest plans to the council for the management and improvement of the city finances

Section 1809 Annual Budget Presentation to Council Notice Revision Adoption The director of accounts and finance shall on behalf of council at the [first] last stated meeting in [December] November in each year [or at least thirty days prior to the adoption of the annual budget] present to council for first reading a proposed budget ordinance for all funds showing the estimated receipts expenditures and liabilities of every kind for the ensuing year with the balance of unexpended appropriations and all other information of value as a basis for fixing the levy and tax rate for the next fiscal year [Said budget shall reflect as nearly as possible the estimated revenues and expenditures of the city for the year for which the budget is prepared It shall be unlawful to prepare and advertise notice of a proposed budget when the same is knowingly inaccurate Where upon any revision of the budget it appears that the estimated expenditures in the adopted budget will be increased more than ten per cent in the aggregate or more than twenty-five per cent in any individual item over the proposed budget it shall be presumed that the tentative budget was inaccurate and such budget may not be legally adopted with any such increases therein unless the same is again advertised once as in the case of the proposed budget and an opportunity afforded to taxpayers to examine the same and protest such increases] Such proposed budget ordinance shall be prepared on forms furnished as provided in section one thousand eight hundred twelve of this act Council shall upon passing the said proposed budget ordinance on first reading fix a date for adoption thereof which shall be not later than the thirty-first day of December of such year

The several departments of the city government shall before the proposed budget ordinance is presented as above provided furnish to the council an estimate of the probable receipts and expenditures and of the amount required by each of said departments for the public service during the ensuing fiscal year as a basis for making the annual appropriations thereto

[Final action shall not be taken on the proposed budget until after at least ten days public notice The budget when submitted by the director of accounts and finance to the council shall be published or otherwise made available for public inspection at least twenty days prior to the date set for adoption of the budget] When the pro-

posed budget ordinance is submitted to council and has passed first reading the city clerk shall forthwith make the same available for public inspection at his office in the city hall and shall thereupon publish a notice to that effect once in at least one newspaper in accordance with the provisions of section one hundred nine of this act such notice shall state the date fixed by council for adoption of the proposed budget ordinance and such notice shall be published at least twenty days prior to the time fixed by council for adoption of the proposed budget ordinance The proposed budget ordinance shall be available for public inspection at the city clerk's office for at least ten days after the aforesaid newspaper notice thereof is published

The council shall after making such changes and modifications therein as appear proper adopt the budget and any [necessary] appropriation measures required to put it into effect upon the date fixed for adoption thereof Provided That said budget shall reflect as nearly as possible the estimated revenues and expenditures of the city for the year for which the budget is prepared That should it appear upon any revision of the budget that the estimated expenditures in the adopted budget would be increased more than ten per cent in the aggregate or more than twenty-five per cent in any individual item over the proposed budget such budget shall not be adopted with any such increases therein unless the same be again made available for public inspection and for protest of such increases for a period of at least ten days after notice to that effect is published as hereinbefore provided

Within fifteen days after the adoption of the budget ordinance the director of accounts and finance shall file a copy of the same in the office of the Department of Internal Affairs

Section 18.1 Said act is hereby amended by adding to Article XVIII thereof a new section numbered 1810 as follows

Section 1810 Amending Budget Notice During the month of January next following any municipal election the council of any city may amend the budget and the levy and tax rate to conform with its amended budget ordinance A period of ten day's public inspection at the office of the city clerk of the proposed amended budget ordinance after notice by the city clerk to that effect is published once in a newspaper as provided in section one hundred nine of this act shall intervene between council's first reading of the proposed amended budget ordinance and the adoption thereof Any amended budget ordinance must be adopted by council during the month of January and any purported adoption thereof by council in any other month shall be void and of no effect

No such proposed amended budget ordinance shall after first reading be revised upward in excess of ten per cent in the aggregate thereof or as to an individual item in excess of twenty-five per cent of the amount of such individual item in the proposed amended budget ordinance

Within fifteen days after the adoption of an amended budget ordinance the director of accounts and finance shall file a copy thereof in the office of the Department of Internal Affairs

Section 18.2 Said act is hereby further revised and amended by renumbering the subsequent section of Article XVIII thereof sections 1811 to 1813 inclusive and so renumbered the said sections of said article and act are hereby reenacted revised and amended as follows

Section [1810] 1811 Appropriations Tax Rate When all estimates for the receipts liabilities and expenditures for the ensuing year shall be made council shall proceed to make the annual appropriations and shall fix the tax rate at such figure as [with all sources of revenue] will in combination with all other estimated receipts of the city fully meet and cover the aggregate amount of such [estimate] estimates of liabilities and expenditures for the ensuing year

No appropriation however shall be made for any purpose until the interest accruing on the funded debt of the city and the principal of such part of said debt as may be coming due in that fiscal year the salaries of officers

and the ordinary and necessary expenses of the city shall first be provided for and no appropriation shall be made for any purpose in excess of the estimated receipts and revenues for the fiscal year for which such appropriations are made

Section [1811] 1812 Annual Reports Publication Filling Report with Department of Internal Affairs Penalty The director of accounts and finance shall make a report verified by oath or affirmation to the council at [the] a stated meeting in March in each year of the public accounts of the city and of the trusts in its care for the preceding fiscal year exhibiting all of the expenditures thereof respectively and the sources from which the revenue and funds are derived and in what measures the same have been disbursed Each account shall be accompanied by a statement in detail of the several appropriations made by council the amount drawn and encumbered on each appropriation and the unencumbered balance outstanding to the debit or credit of such appropriation at the close of the fiscal year

Such report accompanied by a concise financial statement setting forth the balance in the treasury at the beginning of the fiscal year all revenues received during the fiscal year by major classifications all expenditures made during the fiscal year by major functions and the current resources and liabilities of the city at the end of the fiscal year the gross liability and the net debt of the city the amount of the assessed valuation of the taxable property in the city the assets of the city and the character and value thereof the date of the last maturity of the respective forms of funded debt and the assets in each sinking fund shall be published once in not more than two newspapers printed or circulated in such city as required by section one hundred and nine of this act Such publication shall be deemed compliance with the provisions of the Municipal Borrowing Law which requires the corporate authorities to publish an annual statement of indebtedness Before such report or statement is made or published the same shall be approved by the controller who may approve it subject to such exceptions as he may have thereto Provided Council may cause such statement to be printed in pamphlet form in addition to the publications made as aforesaid

The director of accounts and finance shall also annually make report of the financial condition of the city in the form above provided to the Department of Internal Affairs within sixty days after the close of the fiscal year signed and duly verified by the oath of the director and approved by the city controller as above provided Any director of accounts and finance refusing or wilfully neglecting to file such report shall upon conviction thereof in a summary proceeding brought at the instance of the Department of Internal Affairs be sentenced to pay a fine of five dollars for each [days'] day's delay beyond said sixty days and costs All fines recovered shall be for the use of the Commonwealth

The report to the Department of Internal Affairs shall be presented in [the] a form as provided for in section one thousand eight hundred and [twelve] thirteen of this act

Section [1812] 1813 Committee to Prepare Uniform Forms The uniform budget and report forms specified in the foregoing sections of this act shall be prepared by a committee consisting of four representatives of the League of Third Class Cities of Pennsylvania and the Secretary of Internal Affairs or his agent who shall be a person trained in the field of municipal finance

Such representatives shall be appointed by the president of said organization within sixty days after the effective date of this act Such representatives shall be chosen from among finance officers of third class cities or other officers of such cities who have knowledge of their fiscal procedures As far as possible they shall be chosen to represent cities in the various population groups within the range of cities of the third class The president of the League of Third Class Cities shall supply to the Secretary of Internal Affairs the names and addresses of such representatives immediately upon their appointment

Said representatives shall serve without compensation but they shall be reimbursed by the Commonwealth for all necessary expenses incurred in attending meetings of the committee. The committee shall meet at the call of the Secretary of Internal Affairs or his agent who shall serve as chairman of the committee.

In preparing the uniform forms for both budgets and annual reports the committee shall give careful consideration to the fiscal needs and procedures of cities of the various population groups producing separate forms if necessary to the end that said forms shall not be inconsistent with the general administrative practices of the cities of various sizes.

It shall be the duty of the Secretary of Internal Affairs or his agent to see to it that the forms required by this act are prepared in cooperation with said committee. In the event that said committee should for any reason fail to furnish such cooperation the Secretary of Internal Affairs or his agent shall complete the preparation of the forms. After their preparation he shall issue said forms and distribute them annually as needed to the designated officers of each city of the third class.

No change or alteration in the forms prescribed shall be made by the Secretary of Internal Affairs or his agent except by a majority approval of the committee unless upon reasonable notice two or more representatives thereof fail to attend the committee meetings. In voting upon any change or alteration each representative and the chairman of the committee shall have one vote.

Section 18.3 Said act is hereby amended by adding to Article XVIII thereof a new section numbered 1814 as follows:

Section 1814 Annual Reports to Council on Insurance and Bonds. The director of accounts and finance shall prepare or cause to be prepared and submit to council at the first stated meeting in October of each year a complete and itemized report of all policies of insurance contracted for by the city for the information and consideration of council. The director of accounts and finance shall make a like report at the same time each year of all bonds given for the protection of the city in whole or in part.

Section 19 Sections 1901 and 1902 of Article XIX of said act are hereby consolidated into one section numbered 1901 and as such are reenacted revised and amended and a new section numbered section 1902 is hereby added to said article and act all as follows:

Article XIX

Contracts [and Purchasing]

Section 1901 Power to Make Contracts. Regulations Concerning Contracts. Each city may make contracts for carrying into execution the provisions of this act and the laws of the Commonwealth [but no department thereof shall make any contract except in pursuance of previous authority of law or ordinance]. The council shall by ordinance provide for and regulate the award of all contracts. No contract shall be entered into or purchase made by the city in an amount involving two hundred dollars or more except upon council's approval thereof.

[Section 1902 Regulations Concerning Contracts]. All [work and materials] services and personal properties required by any city [of the third class] or any department thereof where the amount exceeds the sum of [five hundred] seven hundred and fifty dollars shall be furnished and performed under written contract and the contract shall be awarded and given to the lowest responsible bidder after advertising three times each publication on a different day in not more than two newspapers in accord with the provisions of section one hundred and nine of this act and the bids shall not be opened until at least ten days have elapsed after the first advertisement.

The amount of the contract shall in all cases whether of straight sale price conditional sale bailment lease or otherwise be the entire amount which the city pays to the successful bidder or his assigns in order to obtain the services or property or both and shall not be construed to mean only the amount which is paid to acquire

title or to receive any other particular benefit or benefits of the whole bargain.

The contracts or purchases made by council involving an expenditure of over [five hundred] seven hundred and fifty dollars which shall not require advertising or bidding as hereinbefore provided are as follows:

(1) Those for maintenance reports or replacements for water electric light or other public works of the city provided they do not constitute new additions extensions or enlargements of existing facilities and equipment but a bond may be required by council as in other cases of work done.

(2) Those made for improvements repairs and maintenance of any kind made or provided by any city through its own employees. Provided however That this shall not apply to construction materials used in a street improvement.

(3) Those where particular types models or pieces of new equipment articles apparatus appliances vehicles or parts thereof are desired by council which are patented and manufactured or copyrighted products.

(4) Those involving any policies of insurance or surety company bonds those made for public utility service under tariffs on file with the Pennsylvania Public Utility Commission those made with another political subdivision or a county the Commonwealth of Pennsylvania the Federal government any agency of the Commonwealth or the Federal government or any municipal authority including the sale leasing or loan of any supplies or materials by the Commonwealth or the Federal government or their agencies but the price thereof shall not be in excess of that fixed by the Commonwealth the Federal government or their agencies.

(5) Those involving personal or professional services. The acceptance of bids by advertising required herein shall be made by public announcement at the meeting at which bids are received by council or at a subsequent meeting the time and place of which shall be publicly announced when bids are so received. If for any reason the award is not made at either of the above meetings the same business may be transacted at a subsequent meeting the time and place of which shall be announced at the previous meeting held for such award. At such third meeting the council shall either award the contract or shall reject all bids.

All bids advertised for shall be accompanied by cash by a certified good faith check drawn upon a bank authorized to do business in this Commonwealth in an amount required by council but at least ten per centum of the bid or by a bond with corporate surety in such amount as council shall determine but not less than ten per centum of the amount bid. In the event any bidder shall upon award of the contract to him fail to comply with the requirements hereinafter stated as to a bond guaranteeing the performance of the contract the good faith deposit by cash certified check or bond shall be forfeited to the city as liquidated damages.

Where advertising is required herein the successful bidder shall be required to furnish a bond with suitable reasonable requirements guaranteeing the performance of the contract with surety sufficient to council within twenty days after the contract has been awarded unless council prescribes a shorter period of not less than ten days and failure to furnish such bond within such time shall avoid the award. Council may in all cases of contracts or purchases require bonds for performance delivery or other terms.

Where the roadway of a street is to be paved originally and for the first time or reconstructed by putting down a new base or a sewer is to be constructed or grading done such work shall be done under written contract after advertising as provided in section one hundred and nine of this act and such contract shall be given to the lowest responsible bidder.

The council [shall] may by ordinance provide for and regulate the purchase of supplies and materials and the sale of personal property.

The council may also by ordinance provide a contingent fund or funds for necessary repairs and inci-

dental expenses not otherwise provided in the general appropriations and such funds may be expended without advertising for bids

Section 1902 Evasion of advertising requirements no member or members of council shall evade the provisions of the preceding section as to advertising for bids by purchasing or contracting for services and personal properties piecemeal for the purpose of obtaining prices under seven hundred and fifty dollars upon transactions which should in the exercise of reasonable discretion and prudence be conducted as one transaction amounting to more than seven hundred and fifty dollars this provision is intended to make unlawful the practice of evading advertising requirements by making a series of purchases or contracts each for less than the advertising requirement price or by making several simultaneous purchases or contracts each below said price when in either case the transactions involved should have been made as one transaction for one price any members of council who so vote in violation of this provision and who know that the transaction upon which they so vote is or ought to be a part of a larger transaction and that it is being divided in order to evade the requirements as to advertising for bids shall be jointly and severally subject to surcharge for ten per centum of the full amount of the contract or purchase wherever it shall appear that a member of council may have voted in violation of this section but the purchase or contract on which he so voted was not approved by council this section shall be inapplicable

Section 19.1 Section 1903 of said act is hereby renumbered section 1908 and as such is reordered within Article XIX of said act to appear after section 1907 thereof and said act is hereby revised and amended by adding to Article XIX thereof three new sections numbered 1903 1904 and 1905 to read as follows

Section 1903 Contracts for Less Than Seven Hundred and Fifty Dollars Written Bids In all cases of contracts or purchases other than the kinds mentioned in clauses (1) to (5) inclusive of section one thousand nine hundred one of this act from twenty-five dollars to seven hundred and fifty dollars inclusive whether made by council or by an officer or appointee of the city written bids shall be solicited therefor and no such contract or purchase shall be made for the city except upon at least two such written bids The specifications upon which bids are solicited shall be uniform in so far as possible to afford equal opportunity for bidding Catalogues and circulars of firm prices shall be acceptable as bids upon the contracts or purchases herein regulated All such bids shall be retained in the proper department or office and shall be reported monthly to the director of accounts and finance who shall make a consolidated monthly report thereof to council The members of council and the controller shall have access to the bids in all departments and offices of the city for the enforcement of this provision Any official or appointee of the city contracting or purchasing in violation of the provisions of this section shall be liable upon his bond if any or personally in the full amount of the purchase or contract so made and council may avoid any such purchase or contract

Section 1904 Reference of Expenditures for Approval by Council Any expenditures or transactions exclusive of compensation paid to city employes in any department office or bureau of the city which may reasonably seem likely to exceed the sum of five hundred dollars over a period of sixty days shall not be undertaken or proceeded upon except after reference thereof to council and approval by council by ordinance or resolution council may approve revise or refuse to approve any such referred expenditure or transaction no official agent or employe of the city shall knowingly violate the provisions of this section and any person so violating shall forfeit and pay to the use of the city a penalty of one hundred dollars for each offense

Section 1905 Personal Interest in Contracts In any case where a city officer or official elected or appointed knows or by the exercise of reasonable diligence could know that he is interested to any appreciable degree either

directly or indirectly in any contract for the sale or furnishing of any personal property for the use of the city or for any services to be rendered for such city involving the expenditure by the city of more than three hundred dollars in any year he shall notify council thereof and any such contract shall not be passed and approved by council except by an affirmative vote of at least four members thereof In case the interested officer is a member of council he shall refrain from voting upon said contract The provisions of this section shall not apply to cases where such officer or official is an employee of the person firm or corporation to which money is to be paid in a capacity with no possible influence on the transaction and in which he cannot possibly be benefited thereby either financially or in any other material manner Any officer or official who shall knowingly violate the provisions of this section shall be liable to the city upon his bond if any or personally to the extent of the damage shown to be sustained thereby by the city to ouster from office and shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or imprisonment not exceeding one year or both

Section 19.2 The subsequent sections of Article XIX of said act including the section formerly numbered 1903 but now reordered within said article and now numbered 1908 are hereby renumbered sections 1906 to 1916 inclusive and so numbered are reenacted revised and amended to read as follows

Section [1904] 1906 Designation of Appropriations Certification in Excess of Appropriation Contracts for Governmental Services for More Than One Year Every contract involving an appropriation of money shall designate the item of appropriation on which it is founded and the estimated amount of the expenditure thereunder shall be charged against such item and so certified by the director of accounts and finance on the contract before it shall take effect as a contract The payments required by such contract shall be made from the fund appropriated therefor If the director of accounts and finance shall certify any contract in excess of the appropriation made therefor the city shall not be liable for such excess but the director of accounts and finance shall be liable for the same which may be recovered in an action at law by the contracting party aggrieved But nothing herein contained shall prevent the making of contracts for governmental services for a period exceeding one year but any contract so made shall be executory only for the amounts agreed to be paid for such services to be rendered in succeeding fiscal years

It shall be the duty of the director of accounts and finance to certify contracts for the payment of which sufficient appropriations have been made [and he shall within ten days after any certification of a contract report back to the council in writing that he has or has not certified the same in accordance with the provisions of this section]

Section [1905] 1907 Bonds for the Protection of Labor and Materialmen It shall be the duty of every city to require any person copartnership association or corporation entering into a contract with such city for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred [(\$500)] dollars before commencing work under such contract to execute and deliver to such city in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person copartnership association or corporation interested in a sum not less than fifty [(50%)] per centum and not more than one hundred [(100%)] per centum of the contract price as such city may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work whether or not the said material or labor enter

into and become component parts of the work or improvement contemplated. Such additional bond shall be deposited with and held by the city for the use of any party interested therein. Every such additional bond shall provide that every person copartnership association or corporation who whether as subcontractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work as above provided and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the city for his or its use and prosecute the same to final judgment for such sum or sums as may be justly due him or it and have execution thereof. Provided however That the city shall not be liable for the payment of any costs or expense of any suit.

Section [1903] 1908 Purchasing Department. Each city may by ordinance provide for the establishment of a purchasing department which shall have supervision over the purchase and distribution of all supplies purchased [to the amount allowed by the provision of the next preceding section of this act]. The said department shall be attached to the department of accounts and finance or such other department as council may determine and shall be operated in accordance with rules and regulations to be adopted by council. The rules to include the manner in which quotations shall be secured on the supplies purchased. The said department shall assist council at all times in eliminating waste and extravagance in the purchase and distribution of the supplies of the city.

Section [1906] 1909 Separate Bids for Plumbing Heating Ventilating and Electrical Work Elevators and Moving Stairs. In the preparation of specifications for the erection construction and alteration of any public building when the entire cost of such work shall exceed one thousand dollars the architect engineer or other person preparing such specifications shall prepare only the following separate specifications [for the] (1) plumbing (2) heating (3) ventilating [and] (4) electrical work (5) elevators and moving stairs and (6) one complete set of specifications for all the other work to be done in such erection construction and alteration. The person or persons authorized to enter into contracts for the erection construction or alteration of such public buildings shall receive separate bids upon each of the said branches of work and award the contract for the same to the lowest responsible bidder for each of said branches including the balance of the work in addition to the plumbing heating ventilating and electrical work and elevators and moving stairs where it is desired to install an air conditioning unit the heating and ventilating so involved may be regarded as one branch of work having only one set of specifications and bids may be received and a contract awarded thereon as hereinbefore provided.

Section [1907] 1910 Acceptance by Contractor of Workmen's Compensation Act. All contracts executed by any city or any officer or bureau or board thereof which involve the construction or doing of any work involving the employment of labor shall contain a provision that the contractor shall accept in so far as the work covered by any such contract is concerned the provisions of the Workmen's Compensation Act [of one thousand nine hundred fifteen] and any reenactments supplements or amendments thereto and that the said contractor will insure his liability thereunder or file with the city with whom the contract is made a certificate of exemption from insurance from the [Bureau of Workmen's Compensation of the] Department of Labor and Industry of this Commonwealth.

Every officer of any city or bureau or department thereof who shall sign on behalf of the said city any contract requiring in its performance the employment of labor shall require before the said contract shall be signed proof that the said contractor with whom the contract is made shall have accepted the Workmen's Compensation Act [of one thousand nine hundred fifteen] and any reenactments supplements or amendments thereto and proof that the said contractor has insured his liability thereunder in accordance with the terms of the said act or that the said contractor has had issued to him a certifi-

cate of exemption from insurance from the [Bureau of Workmen's Compensation of the] Department of Labor and Industry of this Commonwealth.

Any contract executed in violation of the provisions of this section shall be null and void.

Section [1908] 1911 Contracts for Improvements Assignment of Assessments. Where the whole or any part of the cost of an improvement is to be paid by assessments upon the property abutting or benefited the city may enter into an agreement with the contractor that he shall take an assignment of such assessments in payment of the amount due him under the terms of his contract and in such case the city shall not be otherwise liable under such contract whether said assessments are collectible or not.

Section [1909] 1912 Architects and Engineers in Employ of City Prohibitions from Bidding on Public Works Penalty. It shall be unlawful for any architect or engineer in the employ of any city [and engaged in the preparation of plans specifications or estimates] to bid on any public work [at any letting of such work in this Commonwealth] of the city.

It [is] shall be unlawful for the officers of any city charged with the duty of letting any public work to award a contract to any such architect or engineer in the employ of the [Commonwealth or of any county municipality borough township or other subdivision of the Commonwealth] city.

[It is unlawful for any architect or engineer in the employ of the Commonwealth or of any county municipality borough township or other subdivision of the Commonwealth to be in any wise interested in any contract for public work for the city or receive any remuneration or gratuity from any person interested in such contract].

Any person or persons violating these provisions or [either] any of them [shall forfeit his office and] shall be guilty of a misdemeanor and on conviction thereof shall forfeit his office and be sentenced to pay a fine not exceeding five hundred dollars or to undergo imprisonment for not less than six months or both in the discretion of the court. Any contract made in violation of the provisions of this section shall be null and void.

Section [1910] 1913 Contracts With [Railway] Transportation Companies. Subject to the provisions of the Public [Service Company] Utility Law any city of the one part and any [street railway company surface elevated or underground or motor power company leasing and operating the franchise and property of such company] person operating a public transportation service within the limits of such city of the other part may enter into contracts with each other affecting fixing and regulating the franchises powers duties and liabilities of such companies and the regulations and respective rights of the contracting parties. Such contracts may inter alia provide for payments by the companies to the city in lieu of the performance of certain duties or the payment of license fees or charges imposed in favor of such city by the charters of the respective companies or by any general law or ordinance for the appointment by the city of a certain number of persons to act as directors of such company in conjunction with the directors elected by the stockholders of such company and further may provide for the ultimate acquisition by the city upon terms mutually satisfactory of the leaseholds property and franchises of the contracting companies.

Section [1911] 1914 Contracts for Relocation of Railroads. Subject to the provisions of the Public [Service Company] Utility Law any city may enter into contracts with any of the railroad companies whose roads enter its limits whereby the said railroad companies may relocate change or elevate their railroads within said limits [for either of them] in such manner as in the judgment of the proper authorities of such city may be best adapted to secure the safety of lives and property and promote the interest of said city and for that purpose may do all such acts as may be necessary and proper to effectually carry out such contracts. Any such contracts made by any railroad company or companies as foresaid with any city are hereby fully ratified and confirmed. Nothing herein con-

tained shall affect any contract made or hereafter to be made with any railroad company from apportioning the expenses of altering and adjusting the grades of existing railroads and intersecting streets in any city so as to dispense with grade crossings

Section [1912] 1915 Contracts with Street Railways for Exclusive Right to Lay Tracks In case any city shall deem it necessary for the public benefit and convenience to secure the removal of any street railway tracks already laid or prevent the laying of such tracks already authorized to be laid or to change the route of any street railway on any street or streets or portion of a street or streets within its corporate limits and such purpose or purposes can be accomplished by agreement with the street [passenger] railway company or motor power company owning leasing or operating such tracks the said parties may subject to the provisions of the Public [Service Company] Utility Law enter into a contract for a period not exceeding fifty years for such considerations and upon such terms and conditions and containing such stipulations reservations and covenants as may be agreed upon between the respective parties thereto and such contract may include a covenant providing that during the continuance thereof municipal consent shall not be granted to any other company to use or occupy the street streets or portions of a street or streets covered by such contract [or] for street railway or passenger transportation purposes which covenant shall be enforceable by bill in equity against such city in case of attempted breach thereof and such contract may also provide for the laying or relaying of such tracks upon such terms and under such contingencies and conditions as may be agreed upon When such contract shall have been made it shall form a part of the charter of the company with like force and effect as to all its terms conditions stipulations restrictions covenants and provisions as to change of routes as if the same formed a part of the original charter of such company and no removal of tracks already laid or postponement of or delay in the time of beginning or completing the work of laying tracks already authorized to be laid and no change of route therein provided for shall operate or be construed to deprive or divest any such company entering into such contract of any of the rights franchises or privileges possessed by it at the time of entering into such contract so as to operate in favor of any company subsequently formed and seeking to occupy for street railway purposes the street streets or portions of a street or streets covered by such contract Nothing in this section contained nor any contract made in pursuance thereof shall be construed to limit or affect in any way or impose any additional liability for the exercise of the right of a [steam] railroad company to lay its tracks over upon under and across such streets or streets or portions thereof

Section [1913] 1916 Advertisement of Contracts in Trade Journals Authorized Any officer of any city whose duty it is by law to advertise for bids for public works contracts supplies or equipment or the sale of city property may at his or its discretion legally authorize the publication of such advertising in addition to the newspapers specified by law also in any publication or journal devoted to the dissemination of information about construction work regularly published [in this Commonwealth at least once a week] and circulating among contractors manufacturers and dealers doing business in the community in which such public works are to be constructed or supplies or equipment purchased [Provided That no advertisement for bids for public works contracts supplies or equipment shall be inserted in any publication or journal devoted to the dissemination of information about construction work which has not been established and regularly issued from a printing office and publication house in this Commonwealth for a period of at least eighteen months and that such publication and journal shall be entered or entitled to be entered for admission to the United States mails as second-class matter and shall have a bona fide income from subscribers within the Commonwealth of Pennsylvania of not less than fifteen thousand dollars (\$15,000) per annum duly certified by a public accountant and the rates and charges for such advertising shall not

be in excess of those of newspapers of general circulation as defined by the Newspaper Advertisement Act of May sixteen one thousand nine hundred twenty-nine (P. L. 1784) of a like circulation published in the community in which the public works are to be constructed or the supplies or equipment purchased] or city property sold

Section 19.3 Said act is hereby revised and amended by adding to Article XIX thereof a new section numbered 1917 to read as follows

Section 1917 Sales of Personal Property No city property shall be disposed of by sale or otherwise except upon approval of council by ordinance or resolution In cases where council shall approve a sale of city property it shall estimate the sale value of the entire lot to be disposed of If council shall estimate such sale value to be less than two hundred dollars it shall require a notice of the proposed sale to be posted for at least ten days on the bulletin board in the city hall describing and itemizing the property to be sold and directing that bids may be made thereon at the office of the city clerk thereafter council may sell such property in whole or in part for the best price or prices obtainable If council shall estimate the sale value to be two hundred dollars or more the entire lot shall be advertised for sale once in at least one newspaper in accordance with the provisions of section one hundred nine of this act and sale of the property so advertised shall be made to the best responsible bidder and the bids shall not be opened until at least ten days after the said advertisement Council may sell any such property at auction but the provisions as to notice contained in this section shall be likewise observed as to the holding of such auction sales The provisions of this section shall not be mandatory where city property is to be traded-in or exchanged for new city property

Section 20 Article XX and sections 2001 to 2008 inclusive of said act are hereby reenacted revised and amended to read as follows

Article XX Police Bureau

Section 2001 Appointment Number Rank Compensation and Qualifications of Policemen The council shall fix by ordinance the number [rank] grades and compensation of the members of the city police force who shall be appointed in accordance with the civil service provisions of this act No policeman shall after his appointment and qualification hold at the same time the office of constable Council shall prescribe all necessary rules and regulations for the organization and government of the police force

Section 2002 Designation of Chief and Other Officers The [council may] mayor shall designate from the force the chief and other officers who shall serve as such officers until their successors are appointed and qualified

Section 2003 Extra Policemen Compensation The [council or the] mayor [acting by authority and direction of council on occasions of threatened public disorder or danger] whenever in [the] his judgment [of the council or the mayor] it is necessary for the public safety or to preserve order may appoint [supernumerary or] extra policemen to serve for such period as the council [or the mayor] may designate not exceeding [ten] thirty days whose compensation shall be fixed by council [before or at the time said appointments are made]

Section 2004 Hours of Service Exceptions Vacations No city shall employ or require any police officer to remain on duty for more than eight hours in any twenty-four consecutive hours or more than fifty-six in any one week unless in emergency cases for the suppression of riots or tumults or the preservation of the public peace Provided That for the duration of [the present] any war in which the United States is engaged and six months thereafter the hours of service may exceed the number herinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service in excess of such maximum hours of service at the same rate as paid for regular service Nothing contained herein shall prevent any such city from requiring any such police officer to remain on duty or to work sixteen hours in any twenty-four consecutive hours not more than one day

each week if required by a change in working hours or a change in shifts. Cities shall permit every member of the police department to have at least twenty-four consecutive hours of rest in every calendar week except in emergency cases for the suppression of riots or tumults or the preservation of the public peace in times of war, riot, conflagration or public celebrations and to have an annual vacation of not less than fourteen days without diminution of the salary or compensation fixed by ordinance.

Section 2005 Powers of Policemen to Arrest Policemen shall be ex-officio constables of the city and shall and may within the city or upon property owned or controlled by the city or by a municipality authority of the city within the Commonwealth without warrant and upon view arrest and commit for hearing any and all persons guilty of breach of the peace, vagrancy, riotous or disorderly conduct or drunkenness or who may be engaged in the commission of any unlawful act tending to imperil the personal security or endanger the property of the citizens or violating any of the ordinances of said city for the violation of which a fine or penalty is imposed.

Section 2006 Service of Process Fees Payment into Treasury Policemen shall have authority to serve and execute within the city or upon property owned or controlled by the city or by a municipality authority of the city within the Commonwealth all criminal process or processes for the violation of city ordinances which may be issued by the mayor or any alderman and shall charge the same fees and costs as pertain by law to the constables of the city for similar services but the said fees and costs shall be received and collected by the mayor or alderman and by him paid into the city treasury monthly as herein provided.

Section 2007 Supervision by Mayor Policemen shall obey the orders of the mayor and make report to him which report shall be laid by him before council [when-ever required] monthly. The mayor shall exercise a constant supervision and control over their conduct.

Section 2008 Extra Compensation Prohibited Exception Penalty No policeman shall ask demand or receive any compensation or reward whatsoever for his services other than that provided by ordinance except rewards offered for the arrest of persons accused of crime committed outside of the city in which they hold office and witness fees and mileage as [now] provided by law for their appearance in any court of record. Any policeman violating any of the provisions of this section shall be guilty of a misdemeanor in office and upon conviction shall be sentenced to pay a fine not exceeding fifty dollars or undergo imprisonment not exceeding thirty days or both at the discretion of the court to be followed by dismissal from office. [All payments heretofore made to any policeman on account of witness fees or mileage for appearance in any court of record are hereby ratified, confirmed and made valid to the same extent as though these amendments had been enacted at the time of making such payments].

Section 20.1 Said act is hereby revised and amended by adding to Article XX thereof a new section numbered 2009 to read as follows:

Section 2009 Compensation or Insurance for Volunteer Policemen Each city may make necessary appropriations to provide compensation or insurance for volunteer policemen injured or killed while engaged in the performance of such duties as may be assigned to them in the city.

Section 21 Article XXI and section 2101 to 2108 inclusive of said act are hereby reenacted, revised and amended to read as follows:

Article XXI

Fire Bureau

Section 2101 Organization of Fire Bureau Maintenance Apparatus Each city may organize a fire bureau with or without pay make appropriations for the maintenance of the same, prescribe rules and regulations for the government of the officers and companies belonging thereto and purchase [fire engines, hooks, ladders, trucks, fire alarms] equipment and [other] apparatus for the ex-

tinguishment, prevention and investigation of fires and for the public safety.

Section 2102 Paid Bureau Election of Officers and Companies When a paid fire bureau is organized by any city, the [city] council may provide by ordinance for the election or appointment of the officers and companies belonging thereto in accordance with civil service provisions where applicable.

Section 2103 Platoon System Hours of Service The director of the department having charge of the fire bureau in each city shall divide the officers and members of companies of the uniformed fire force in the employ of such cities or in the case of a volunteer fire department the firemen and drivers regularly employed and paid by the city, excepting the chief engineer and assistant chiefs and those employed subject to call into two bodies or platoons, one to perform day service and the other to perform night service. The hours of day service shall not exceed ten commencing at eight o'clock in the morning; the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon and the hours of day service shall not exceed sixty hours in any one calendar week and the hours of night service shall not exceed eighty-four hours in any one calendar week unless the hours of day and night service shall be equalized in which case neither the hours of day or night service shall exceed seventy-two in any one calendar week. Provided That for the duration of [the present] any war in which the United States is engaged and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service at the same rate as paid for regular service in excess of such maximum hours of service. The employees of such fire forces shall be allowed to have at least twenty-four consecutive hours of rest in every calendar week and to have an annual vacation of not less than fourteen days without diminution of the salary or compensation fixed by ordinance [or resolution]. In cases of riot, serious conflagration, times of war, public celebrations or other such emergency, the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary. No member of either of said shifts, bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shifts, bodies or platoons or fourteen hours in the night shifts, bodies or platoons excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of emergency as above provided.

Section 2104 Fire Marshal Powers Every city may by ordinance provide for the creation of the office of fire marshal [to] who shall be appointed by the mayor by and with the approval and consent of council biennially. [Such fire marshal under the instructions and orders of the mayor may enter any building or premises wherein a fire has at any time occurred for the purpose of making such examination as may be deemed necessary to ascertain the cause of burning.] The fire marshal and his assistants if council shall provide for such assistants shall inspect all constructions or buildings within the city or upon property owned or controlled by the city or a municipality authority of the city within the Commonwealth whether public, private or business and shall enforce all laws of the Commonwealth and ordinances of the city relating to such constructions or buildings for the prevention, containment or investigation of fire and fire hazards both as to the constructions or buildings and as to the contents or occupancies thereof. The fire marshal or his assistants shall report to the director of public safety or to council as council shall by ordinance provide any faulty or dangerous construction or building or like condition in any building that may constitute a fire hazard or any proposed use or occupation of any construction

building or premises which would create or increase a hazard of fire He shall investigate and keep a permanent record of the cause origin and circumstances of every fire and the damage resulting therefrom occurring within his jurisdiction immediately after the occurrence of such fire The said records of the fire marshal shall be open to public inspection The fire marshal shall submit to council an annual report consolidating the information contained in said records at the first stated meeting in March of each year He shall request the mayor or any alderman of the city to investigate under the act approved the seventeenth day of April one thousand eight hundred sixty-nine (P. L. 74) the origin of any fire he deems suspicious and shall be equally subject to appointment and removal and to all the powers and duties under the act approved the twenty-seventh day of April one thousand nine hundred twenty-sevn (P. L. 450 Number 291) as amended as is the chief of the fire department

Section 2105 Obstructing Fire Marshal [Penalty Any person preventing or obstructing or attempting to prevent or obstruct said fire marshal while in the discharge of his duty shall be guilty of a misdemeanor and on conviction thereof shall be fined in a sum not exceeding fifty dollars or undergo an imprisonment not exceeding three calendar months or both at the discretion of the court] Fine It shall be unlawful for any person to obstruct or prevent or attempt to obstruct or prevent the fire marshal in the discharge of his duties Council may by ordinance establish the types or grades of such criminal conduct and may establish fines or imprisonment in default of payment thereof for such violations No fine so ordained shall exceed three hundred dollars for any single violation and no imprisonment in default of payment of such a fine shall exceed ninety days

Section 2106 Investigation of Cause of Fire Power of Mayor The mayor of any city may whenever in his judgment the occasion demands it issue a subpoena in the name of the [State] Commonwealth of Pennsylvania to any person or persons requiring them to attend before him or the fire marshal at such time and place as may be named in said subpoena then and there to testify under oath or affirmation which the fire marshal in the absence of the mayor is hereby empowered to administer as to the origin of any fire occurring within the bounds of such city and also as to any facts or circumstances that may be deemed important to secure the detection and conviction of any party or parties guilty of the offense of arson or attempted arson

Section 2107 [Chief of Police or] Fire Chief Ex-Officio Fire Marshal The [chief of police or the] fire chief of any city [may by ordinance] shall be [made] ex-officio fire marshal thereof in any city wherein the office is not separately filled by council and in such case all the powers and duties herein given to or imposed upon such fire marshal shall be enjoyed and exercised by such [chief of police or] chief of the fire department [as the case may be]

Section 2108 Compensation Insurance for Injured Volunteer Firemen or Special Fire Police Each city may make such appropriations as may be necessary to secure insurance or compensation for volunteer firemen killed or injured while [going to returning from or attending fires in said municipality or territory adjacent thereto] engaged in the performance of their duties or a special fire police

Section 22 Section 2201 of Article XXII of said act is hereby reenacted revised and amended to read as follows

Article XXII

Bureau of Mine Inspection and Surface Support

Section 2201 Ordinance Creating [Each] Any city within the limits of the anthracite [region] or of the bituminous coal regions of the Commonwealth may by ordinance create a bureau of mine inspection and surface support

Section 22.1 Section 2201-A of Article XXII of said act is hereby repealed

Section 22.2 Sections 2202 to 2206 inclusive of Article XXII of said act are hereby reenacted revised and amended to read as follows

Section 2202 Bureau How Constituted The bureau shall

consist of one practical mining engineer to be appointed by the mayor with consent of the council and such assistants clerks and employes as the council may provide The officers and employes of the bureau shall receive such compensation as may be prescribed by council

Section 2203 Inspection of Mines Members of the bureau may enter inspect examine and survey any mine or colliery within the limits of the city in whole or in part at all reasonable times either by day or night but not so as to impede nor obstruct the workings of the mine or colliery and may take with them such other persons as may be necessary for the purpose of making an examination or survey The owner operator or superintendent of such mine or colliery shall furnish the means necessary for such entry inspection examination survey and exit

Section 2204 Operators to Furnish Maps Contents The owner operator or superintendent of every coal mine or colliery within the limits of the city in whole or in part within three months after the passage of an ordinance by any city creating such bureau shall make or cause to be made and furnished to such bureau an accurate map or plan of the workings or excavations of such coal mine or colliery within the limits of said city on a scale of one hundred feet to the inch The map or plan shall exhibit the workings or excavations in every seam of coal on a separate sheet and the tunnels and passages connecting with such workings or excavations It shall show in degrees the general inclination of the strata with any material deflection therein in the workings or excavations and shall also show the tidal elevations of the bottom of every shaft slope tunnel and gangway and of any other point in the mine or on the surface where such elevation shall be deemed necessary by the bureau The map or plan shall show the number of the last survey station and date of each survey on the gangways or the most advanced workings

Section 2205 Extensions to Be Placed on Maps Every mine owner operator or superintendent shall place or cause to be placed upon the map of the bureau at least once in every three months all the extensions made in any mine within the limits of such city [during the three preceding months] and not already so placed upon the map except those made within thirty days immediately preceding the time of placing such extensions upon the said map

Section 2206 Certain Surface Supports Not to be Removed It shall be unlawful for any person copartnership association or corporation to dig mine remove or carry away the coal rock earth or other minerals or materials forming the natural support of the surface beneath the [public highways] streets [alleys courts] and places of any city in the anthracite region or in the bituminous region to such an extent and in such a manner as to thereby remove the necessary support of the surface without having first placed or constructed an artificial permanent support sufficient to uphold and preserve the stability of the surfaces of such [public highways] streets [alleys courts] and places

Section 22.3 Section 2206-A of Article XXII of said act is hereby repealed

Section 2207 Penalty for Surface Support Violations Any person corporation or association being the owner lessee or operator of any coal mine and [being the general manager superintendent or person in charge of the work of any corporation copartnership or association] violating [any of] the provisions of this article concerning surface support of streets and places within the city shall be guilty of a misdemeanor and upon conviction [before any alderman of the city] thereof shall be sentenced for such offense to pay a fine not exceeding one thousand dollars or to undergo imprisonment in the county jail for a period not exceeding ninety days or both and each five day continuance in any such violation shall constitute an additional and separate offense and be likewise punishable upon conviction thereof [All fines imposed under this section shall be paid into the treasury of the city]

Section 22.4 A new section numbered section 2208 is hereby added to article XXII of said act and the sub-

sequent section is hereby changed from section 2208 to section 2209 and reenacted revised and amended as follows

Section 2208 General Penalties Any owner operator or superintendent of any coal mine or colliery who shall violate any of the provisions of this article except those requiring surface support of streets and places within the city shall upon summary conviction thereof before a justice of the peace or an alderman of the city be fined not less than fifty dollars nor more than three hundred dollars and in default of payment thereof shall be imprisoned for not more than ninety days for each such violation. Each five day continuance in any such violation shall constitute an additional and separate offense and be likewise punishable upon summary conviction thereof. All fines imposed under this section shall be paid into the treasury of the city.

Section [2208] 2209 Enactment of Ordinances Council may enact such ordinances as may be necessary for the enforcement of the provisions of this article and provide penalties for the violation thereof.

Section 23 Sections 2301 to 2337 inclusive subdivisions (a) and (b) of Article XXIII of said act are hereby repealed and the said article and act are hereby reenacted revised and amended by adding thereto new sections numbered sections 2301 to 2311 inclusive in subdivision (a) and sections 2320 to 2324 inclusive in subdivision (b) to read as follows

Article XXIII

Public Health

(a) Board of Health

Section 2301 Board of Health Incompatibility Each city shall by ordinance create a board of health as herein provided or in lieu thereof council shall be the board of health. The board of health shall have five members appointed by council who shall serve without compensation. Except as otherwise herein provided membership on the board of health shall be incompatible with every other city office.

Section 2302 Qualifications Term Removal The members of the board of health shall be residents of the city and at least two shall be reputable physicians of not less than two years' experience in the practice of their profession. Upon the creation of the board council shall designate for one appointee a term of one year for another a term of two years and so on up to five thereafter one member of the board shall be appointed annually to serve for a term of five years from the first Monday of April succeeding his appointment. Council may remove members of the board for official misconduct or neglect of duty. All vacancies shall be filled for the unexpired term.

Section 2303 Oath of Office Organization Secretary Each member of the board of health shall take the oath of office prescribed in section nine hundred and five of this act. The board shall organize annually on the first Monday of January. The board shall elect a president annually from among the members and shall appoint a secretary who is not a board member. The secretary shall take the aforesaid oath and shall give a fidelity bond with corporate surety to the city in such amount as council requires. The secretary shall receive such salary as council shall approve.

Section 2304 Duties of Secretary The secretary of the board shall keep the minutes of the proceedings of the board. The board shall keep accurate accounts of the expenditures of the board. The board shall draw all requisitions for the payment of moneys on account of the board of health from appropriations made by the council to the board and shall present the same to the president of the board for his approval. The board shall render statements of the expenditures to the board at each stated meeting or as frequently as the board may require. The board shall prepare under the directions of the board the annual report to council together with the estimate of appropriations needed for the ensuing year. He shall make such reports to the State Department of Health as are required by law or by rule or regulation of the Department and shall make such other reports and perform such other duties as are required of him by law or by the board of health.

Section 2305 Health Officer Qualifications Oath and Bond The board shall appoint as a health officer a person with some experience or training in public health work in accordance with rules and regulations of the Advisory Health Board of the State Department of Health and shall not enter upon his duties until he has been certified for the office of health officer by the State Department of Health. The health officer shall take the oath required of members of the board and shall give bond with corporate surety approved by council to the city for the faithful performance of his duties. The amount of the bond shall be fixed by council. The health officer shall be the agent of the board of health.

Section 2306 Duties of Health Officer It shall be the duty of the health officer to attend all stated and special meetings of the board of health and to be available for the prompt performance of his official duties at all times. He shall quarantine places of communicable diseases in accordance with law and with the rules and regulations of the State Department of Health or of the board of health. He shall execute all laws and rules or regulations for the disinfection of quarantined places. He shall serve written notice on teachers and persons in charge of public parochial Sunday and other schools requiring the exclusion from school of children who are suffering from or who reside with persons who are suffering from communicable diseases and shall make sanitary inspections and shall execute the orders of the board of health and all other laws and regulations and orders pertaining to his office. He shall in the performance of his duties have the power and authority of a policeman of the city.

Section 2307 Duties of Board of Health The board of health shall enforce the laws of the Commonwealth and the rules regulations and orders of the State Department of Health. The board shall undertake to prevent or diminish the introduction or further spread of infectious or contagious diseases and otherwise to protect and increase the public health by regulating communication with places of infection or contagion by isolating carriers of infection or contagion or persons who have been exposed to any infectious or contagious disease by abating or removing all nuisances which the board shall deem prejudicial to the public health and by enforcing the vaccination laws and the board shall make all such rules and regulations as to it appear proper for the preservation or improvement of the public health consistent with this article and the laws of the Commonwealth. The board shall transmit to the State Department of Health all of its reports and publications and such other information regarding public health in the city as may be requested by the Department.

Section 2308 Powers of Board of Health The board of health shall have authority

(1) To employ agents and employees at such rates or salaries as council shall approve.

(2) To establish and staff emergency hospitals with the consent of council in case of the prevalence or threat of any contagious or infectious disease or other serious peril to public health and to provide for and regulate the management of such hospitals.

(3) To enter upon any premises whatsoever within the city as a body or by committee or by its agents or employees which premises are suspected of infectious or contagious disease or of any other nuisance prejudicial to the public health or of the danger of them for the purpose of examining the premises or of preventing confining or abating public nuisances.

(4) To conduct investigations and to hold public hearings in the performance of its duties and powers wherein the president and secretary of the board shall have full power to administer oaths and affirmations but shall receive no fee therefor. For such purposes the board of health may require the attendance of witnesses and their books and papers.

(5) To establish a force of sanitary police for the enforcement of its rules and regulations whenever in the opinion of the board the public health of the city requires. To fix the number of such police and the duration

of their service and to have the exclusive control and direction of them The mayor shall detail police from the regular police force or make new appointments in order to provide a sanitary police force and upon the expiration of the need for such a force the members thereof shall be returned to duty as regular policemen or if newly appointed be dismissed as the mayor may direct but no permanent increase of the police force shall be made thereby unless council so ordains

(6) To publish and enforce its rules and regulations

(7) To provide for or cooperate in providing for general and gratuitous vaccination disinfection and other public health control programs and likewise to make available medical relief in such ways as in its opinion will benefit the public health

(8) To certify to council expenditures in excess of council's appropriations therefor necessarily incurred by the board by reason of an epidemic or upon approval of council for any other immediate and serious peril to public health Council shall thereupon appropriate sufficient money to meet such additional expenditures

(9) To prevent abate or remove conditions found by it to be detrimental to the public health as public nuisances or to declare and certify to council such conditions and the premises or ways or places harboring them to be public nuisances

(10) To prescribe regulations for the erection or operation of bone boiling establishments or of repositories of dead animals in the city and in accordance therewith to permit or refuse to permit such erections or operations within the city Any person who shall erect or operate any such establishment or repository in the city without the permission of the board of health or in violation of its regulations pertaining thereto shall forfeit and pay to the city the sum of three hundred dollars for every such offense and the like amount for each month's continuance thereof to be collected by an action before an alderman of the city and shall also be subject to indictment for the common law offense of creating and maintaining a nuisance Nothing herein shall limit the remedies of injunction or abatement as to any such establishment

(11) To determine whether or not the keeping or slaughtering of stock animals or fowls in or about any dwelling or part thereof or in the yard lot or adjoining property of any such building within the city or parts thereof is or may become detrimental to the public health Council may prohibit any such keeping or slaughtering which the board certifies to it as detrimental or the board may issue permits in accordance with regulations adopted by it for the keeping of such animals or fowls within the city or parts thereof No such permit shall extend beyond the calendar year within which it was issued and the fee for each permit shall be one dollar

Section 2309 Effect of Rules and Regulations The rules and regulations of the board of health may be approved by council and when printed and advertised by council as required by this act in the case of ordinance shall have the force of ordinances of the city and all penalties fines or imprisonment prescribed therein for violations thereof together with the expenses necessarily incurred in carrying the rules and regulations into effect and the costs of proceedings incident thereto shall be recoverable for the use of the city as provided for in the case of other city ordinances

Section 2310 Fees and Penalties All fees and penalties collected or received by the board or any officer thereof in his official capacity shall be paid monthly to the city treasurer for the use of the city

Section 2311 Proceedings of Board to be Public The proceedings of the board shall be public and its journal of proceedings shall be open to the inspection of any taxpayer

(b) Abatement of Public Nuisances

Section 2320 Definition Any condition or usage whatsoever in or about the buildings structures or land or the streets or private ways and places or elsewhere within the city whether public or private which the board of health shall find to be detrimental to the public

health is hereby declared to be a public nuisance Whenever in this subdivision the words "public nuisance" or "nuisance" are used they shall be deemed to mean a nuisance detrimental to the public health unless a different meaning is specified The powers of investigation and entering upon premises vested in the board of health and its agents and employees pursuant to its orders shall be available for the determination of public nuisances

Section 2321 Procedure for the Abatement of Public Nuisances Whenever the board of health shall determine after such examination investigation or hearing as shall suffice to inform its judgment that a public nuisance exists or is about to exist it may order the nuisance to be removed abated suspended altered or otherwise prevented or avoided Notice of such order bearing the official title of the board and the number of days for compliance therewith and the alternative remedy of the board in case of non-compliance shall be served upon the person if any whom the board deems responsible therefor or concerned therein and upon the owner or abutting owner of the land premises or other places whereon such a nuisance is or is about to be if any In case no such party or parties can be discovered by the board the order shall be served by posting a copy or copies thereof conspicuously upon the premises for a period of at least ten days

Section 2322 Contents of Notice The notice of the board's order shall clearly specify

1 The place and manner of the nuisance or anticipated nuisance as determined by the board

2 The nature or condition thereof

3 The board's order with respect to the nuisance or anticipated nuisance

4 The names of the persons found by the board to be responsible therefor or concerned therewith and the name of the owner if any of the land or premises involved

5 The date of the board's order and the number of days therefrom allowed for compliance with it

6 The alternative remedy of the board in case of non-compliance

7 Notice that the persons affected thereby may apply within the time set for compliance with the order to the board for a hearing and may request such stay of execution or modification or rescission of the said order as they shall believe just and proper

8 The signature of the president of the board attested by the secretary

Section 2323 Hearing Disposition If any person affected thereby shall apply for a hearing within the time provided the board shall promptly notify all interested parties of the time and place of the hearing The board shall enter upon its minutes such facts and proofs as it may receive and its proceedings on such hearing and thereafter may rescind modify or reaffirm its order and require execution of the original or of a new or modified order as it shall determine and direct The persons affected shall be notified of the board's final order and within ten days from the mailing of such notice may appeal therefrom to the court of quarter sessions which appeal may operate as a supersedeas if the court upon proper cause shown so orders and provided the appellants post bond approved by the court for the use of the city with sufficient surety to cover all the expense and costs of executing the board's order

Section 2324 Abatement of Public Nuisances by Board of Health or City In any case where the persons ordered by the board of health to abate or prevent a public nuisance or anticipated public nuisance refuse or neglect to do so within the time specified in the original or any subsequent order of the board then unless the said order shall have been suspended by appeal to the court and proper bond posted the board may direct its health officer and employees to execute the said order or if the execution of the said order requires the grading paving or repaving of private alleys or any similar work upon any property whatsoever within the city or any other work or service that may best be performed or contracted for by the agencies and employees of the city itself then the board shall certify its order to the city council and council

shall thereupon proceed to cause the execution of the order. In any case where the board of health or the council thus abates or prevents or causes the abatement or prevention of a public nuisance the cost and expense of such work services and materials shall be charged to the persons affected in their proper proportions and upon non-payment of such charges the city may file a lien therefor upon the affected premises in the name of and for the use of the city as provided by law for municipal claims in addition to the other remedies available for the collection of debts due the city. The lien shall attach as of the time the work was commenced which shall be fixed by the certificate of the health officer or of the city engineer filed with the city clerk.

Section 2331 Sections 2345 to 2352 inclusive subdivision (c) of Article XXII of said act and section 2360 subdivision (d) of the said article and act are hereby renumbered sections 2330 to 2337 inclusive subdivision (c) and section 2340 subdivision (d) respectively and as such are reenacted revised and amended to read as follows:

(c) Corporations Acting as Boards of Health

Section [2345] 2330 Board of Directors of Corporation to Be Appointed Members of Board of Health Whenever any corporation not for profit has been or shall hereafter be chartered whose principal corporate purpose is or shall be substantially to preserve and promote the health of the public of any city and the control and elimination of disease and such corporation in the opinion of the council of such city and the State Department of Health shall have at its disposal sufficient means to render its assistance of value to the city in the administration of its public health affairs and is properly organized and managed said council may by ordinance appoint the members of the board of directors for such corporation as the board of health of such city for a term of five years. The said board of directors shall not be more than nine or less than five in number and at least two of the members shall be reputable physicians with not less than five years' experience in the practice of their profession. When by limitation in the charter or by-laws of such corporation the office of any member of the board of directors shall terminate such person's membership in the board of health shall also terminate and a vacancy in such membership exist to be filled as hereinafter provided. Whenever the number of directors of such corporation shall be increased subject however to the aforesaid maximum limitation of nine the council of said city may appoint any person added to the corporation's board of directors as an additional member of the board of health for a term equal in the unexpired term of the other members subject also to termination resulting from limitations in the corporation's charter or by-laws as aforesaid.

Section [2346] 2331 Councilmen and School Directors Eligible for Appointment Members of council of such city not more than two in number and one member of the board of directors of the school district of such city if they are also members of the board of directors of said corporation shall be eligible to appointment as members of the board of health of said city.

Section [2347] 2332 Power of Board The board of health so appointed shall have all the power and authority and perform the duties now or hereafter conferred and prescribed by law upon boards of health of cities.

Section [2348] 2333 Health Officer If the board of directors of such corporation shall employ as manager or chief administrator of the activities and operations of the corporation a reputable physician of five years' experience in the practice of his profession or in public health work for a compensation to be paid out of the corporation's funds it shall be lawful for such council to appoint such manager or chief administrator as the principal health officer of such city with all the powers and authority and duties now or hereafter to be conferred or prescribed by law upon principal health officers.

Section [2349] 2334 Secretary The secretary of the board of directors of such corporation may serve as secretary of such board of health.

Section [2350] 2335 Filling of Vacancies As the five year terms of members of such board of health expire

and as vacancies therein occur the council of such city may appoint successors to those whose terms shall have so expired for further terms of five years and appoint persons to fill vacancies in both cases by selection of the then members of such board of directors including in the case of vacancies the persons in the said board of directors who may be selected to fill the vacancies therein. Such appointment in the case of a vacancy shall be for the unexpired portion of the five year term.

Section [2351] 2336 Appointment and Renewal of Health Employees The council of such city shall in all cases where possible follow the recommendations of said board of health as to appointment and removal of all persons having to do with the administration of the public health affairs of the city. Such appointees shall be required to pass any civil service examination required by any civil service commission lawfully established in such city.

Section [2352] 2337 No Compensation for Members The members of such board of health shall serve without compensation from the city.

This subdivision (c) shall be effective only under the circumstances set forth in section two thousand three hundred and [forty-five] thirty.

(d) Penalties

Section [2360] 2340 Any person violating any provision of this article or any order of [said] the board of health made under the authority of [the same] this article or of any law or ordinance therein referred to or authorized or who shall obstruct or interfere with any person in the execution of any order of said board or wilfully and illegally omit to obey any such order shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred dollars or undergo imprisonment not exceeding ninety days or both at the discretion of the court.

Section 24 Sections 2401 and 2402 of Article XXIV of said act are hereby reenacted revised and amended to read as follows:

Article XXIV

Corporate Powers

Section 2401 Existing Powers Saved The corporate powers and the duties of the officers of cities now in existence by virtue of the laws of the Commonwealth and not repealed by this act shall be and remain as now provided by law.

Section 2402 Powers of City Each city is hereby declared to be a body corporate and politic and shall have perpetual succession and may

1 Sue and be sued

2 Purchase and hold real and personal property for the use of the city

3 Lease sell and convey any real or personal property owned by the city and make such order respecting the same as may be conducive to the interests of the city

4 Make all contracts and do all other acts in relation to the property and affairs of the city necessary to the exercise of its corporate or administrative powers

5 Have and use a corporate seal and alter the same at pleasure Every such seal shall have upon its the word "Pennsylvania" the name of the city and the year of its original incorporation

6 Display the flag of the Commonwealth or of any county city borough or other municipality in the Commonwealth on the public buildings of the city

7 To appropriate money for the exercise of powers expressed or implied in this act or any other applicable law and for like uses to accept gifts or grants of money other property or services from public or private sources

The powers hereby granted shall be exercised by the mayor and councilmen in the manner herein provided.

Section 24.1 Section 2403 of said article and act is hereby reenacted revised and amended as to the several clauses thereof and is further revised and amended by re-ordering two of the clauses of said section and changing the numbers thereof from 55 and 56 to 54 and 55 respectively by adding to said section four new clauses numbered clauses 56 57 58 and 59 and by re-ordering and re-numbering clause 54 of said section to be clause 60 all as follows:

Section 2403 Specific Powers In addition to other powers granted by this act the council of each city shall have power by ordinance

1 Payment of Debts and Expenses To provide for the payment of the debts and expenses of the city and to appropriate money therefor

2 Hiring of Employes Salaries To provide for and regulate the manner of hiring and discharging employes and laborers and the fixing of their salaries or compensation

3 Creation of Necessary Offices Boards or Departments To create any office public board or department which it may deem necessary for the good government and interests of the city and unless otherwise provided by this act [elect] appoint the members of any board bureau or commission to prescribe the powers thereof and to regulate and prescribe the terms duties and compensation of all such officers and of all officers who are members of any public board or any department so created but no ordinance shall be passed increasing or diminishing the salary or compensation of any officer or of any member of any board bureau or commission after his or their [election or] appointment The provisions of this clause as to the creation of any public board bureau or commission and prescribing the duties thereof shall not apply to the creation of any board of commissioners of water-works of any city wherein the title to the water-works therein located is in the name of the commissioners of water-works

4 Lock-ups [or Watch-houses] and Police Stations To provide for the erection lease or purchase of lock-ups [or watch-houses in some convenient part of the city] and police stations for the detention and confinement of [vagrants and] persons arrested [by the police officers until the persons so arrested can be taken before the proper magistrate for hearing and committed to prison or discharge No person shall be detained therein for a longer time than twenty-four hours except upon the order of the mayor or an alderman legally authorized who may commit] [such person for further hearing] for any cause or of persons convicted under city ordinances and sentenced for periods not in excess of ten days

5 Market Houses and Milk Depots To purchase lease and own ground for and to erect maintain and establish market houses milk depots and market places for which latter purpose parts of any streets sidewalks or city property may be temporarily used to provide and enforce suitable general market regulations to contract with any person or persons or association of persons companies or corporations for the erection and regulation of market houses milk depots and market places on such terms and conditions and in such manner as the council may prescribe to raise all necessary revenue therefor as herein provided and to levy and collect a license tax from every person or persons who may be authorized by council to occupy any portion of the streets [or] sidewalks or city property for temporary market purposes

6 Collection and Removal of Garbage To provide for and regulate the collection [and] removal and disposal of garbage ashes and other waste or refuse material either by contract or by municipal conduct of such services and to impose and collect by lien or otherwise reasonable fees and charges therefor and to prescribe fines and penalties for the violation of ordinances regulating such matters

7 Comfort and Waiting Stations and Drinking Fountains Waiting Rooms [for Females] in Court Houses To take purchase or acquire [by the right of eminent domain subject to proceedings provided for by this act in cases of the exercise of the right of eminent domain] property for the purpose of erecting providing maintaining and operating thereon comfort stations waiting stations and drinking fountains and to construct and maintain such stations and fountains on such property or in any of the [highways] streets or public places within [their] its corporate limits to provide and equip and maintain in the court house in cooperation with the county commissioners of the county wherein the city is situated whenever such city is the county seat rest or waiting rooms [for females] and provide [female] attendants therefor [One-half of

the] The cost of providing such waiting and rest rooms and of maintaining the same including salaries and all incidental expenses shall be paid by the county and [the other half] by the city [for all which purposes the council may appropriate moneys] in such proportion as may be agreed upon

8 Running at Large of Animals Et Cetera To provide for the erection of all needful pens pounds [and buildings] and other means of confinement within or without the city limits to appoint keepers thereof and to regulate or prohibit the running or being at large of [cattle hogs horses mules sheep goats dogs or other] stock and domestic animals [also geese ducks chickens] and fowls [et cetera] and to cause such as may be [running] at large to be impounded and sold to discharge the costs and penalties provided for the violations of such prohibitions and the expenses of impounding and of keeping the same and of such sale To regulate the maintaining and care of dogs within the city To regulate or prohibit the keeping of bee hives within the city

9 Destruction of Dogs To destroy dogs found at large contrary to the laws of the Commonwealth or to prohibit or regulate by its own ordinance the running at large of dogs cats or other animals and in the enforcement of such regulations to direct the killing of dogs cats or other animals or their seizure and detention including reasonable charges therefore or to provide for their sale for the benefit of the city The powers herein expressed shall be exercised in conformity with the Dog Law of 1921

10 Inspection and Regulation of Fireplaces Chimneys Et Cetera Smoke Regulations To regulate the construction and inspection of fireplaces chimneys stoves stovepipes ovens boilers kettle forges or any apparatus used in any building manufactory or business and to order the suppression or cleaning thereof when deemed necessary [for the prevention of fires] to regulate and control the production and emission of unnecessary smoke or fly-ash from any chimney or other source except railroad locomotives

11 Manufacturer Sale [and] Storage and Transportation of Explosives Offensive Business To regulate or prohibit the manufacture sale storage or transportation of inflammable or explosive substances within the city and to [prescribe limits within which no] regulate or prohibit dangerous obnoxious or offensive business [shall be carried on] within the city

12 Regulation of [Partition] Division Fences Party Walls Foundations To provide regulations for party walls and division fences and for the foundations of buildings to enter upon the land or lands lot or lots of any person or persons within the city at all reasonable hours by [their] its duly appointed city [engineers] engineer or building inspectors in order to [regulate partition fences] enforce such regulations and set out foundations [and when adjoining parties shall improve or enclose their lots such fences shall be made in the manner generally used and be kept in good repair at the equal expenses of the parties unless the owners or occupants between whom such fences are erected shall agree otherwise] and to prescribe reasonable fees for the service of city officers in the inspection and regulation of party walls division fences and foundations and to enforce the payment of the same To provide fines or penalties for violations of such regulations In setting out foundations and regulating party walls as to breadth and thickness the city shall cause the foundations to be laid equally upon the lands of the persons between whom the party wall is to be made and the builder thereof or his successor interest shall be reimbursed on moiety of the charge of said wall or for so much thereof as the next builder shall have occasion to make use of before such next builder shall or may use or break into said wall

13 Public Wells Cisterns [Acqueducts] Aqueducts and Reservoirs To establish make and regulate public wells cisterns [acqueducts] aqueducts and reservoirs and to provide for filling the same

14 Construction of Levees and Ferries Deepening of Channels [To] Subject to the provisions of State law to

provide for the construction and maintenance of levees and ferries within the jurisdiction of the city and within the limits thereof to erect wharves on navigable waters adjacent to the city regulate the use thereof collect wharfage and establish wharf and dock lines to provide for protection against floods to construct and maintain docks retaining walls dams or embankments and to remove obstructions from deepen and widen the channels of rivers and streams flowing through or adjacent to the city

15 Railroad Crossing Flagmen Speed of Locomotives Subject to the provisions of the Public [Service Company] Utility Law to provide for and require the construction and maintenance of bridges or other crossings over or under railroad tracks and to enter into contracts with railroad companies for the construction and maintenance of the same to require the erection of safety-gates and the placing of flagmen or warning devices at the intersection of railroads with [public] streets to forbid the obstruction of the said crossings by locomotives or railroad cars and to regulate the rate of speed at which locomotives cars or trains shall pass upon or cross the streets within the built-up portions of the city

16 [Removal of] Nuisances and Obstructions [To require the removal of all obstructions and nuisances from the sidewalks curb-stones gutters streets public alleys ways and street crossings at the expense of the owners or occupiers of the ground fronting thereon or at the expense of the person or persons placing the same there or causing the same] To prohibit nuisances including but not limited to accumulations of garbage and rubbish and the storage of abandoned or junked automobiles or other vehicles on private or public property and the carrying on of any offensive manufacture or business and to require the removal of any nuisance or dangerous structure from public or private places upon notice to the owner and upon his default to cause such removal and collection the cost thereof together with a penalty of ten per centum of such cost from the owner by an action in assumpsit The cost of removal and the penalty may be entered as a lien against such property in accordance with existing provisions of law In the exercise of the powers herein conferred the city may institute proceeding in courts of equity

17 Regulation of Signs Porches Et Cetera To regulate by uniform rules and regulations porches porticoes benches doorsteps railings bulk bay or jut windows areas cellar doors and cellar windows signs and sign posts boards poles or frames awnings awning posts or other devices or things projecting over under into or otherwise occupying the sidewalks or other portion of any of the streets [lanes alleys] the building of cellars and basement ways and other excavations through or under the sidewalks and boxes bales barrels hogs-heads crates or articles of merchandise lumber coal wood ashes building materials or any other article or thing whatsoever placed in or upon any of the said sidewalks or other portion of said streets [lanes or alleys] and also to prevent and [remove] require or cause the removal of upon notice all encroachments thereon In the exercise of the powers herein conferred the city shall have the same remedies penalties and procedures as are expressed in clause 16 of this article

18 Trees To regulate the planting trimming care and protection of shade trees in or extending over the streets

19 Numbering of Buildings To require and regulate the numbering of buildings and lots

20 Cab-stands [Rates] To establish stands for coaches cabs omnibuses carriages wagons automobiles and other vehicles for hire and to enforce the observance and use thereof

21 [Night Watch] Police Force To establish and maintain a [night watch and] police force and define the duties of the same

22 Police Protection Et Cetera Parks Et Cetera Commitment of Professional Thieves To establish and enforce suitable police regulations for the protection of persons and property at public squares parks depots depot grounds and other places of public resort owned controlled or

managed by the city or an agency or bureau thereof whether within or without the city in whole or in part and for the arrest and commitment of professional thieves and suspicious persons found in any part of the city who can give no reasonable account of themselves

23 Rewards for Apprehension of Certain Criminals To offer rewards for the arrest and conviction of persons guilty of capital or other [high] crimes within the city

24 [Tippling shops gaming prosecution] gaming prostitution Et Cetera To restrain prohibit an suppress [tippling shops] houses of prostitution gambling houses gaming cock or dog fighting and other disorderly or unlawful establishments or practices desecration of the Sabbath day commonly called Sunday and all kinds of public indecencies

25 Prevent Riots To prevent and restrain riots noises disturbances or disorderly assemblies in any street house or place in the city

26 Regulate [Discharge of Firearms] Guns Et Cetera To regulate prohibit and prevent the discharge of [firearms] guns rockets powder or any other dangerous instrument or combustible material within the city and to prevent the carrying of concealed deadly weapons

27 Sale and Use of Fireworks [Discharge of Firearms] To regulate or prohibit and prevent the sale use and discharge of fireworks firecrackers sparklers and other pyrotechnics [in such cities and the unnecessary firing and discharge of firearms in the city]

28 Arrest of Vagrants To arrest fine or set at work on the streets or elsewhere all vagrants found in said city

29 [Horse] Racing [on Streets] Dangerous Practices Et Cetera To prevent [horse] the racing of horses cars and other vehicles fast driving or riding in the streets [highways alleys bridges] or public places in the city and all games practices or amusements therein likely to result in danger or damages to any person or property

30 Riding or Driving on Sidewalks To prevent or regulate the riding or driving of animals or the passage of any vehicle [drawn thereby or self-propelled] over along and across sidewalks and to regulate the passing of the same through the [public] streets

31 Regulations of Skating-rinks Theatres Et Cetera [To] Subject to the provisions of general laws of the Commonwealth regarding the same to regulate all skating-rinks operas theatres concerts shows circuses menageries and all kinds of public exhibitions for pay (except those for religious educational or charitable purposes) and to restrain and prohibit under fines or penalties all exhibitions of indecent or immoral character

32 Bathing Boat Houses and Bath Houses To regulate the time and place of bathing in rivers and other public water in and adjoining the said city and to construct maintain and manage municipal boat houses and bath houses

33 [Appropriations for Memorial Day To appropriate money for the expenses of Memorial Day services] Prohibition of Fire Producing Devices in Certain Retail Stores To prohibit the smoking or carrying of lighted cigarettes cigars pipes or matches and the use of matches or fire producing devices in retail stores arranged to accommodate one hundred persons or more or which employ ten or more employees Provided That any such ordinance passed under this provision shall not prohibit smoking in any restaurant room rest room beauty parlor executive office or any room designated for smoking in such store To provide penalties for the violation of such ordinances

34 Appropriations to Posts of Veterans To appropriate annually to each camp of the United States War Veterans in the city and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each post of the American Veterans of World War II (AMVETS) to each post of the Catholic War Veterans Inc and to each detachment of the Marine Corps League and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War and to each chapter of the Military Order of the Purple Heart and to each post of the Jewish War Veterans and to

[each] any other such organization of ex-service men in the city incorporated under the laws of the Commonwealth a sum not to exceed three hundred dollars to aid in defraying the expenses of Memorial Day and Armistice Day Where the Grand Army of the Republic has ceased to exist or to function such appropriation may be made to the Sons of Union Veterans of the Civil War or in the absence of such order to a duly constituted organization which conducts the decorating of the graves of Union veterans of the Civil War Such payments shall be made to defray actual expenses only Before any payment is made the organization receiving the same shall submit verified accounts of their expenditures

35 Support of National Guard Units To appropriate annually a sum not exceeding seven hundred and fifty dollars for the support and maintenance discipline and training of any dismounted company or similar unit of the National Guard and a sum not to exceed fifteen hundred dollars for the support and maintenance of any mounted or motorized troop or similar unit of the National Guard Where such units are organized as a battalion regiment or similar organization the total amount due may be paid to the commanding officer of the battalion regiment or similar organization Any moneys so appropriated shall be paid by warrant drawn to the order of the commanding officer of such company battalion regiment or similar organization only when it shall be certified to the city by the Adjutant General of the [State] Commonwealth that the said company or companies have satisfactorily passed the annual inspection provided by law The moneys so appropriated shall be used and expended solely and exclusively for the support and maintenance discipline and training of the said company battalion regiment or similar organization and the commanding officer shall account by [the] proper vouchers to the said city each year for the expenditure of the money so appropriated and no appropriation shall be made for any subsequent year until the expenditure of the previous year is duly and satisfactorily accounted for

The accounts of such expenditures shall be subject to the inspection of the Department of Military Affairs and shall be audited by the [Auditor General] city controller in the manner provided by [law] this act for the audit of accounts of [State] city moneys

36 Appropriation of Money Et Cetera to Assist in Erection of Armories To appropriate money or convey land either independently or in conjunction with any [county city town borough or] other [municipal division] political subdivision to the Commonwealth [of Pennsylvania] for the purpose of assisting the Armory Board of the [Commonwealth] State of Pennsylvania in the erection of armories for the use of the National Guard and to furnish water sewer services light or fuel free of cost to the Commonwealth [of Pennsylvania] for use in any armory of the National Guard and to do all things necessary to accomplish the purpose of this clause

37 Eminent Domain for National Guard Purposes To take by right of eminent domain for the purpose of appropriating to [themselves] itself for the use of the National Guard of Pennsylvania such public lands easements and public property as may be in [their] its possession or control and used or held by [them] it for any other purpose Such right however shall not be exercised as to any street or wharf [but all other public easements and property may be appropriated and used for the purposes herein provided any limitation of the use thereof by the city either by donation dedication appropriation statute or otherwise to the contrary notwithstanding]

38 Lands for Armory Purposes To acquire by purchase or by gift or by the right of eminent domain any land for the use of the National Guard of Pennsylvania and to convey such lands so acquired to the Commonwealth [of Pennsylvania] in order to assist the Armory Board in the erection of armories [The proceedings for the condemnation of lands under the provisions of this clause and for the assessment of damages for property taken injured or destroyed shall be taken in the manner as is provided by this act for the condemnation of land

for] [public purposes] The power conferred by this clause shall not be exercised to take any church property grave-yard cemetery [or any dwelling-house or the curtilage of the same in the actual occupancy of the owner]

39 Purchase of Burial Grounds for Deceased Service Men To appropriate money for and purchase plots of grounds in any cemetery or burial ground within their respective limits for the interment of or shall die beyond such city and shall have a legal residence within such deceased service men as shall hereafter die within such city such city at the time of their death and whose bodies are entitled to be buried by the county under the provisions of existing laws

40 Payment of Rent for Veterans' [Posts and Camps] Organizations By a two-third vote of the council to appropriate money to any incorporated [camp or post] organization of veterans of any war in which the United States was engaged to be used in the payment of the rent of any building or rooms in which such [camp or post] organization has its regular meetings

41 Rooms for Meetings of Veterans To furnish upon application to each organization composed of veterans of the Civil War veterans of the Spanish American War veterans of the World War or World War II veterans of any foreign war and sons of veterans a room or rooms in any public building of such city sufficient for the meeting of each of such organizations at least once each month

42 Care of Memorials To take charge of care for maintain and keep in good order and repair at the expense of the city any soldiers' monument gun or carriage or similar memorial situate in the city and not in the charge or care of any person body or organization and not put up or placed by the Government of the United States the Commonwealth of Pennsylvania the commissioners of the county or by the direction or authority of any other state of the Union and to receive from any person or organization any moneys or funds which can be used for the [maintenance] benefit of such memorials and to expend the same

43 Manufacture and Sale of Ice To manufacture ice and to sell the same to the inhabitants of the city at such rates as shall be fixed by ordinance and to erect equip and maintain such buildings and other structures and purchase or hire and maintain such vehicles as may be deemed necessary for such purpose

44 Inspection of Milk To provide for the inspection of milk sold or consumed within the city and milk depots and dairies which offer milk or milk products for retail sale within the city under such rules and regulations as will protect the people from adulteration and dilution of the same

45 Municipal Music To appropriate money to defray the expenses of musical entertainments held under the auspices of the [cities] city and for the purpose of having music in any public park or place

46 Regulation and Licensing of Auction Sales To regulate and license sales of merchandise at public auction other than judicial sales sales by executors or administrators or sales by or in behalf of licensed pawn-brokers of unredeemed pledges in the manner provided by law

47 Aid to Historical Societies To make annual appropriations not exceeding one thousand dollars [(\$1000)] for the support and maintenance of the principal historical society located therein which shall be incorporated under the laws of the Commonwealth shall maintain permanent quarters and shall keep the same open to the public shall have a membership of at least one hundred persons who have paid into the treasury of the society a membership fee of at least two dollars [(\$2.00)] for the support of the society shall hold annually at least two regular meetings that shall be open to the public and shall at all times maintain facilities for the free storage deposit and inspection of official documents and records of the city and other proper public or historical archives and records

48 Establishment of Institutions to Collect Educational Collections To establish institutions authorized to collect and hold certain scientific educational and economic col-

lections the object of each being the [scientific educational and economic] instruction of the public concerning commerce manufacturing mining and agriculture said institutions to have power to purchase or accept by gift any real estate money or personal property necessary for their use and promotion and power to use convey or transfer the same as if they were bodies corporate to be governed by boards of trustees nominated appointed and confirmed in such manner as council may determine

49 Sprinkling of Streets To cause any [public] street or part thereof not less than one block to be sprinkled with water or if such street is paved to be cleaned during such time as it may be necessary at the expense of the owners of property abutting upon the same Upon the petition of the owners of such property who shall represent a majority of the feet front on the street or part thereof it shall be the duty of council to cause such sprinkling or cleaning to be done at the expense of the owners of property abutting thereon Council may cause such sprinkling to be done with the water of the city when water works are owned or operated by the city and with sprinkling carts and apparatus owned by the city or may contract for the use of said carts and apparatus with the lowest responsible bidder

50 Electric Wires May Be Placed Underground in Certain Districts To define a reasonable district within which all electric light wires telephone and telegraph wires shall be placed under ground in conduits owned and constructed either by the municipality or by corporations owning such wires or by corporations organized for the purpose of laying such conduits and renting space therein In all cases in which such conduits are owned by any private corporation partnership or individual there shall be reserved to the city whether expressed in the ordinance or not the right to regulate by ordinance the manner in which such conduit shall be used and the terms and conditions [and rate of rental to be charged for space therein] of such use and also the right to take such conduits either by purchase upon agreement of the owners thereof and the city or by condemnation proceedings in which latter case the proceedings for the assessment of damages shall be the same as provided in this act for property taken injured or destroyed

The court of quarter sessions [of the county] upon the appeal of any person may review any ordinance passed in pursuance of this [act] clause and may annul such ordinance if deemed unreasonable capricious or arbitrary such appeal to be taken within thirty days from the approval of such ordinance

51 Gift Ambulance Maintenance To acquire by gift or bequest and to operate and maintain a motor ambulance for the purposes of conveying sick and injured [residents of] persons in the city and the vicinity to and from hospitals and for such purposes to appropriate and expend moneys of the city

52 Weighing and Measuring of Commodities To regulate the weighing and measuring of every commodity sold in the city in all cases not otherwise provided for by law including the measuring of gas water and electric currents to provide for and regulate the inspection and weighing of hay grain and coal and the measuring of wood bark and fuel to be used in the city and to designate the place or places of inspecting and weighing the same to regulate and prescribe the place or places for exposing for sale hay coal bark and wood to demand and receive reasonable fees for such inspection weighing and measuring for the regulation and stamping of weights and measures and the regulation and inspection of [gas water and electric current meters and other] meters except as otherwise provided by law

53 Insurance To make contracts of insurance with any mutual or other fire insurance company association or exchange duly authorized by law to transact insurance business in the Commonwealth of Pennsylvania on any building or property owned by the city

To make contracts of insurance with any insurance company or nonprofit hospitalization corporation or nonprofit medical service corporation authorized to transact insurance business within the Commonwealth insuring its

elected or appointed officers officials and employees or any class or classes thereof under a policy or policies of group insurance covering life health hospitalization medical service or accident insurance and to contract with any such company granting annuities or pensions for the pensioning of such [employees] persons and for such purposes to agree to pay part or all of the premiums or charges for carrying such contracts and to appropriate out of its treasury any money necessary to pay such premiums or charges or portions thereof All contracts procured hereunder shall conform and be subject to all the provisions of any existing or future laws concerning group insurance and group annuity contracts The proper officer agency board or commission of the city having authority to enter into such contracts of insurance is hereby authorized enabled and permitted to deduct from the officer's or employee's pay salary or compensation such part of the premium as is payable by the officer or employee and as may be so authorized by the officer or employee in writing

[55] 54 Parking Lots To acquire by lease purchase or condemnation proceedings any land which in the judgment of city council may be necessary and desirable for the purpose of establishing and maintaining lots for the parking of motor vehicles and for no other use or purpose and to regulate the use thereof

[56] 55 Disorderly Conduct To define disorderly conduct within the limits of the city and to provide for the imposition of penalties for [the violation thereof] such conduct in such amounts without limitation except as in this act provided as council shall establish and notwithstanding any statutes of the Commonwealth upon disorderly conduct and the penalties therefor

56 Official Expenses on City Business To make appropriations for the reasonable expenses of city officials actually incurred in the conduct of city business

57 Insurance Against Burglary Etc To insure against burglary or theft of city property or against fire and other calamities and against public liability

58 To Provide Against Hazards of War To build or establish bomb shelters or assist in so doing to provide against all hazards of war and their consequences and for all such purposes to have the power of eminent domain to cooperate with any other unit and agency of government Federal State or local in every lawful way for purposes of defense and against the hazards of war

59 Municipality Authorities Cooperation with Other Political Subdivisions To form municipality authorities as authorized by law To cooperate with other political subdivisions in the conduct of city affairs as authorized by law

[54] 60 Local Self-Government In addition to the powers and authority vested in each city by the provisions of this act to make and adopt all such ordinances by-laws rules and regulations not inconsistent with or restrained by the Constitution and laws of this Commonwealth as may be expedient or necessary for the proper management care and control of the city and its finances and the maintenance of the peace good government safety and welfare of this city and its trade commerce and manufactures and also all such ordinances by-laws rules and regulations as may be necessary in and to the exercise of the powers and authority of local self-government in all municipal affairs and the said ordinances by-laws rules and regulations to alter modify and repeal at pleasure and to enforce all ordinances inflicting penalties upon inhabitants or other persons for violations thereof not exceeding three hundred dollars for any one offense recoverable with costs together with judgment of imprisonment not exceeding ninety days if the amount of said judgment and costs shall not be paid Provided however That no ordinance by-law rule or regulation shall be made or passed which contravenes or violates any of the provisions of the Constitution of the United States or of this Commonwealth or of any act of Assembly heretofore or that may be hereafter passed and in force in said city

Section 25 Sections 2501 to 2521 inclusive of Article

XXV of said act are hereby reenacted revised and amended to read as follows

Article XXV

Taxation

(a) Assessments and Revisions

Section 2501 Election of Assessor Term Removal Qualifications The council of each city on the first Monday of January one thousand nine hundred and [thirty-two] fifty-two and on the first Monday of January in every fourth year thereafter or as soon thereafter as may be conveniently done shall elect one person resident of the city for at least five years previous to his election a qualified elector thereof and owner of real estate therein at the time of his election and during the entire term of service of the assessed value of at least five hundred dollars as city assessor to serve for the term of four years from the first Monday of January in the year in which he is elected Any assessor may be removed from office by council and the vacancy thus occasioned may be filled in the manner hereinafter provided Council shall not permit any person elected assessor to enter upon the duties of said office nor continue in office when he does not have and possess all of the qualifications aforesaid For this purpose council shall have power by a majority vote of all the members elected thereto to declare the said office of assessor vacant at any time any person has not or ceases to have the qualifications aforesaid for the said office They may thereupon fill the vacancy thus occasioned in the manner hereinafter provided for the filling of vacancies

Section 2502 Oath of Assessor Filling of Vacancies The said assessor shall before entering upon his duties take and subscribe the oath prescribed for municipal officers and file the same with the city clerk Any vacancy happening in said office shall be filled by appointment by council for the unexpired term

Section 2503 Assistant Assessors Compensation of Assessors and Assistant The council may during each triennial year and in the intervening year appoint such assistant assessors to serve for such length of time as council may authorize direct or appoint by ordinance Such assistant assessors to serve for such length of time as council may authorize direct or appoint by ordinance Such assistant assessors shall be removable at the pleasure of council The compensation or salary of the city assessor and of the assistant assessors if any shall be fixed by ordinance

Section 2504 Assessment of Property Duties of Assessors The assessor shall make or cause to be made during the year one thousand nine hundred [forty-five] fifty-four and every third year thereafter a full just equal and impartial assessment of all property taxable according to the laws of this Commonwealth for county purposes and all matters and things within the city subject by law to taxation for city purposes and a just and perfect list of all property exempt by law from taxation with a just valuation of the same But nothing hereinbefore contained shall be construed as making taxable for city purposes the classes of personal property which by law are made taxable exclusively for county purposes at the rate of four mills With his assessments he shall return such dimension description or quality of each lot or parcel of land as will be sufficient to identify the same together with the number and kind of improvements at the triennial assessment the assessor shall if council so directs by ordinance classify all real estate in the city in such manner and upon such testimony as may be adduced before him so as to distinguish between the buildings on land and the land exclusive of the buildings and he shall certify to the council the aggregate valuation of all real estate subject to taxation for city purposes within each such classification In all cases he shall value or cause to be valued the property at the actual value thereof In arriving at such value the price for which any property would separately bona fide sell or the price at which any property may bona fide actually have been sold shall be considered but shall not be controlling Instead such selling price estimated or actual shall be subject to re-

vision by increase or decrease to accomplish equalization with other similar property within the taxing district It shall be the further duty of the assessor to return annually a list of all the inhabitants over twenty-one years of age

Section 2505 Manner of Assessments The assessor may assess real estate in the name or names of the registered owner actual owner (legal or equitable) reputed owner owner of the life estate occupier vendor vendees or any person who has or has had any connection with the legal title thereof or an interest in the premises or has charge or control thereof in the name of the husband when lands are owned by the wife partnership property in the name of the partnership or in the name of the partners or any of them trust property in the name of the trustee or trustees or any of them or in the name of the cestui que trust property of a minor in the name of the minor or his guardian property of a lunatic in the name of the lunatic or his guardian or committee and property formerly belonging to a person since deceased may be assessed in the name of the decedent or in the name of the estate of said decedent or of his administrator or administrators executor or executors or his heirs generally or in the name of any administrator executor or heir and in assessing the same in the names of the executors administrators or heirs it shall not be necessary to designate them by their christian or surnames and other property not herein provided for may be assessed in the manner the same is assessed for county taxation This provision shall not prevent the collection under existing laws of any tax assessed against property by a sufficient designation or description where the same has been assessed in the name of any person or persons who are not the owners thereof Where lands of owners are part within and part without the city limits they shall be assessed in the same manner and within the same jurisdiction as if the same were being assessed for county purposes

Section 2506 Duties of Assessors in Other Than Triennial Years In the years between triennial assessments the said assessor shall perform the following duties with reference to the assessment of property and other matters and subjects of taxation namely He shall

(a) Assess any property which has been omitted and correct any errors of law fact or judgment which may have been made in making the triennial assessment

(b) Add to the assessment any property which has ceased to be exempt and any property acquired since the triennial assessment

(c) Add to the value of any real estate the value of any new building or other new improvements

(d) Deduct from the value of any property any [depreciation] loss caused by destruction injury or otherwise howsoever

(e) Where tracts as assessed at the triennial assessment have been subdivided equalize and apportion the assessment of the lands thus subdivided upon the basis of the value as fixed at the triennial assessments upon the whole lot or tracts

(f) Where any borough township part of a borough or township or any tract or tracts of land have been added to the city since the last triennial assessment make a full and impartial assessment of the property in the annexed district and return the same in a like manner as if it were a triennial assessment

(g) When any property has been transferred or disposed of make the proper changes deductions or transfers upon the proper assessment books and duplicates

(h) Perform such other duties as may be prescribed by ordinance necessary to the making of proper assessments or valuations

Section 2507 Notice to Owner of Change of Valuation Appeal When any property is assessed which had been omitted errors corrected or any increase is made in valuation or by additions for any cause after the triennial assessment or where valuations have been made upon subdivisions of any lot or tract such assessment shall not be considered final or conclusive without first giving to the person or party affected thereby at least five days'

notice of a time and place where such person or party may be heard by the assessor

Section 2508 Omitted Property to Be Assessed Liability of Owner for Back Taxes When the said assessor ascertains that any property is omitted he shall assess the same for the omitted years but not back further than and including the last year of the preceding triennial assessment The person or party owning said omitted property shall be liable for the tax against the property for the omitted year or years at the tax rate levied during the omitted year or years and the proper authorities shall make out the proper tax and place the amount thereof in the hands of the city treasurer for collection

Section 2509 Clerk Power to Administer Oaths Inventories The assessor shall have the right to procure such books maps et cetera as may be necessary to the performance of his duties and when authorized by council may employ clerks for the purpose of transcribing and making duplicate and assessment books He and each of them shall have power to administer oaths and to require under oath of every taxable or person in charge or control of any property an inventory of his taxable property with his estimate of the just full fair and impartial value thereof and which in his judgment the same would bring at a fair public sale thereof Such estimate shall not be conclusive but shall be subject to revision by increase decrease or equalization with other property

Section 2510 Information from Real Estate Registry Office Sufficiency of Description Where any city has established a registry of real estate by law the assessor shall have the right to obtain from the official in charge of said registry such information as to the registered owners of real estate as said department is able to furnish and under such rules and regulations as shall be established by ordinance of council It shall be a sufficient description of any real estate in any assessment books or duplicates to designate the same by such city lot number other number or designation as is used on the registry

Section 2511 Time of Completion of Assessments The assessor shall complete his triennial assessment and the annual assessments in intervening years on or before the first day of September in each year or as soon thereafter as practicable He may with the approval of the board of revision and appeals add to the duplicates in the hands of the city treasurer any subject of taxation omitted therefrom and rectify any and all errors and mistakes made therein

Section 2512 Liability for Neglect Any assessor or assessors who shall wilfully omit neglect or refuse to assess any property liable to taxation shall be held responsible to the city for any loss or damage caused thereby

Section 2513 Ordinances to Regulate Assessments Transfers Appeals Et Cetera The council of each city may pass such ordinances as it may deem proper and necessary providing for and regulating the manner of making the assessments valuations and transfers and the taking of appeals to the board of revision and appeal and regulating the manner of making assessments valuations and transfers and the taking of appeals to the board of revision and appeal and regulating proceedings before said board on any and all matters not specifically provided for in this act

Section 2514 Board of Revision of Taxes and Appeals The council of each city shall constitute the board of revision of taxes and appeals and the city clerk shall serve as clerk thereof

Section 2515 New Assessments The council in any years other than a triennial year if it shall deem a new assessment necessary may on or before the first day of May issue its precept to the city assessor and by ordinance or resolution require him to take out and return a full just and equal assessment of property within the city or such parts thereof as may be deemed advisable

Section 2516 Revision of Assessments The said board of revision of taxes and appeals shall take and receive the triennial and yearly assessment as returned by the city assessor and may arise equalize and [or] alter such assessments in any and every year by increasing or re-

ducing the valuation either in individual cases or by wards or parts of wards rectify all errors and add to the assessment book and to the duplicate thereof in the hands of the city treasurer any property or person subject to taxation omitted therefrom and any real estate in such city which has been exempt from taxation and has ceased to be occupied and used for the purpose or purposes which entitled it to such exemption as taxable for the portion of the year commencing at the time when the right to exemption ceases Such property shall thereupon become subject to taxation at the rate fixed for the year for the proportionate part of the year during which it is not entitled to exemption

Section 2517 Hearing of Appeals The board of revision of taxes and appeals may require the attendance of the assessor and assistant assessors or any of them or other citizens before them for examination on oath or affirmation It shall hear and determine all appeals by taxpayers from the assessments made by the city assessor at such time and place as it may prescribe conformably with law as to notice to the taxable and his filing of notice of intention to appeal

Section 2518 Notice of Taxables of Assessments Appeals [When the time or time and place for the meeting or meetings of the board of revision and appeals shall have been fixed the] The assessor shall give or cause to be given at least five days' printed or written notice to each taxable of the city whose property is newly assessed or whose last previous assessment has been increased or diminished of the amount of sum for which such taxable stands rated in any [triennial] assessment [also of any sum or amount for which said persons stand rated by reason of any change in his or their assessment in any intervening year for any cause] whatsoever [together with the time and place of hearing appeals] The said notice shall also inform the taxable of the requirements of this section as to appealing from any assessment Such notice may be served personally or by posting on the premises or by mailing the same to the last known address of the taxable Any person dissatisfied or aggrieved by [the] any assessment or any change thereof made by the assessor may appeal to the said board of revision and appeal [and be heard at the time and place fixed in the notice] by filing with the board a statement in writing of intention to appeal setting forth

(1) The assessment or assessments by which such person feels aggrieved

(2) The address to which the board shall mail notice of when and where to appear for hearing

The statement of intention to appeal shall be filed with the said board not later than thirty days after the notice of assessment has been mailed to the taxable at his last known address or has been served upon him personally or has been posted upon the premises No appeal shall be permitted except upon such a statement of intention as herein required nor may any taxable appeal as to an assessment not designated in his statement of intention to appeal The board shall fix the time and place of hearing appeals and shall notify the taxable thereof

Section 2519 Power of Assessor to Administer Oaths For the purposes of all hearings and for all other purposes necessary to the discharge of his duties the assessor shall have authority to administer oaths and affirmations touching any matter relating thereto

Section 2520 Custody of Assessment Books Completion of Work of Board The board of revision of taxes and appeals shall procure and have the custody and control of all books relating to assessment of city taxes and keep them arranged according to wards and dates and shall furnish the city assessor the necessary books for making the assessment which on the completion of such assessment shall be returned to such board of revision of taxes and appeals The board shall complete its labors and the hearing and determination of all appeals on or before the first day of December of each year or as soon thereafter as practicable after which the assessment shall be copied by wards into a tax duplicate or duplicates for the use of the city The assessment so corrected and copied

shall be and remain a lawful assessment for the purpose of city taxation until altered as provided in this article. The board shall give notice in writing within five days after its disposition of each appeal advising the taxable of its decision.

Section 2521 Appeals from Decisions of Board Costs. Any owner of taxable property who may feel aggrieved by the [last or any future] decision of the board of revisions of taxes and appeals as to the assessment or valuation of his taxable property may appeal from the decision of the board of revisions of taxes and appeals to the court of common pleas of the county within which such property is situated and for that purpose may present to said court or file in the prothonotary's office within sixty days after mailing notice to him that the board of revision of taxes and appeals have held the appeals provided for by law and acted on the said assessments and valuations a petition signed by him his agent or attorney setting forth the facts of the case. The court shall thereupon after notice to the said board of revisions of taxes and appeals hear the said appeal and the proofs in the case and make such orders and decrees touching the matter complained of as to the judges of said court may seem just and equitable having due regard to the valuation and assessment made of other property in such city. The costs of the appeal and hearing shall be apportioned or paid as the court may direct. The said appeals shall not however prevent the collection of the taxes complained of but in case the same shall be reduced then the excess shall be returned to the person or persons who shall have paid same.

Section 25.1 Sections 2551 2552 2554 2555 2557 2564 2568 and 2569 of subdivision (b) Article XXV of said act are hereby respectively renumbered sections 2531 2532 2533 2534 2535 2536 2537 and 2538 and as such are reenacted and revised and amended to read as follows:

(b) Levy and Collection

Section [2551] 2531 Tax Levies [The council of each city] Council may by ordinance levy and provide for the collection of the following taxes:

1 A tax for general revenue purposes not to exceed fifteen mills on the dollar in any one year on all persons and property taxable according to the laws of the Commonwealth for county purposes the valuation of such property to be assessed as hereinbefore provided.

2 A tax in addition to the above on all persons and property taxable for county purposes for the payment of interest on bonded indebtedness and for sinking fund requirements for the payment of loans.

3 A poll-tax for general revenue purposes not exceeding five dollars annually on all inhabitants above the age of twenty-one years. Any ordinance of council fixing the rate of taxation for any year at a mill rate shall also include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property.

4 The Council of any city may by ordinance in any year levy separate and different rates of taxation for city purposes on all real estate classified as land exclusive of the buildings thereon and on all real estate classified as buildings on land when real estate tax rates are so levied. They shall be uniform as to all real estate within each such classification and such rates shall be determined by the requirements of the city budget as approved by council.

Section [2552] 2532 City Treasurer to be Tax Collector. The city treasurer by virtue of his office shall be the collector of the City county school and [poor] institution district taxes assessed or levied in the city by the proper authorities therein.

Section [2554] 2533 Oath of City Treasurer as Collector of Taxes. At the time the city treasurer enters upon his duties he shall take and subscribe his oath of office as collector of city county school and [poor] institution district taxes which oath shall be filed with the city clerk.

Section [2555] 2534 Office for Receipt of Taxes Supplies. The city treasurer as collector of taxes shall keep

his office in the same place occupied by him as city treasurer which shall be kept open for the receipt of taxes at all times during business hours. All printing and stationery supplies shall be furnished by the proper authorities respectively.

Section [2557] 2535 Date of Delivery of Duplicate Collection. The council of each city and [poor] institution district authorities now empowered or which may be hereafter empowered to levy taxes upon persons and property within the city shall on or before the first day of March in each year make out and deliver their respective duplicates of taxes assessed to the city treasurer as the collector of the said taxes which shall be collected by the city treasurer by virtue of his office as aforesaid. The proper county and school authorities shall make out and deliver the county and school duplicates of their respective taxes in such city at the time and in the manner provided by the school laws of the Commonwealth. All duplicates of taxes placed in the hands of said treasurer shall at all times be open to proper inspection of the taxpayers and of the proper auditing and examining officers of said city county or school district as the case may be and shall be delivered by said treasurer at the expiration of his term to his successor in office.

Section [2564] 2536 [Payment Over of Taxes] Deposits [Monthly Report]. [The city treasurer as collector of taxes shall once a month or oftener if required by ordinance or resolution pay over to himself as city treasurer or charge himself therewith all the city and poor taxes collected by him. At the same time he shall make a report or return to the director of accounts and finance verified by affidavit showing by whom and upon what real estate the city and poor taxes have been paid.] The city treasurer as collector of taxes shall pay over to himself as city treasurer in accordance with the provisions of the Local Tax Collection Law all the city taxes collected by him. He shall at the same time deposit [said moneys] all the city taxes so paid over to him into a bank or financial institution which shall be a city depository named by the city council [if a depository has been so named]. All such deposits shall be made in the name of the city treasurer as such or in the name of the city as council may provide.

Section [2558] 2537 Tax Liens Schedule of Uncollected Taxes Liability for False Return Upon the settlement of the duplicates of city county [poor] institution district and school taxes which by law are made a lien on real estate the city treasurer as collector of said taxes shall make out schedules of said city county school or [poor] institution district taxes uncollected upon his duplicates or those delivered to him by his predecessor with a brief description of the properties against which the same are assessed for the purpose of having the same entered for lien or sold according to law. The failure of the said collector to collect the said taxes from personal property when the same could have been collected shall not impair the lien thereof or affect any sale made for the collection thereof. In case any such collector shall make any wilfully false return he shall be liable therefor to any person or persons injured thereby.

Section [2569] 2538 Certification of Schedule. The schedule of unpaid city taxes shall be certified by the city treasurer as collector of taxes to the city solicitor for filing in court with the like force and effect as if certified by the city treasurer under existing laws. The schedule of unpaid school and [poor] institution district taxes shall be certified to such officer or person as is now or shall hereafter be designated to receive the same for filing as a lien in court and where no such persons is designated the said schedule may be certified to the solicitor of the authority levying the tax who may cause the said taxes to be registered as a lien in court under existing laws and the certifying of the said schedules by the city treasurer as a collector shall in all cases have the like effect as if the same had been certified by the city treasurer as aforesaid.

Section 25.2 Sections 2575 to 2586 inclusive of subdivision (c) Article XXV of said act are hereby respectively

renumbered sections 2541 to 2552 inclusive and as such are reenacted revised and amended to read as follows

(c) Sales of Real Estate for Delinquent Taxes

Section [2575] 2541 Public Sale of Property to Satisfy Tax Claims In addition to other remedies provided for the collection of delinquent city taxes the city treasurer may sell at public sale in the manner hereinafter provided any property upon which the taxes assessed and levied have not been paid and have become delinquent unless such property has already been purchased and is held for the benefit of all the tax levying authorities concerned

Section [2576] 2542 Time of Holding Sales Such sales shall be made on the first Monday in June in the year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned or on any first Monday of June in any succeeding year

Section [2577] 2543 Certification of Schedules of Taxes Where the treasurer has not already in his hands the duplicates of said taxes or certificates or schedules thereof any receiver or collector of taxes or other person having such delinquent taxes in his hands shall certify to the city treasurer schedules of all unpaid taxes with descriptions of the property assessed

Section [2578] 2544 Advertisement of Sales The city treasurer shall advertise for sale any of the property upon which it appears the taxes have not been paid as shown by the duplicates in his hands or by the returns or schedules certified to him as aforesaid Said advertisement shall be made once a week for three successive weeks prior to the day of sale in at least two newspapers of general circulation printed and published in the city and in case two newspapers are not published in said city then publication shall be made in two newspapers printed and published in the county in which the city is situate The city treasurer shall also cause to be posted or tacked in a conspicuous place on each parcel or lot of land advertised for sale at least ten days prior to the day of sale a notice stating that said property will be sold by said treasurer for delinquent taxes on a certain day and time and at a certain place within the city for which posting of notice he shall receive and tax as costs twenty-five cents for each notice No sale shall be valid where the taxes have been paid prior to said advertisement or where the taxes and costs have been paid after advertisement and before sale

Section [2579] 2545 Redemption of Lands by Owner or Interested Person Any lands so sold may be redeemed by the owner or by any one interested in said lands at any time within two years after such sale by the payment to the city treasurer of the full amount which the purchaser paid to said treasurer for taxes and costs and twenty-five per centum in addition thereto When the sale has been made for less than the taxes and costs the party redeeming shall pay to said treasurer the balance of taxes and costs which were not made by the sale of the said property In case there are any city taxes levied either before or after the said sale which remain unpaid the person redeeming shall pay the same and in case the purchaser has paid any taxes of any kind whatsoever assessed and levied against said property the same shall be reimbursed to said purchaser before any redemption shall take effect

Section [2580] 2546 Record of Sales to Be Kept City may Purchase Lands at Sale The treasurer shall keep in his office a book in which he shall enter all the sales made by him giving a description of each property sold the name of the person as the owner thereof as the same appears upon the duplicate or has been returned to him the time of sale and the price at which sold together with the cost The city shall have the right to bid at any such sale the amount of taxes and costs and if necessary purchase such lands

Section [2581] 2547 Payment of Purchase Price by Purchaser Resale for Default Any purchaser or purchasers at said treasurer's sale except the city as soon as the property is struck down shall pay the amount of the purchase money or such part thereof as may be necessary to

pay all the taxes and costs as also one dollar and fifty cents for the use of the prothonotary for entering the report of the treasurer filing surplus bond and acknowledgment of the treasurer's deed as hereinafter mentioned In case said amount is not forthwith paid after the property is struck down the sale may be avoided and the property put up again by the city treasurer at said sale or at any subsequent sale

Section [2582] 2548 Return of Sale The city treasurer shall promptly make a report and return to the court of common pleas wherein he shall set forth (a) a brief description of each parcel of real estate sold (b) the name of the person (where known) in which the same is assessed (c) the amount of tax and the year for which the same was assessed (d) the time when and the names of the newspapers in which the advertisement for sale was made with a copy of said advertisement (e) the time of sale (f) the name of the purchaser and (g) the price for which each respective property was sold

Section [2583] 2549 Confirmation of Sale Disposition of Objects Upon the presentation of said report or return if it shall appear to said court that such sale has been regularly conducted under the provisions of this subdivision (c) of this article the said report and sales so made shall be confirmed nisi in case no objections or exceptions are filed to any such sale in the office of the prothonotary within ninety days from the date of such [sale] confirmation a decree of absolute confirmation shall be entered as of course by the prothonotary Any objections or exceptions to such a sale may raise the legality of the taxes for non-payment of which the real estate was sold or the return thereof or the validity of the sale for the reason that the tax was actually paid or question the regularity or legality of the proceedings of the treasurer in any respect In case any objections or exceptions are filed they shall be disposed of according to the practice of the court and when the same are overruled or set aside a decree of absolute confirmation shall be entered by the court If such objections or exceptions are sustained and the court deems the defect not amendable it shall by its order or decree invalidate the sale From the decisions of the court of common pleas any party affected may appeal to the Supreme or Superior Court as in other cases If no objections or exceptions are filed as herein provided or if such objections or exceptions are finally overruled and the sale confirmed absolutely the validity of the assessment of the tax and the validity of the proceedings of the treasurer with respect to such sale shall not thereafter be inquired into judicially in equity or by civil proceedings by the person or persons in whose name such property was sold his her or their heirs or his her or their grantees or assigns subsequent to the date of assessment of the taxes for which such sale was made and such sale after the period of redemption shall be terminated shall be deemed to pass a good and valid title to the purchaser as against the person or persons in whose name such property was sold provided the purchaser has filed the bond for surplus moneys as hereinafter provided

Section [2584] 2550 Filing of Surplus Bond After any sale of property or lands for delinquent taxes has been confirmed by the court as aforesaid the purchaser or purchasers where the bid exceeds the taxes and costs as aforesaid shall make and execute to the said treasurer for the use of the persons entitled to a bond for the surplus money that may remain after satisfying and paying all the taxes and costs as aforesaid with warrant of attorney to confess judgment annexed thereto The treasurer shall forthwith file said bond in the office of the prothonotary of the proper county at the number and term where said report and return is filed The surplus bond filed as aforesaid from the time of the date of the deed for property thus sold shall bind as effectually and in like manner as judgments the land by said treasurer sold into whose hands or possession they may come The owners of said lands at the time of sale their heirs or assigns or other legal representatives may at any time within five years after such sale cause judgment to be entered in said court upon said bond in the name of said treasurer for the

use of said owners their heirs assigns or legal representatives as the case may be. In case the moneys mentioned in said bonds with legal interest thereon from the time it is demanded be not paid within three months after such entry execution may forthwith issue for the recovery thereof.

Section [2585] 2551 Acknowledgment and Delivery of Deeds. When the purchaser has paid the amount of his bid or such portion thereof as he is required to pay under this subdivision and has given the surplus bond as above required the city treasurer shall make the said purchasers his or their heirs or assigns a deed in fee simple for the lands sold as aforesaid and the said deed or deeds [to] duly acknowledge in the court of common pleas. Such acknowledgment shall be duly entered and recorded by the prothonotary of said court in the treasurer's deed book. For such service and the entry of the report of the city treasurer and filing surplus bond the prothonotary shall receive the sum of one dollar and fifty cents for each property sold.

Section [2586] 2552 Acknowledgment of Receipt of Redemption Money. Where the owner or other person interested in the land thus sold shall redeem the same and pay the satisfaction fee the city treasurer shall acknowledge the receipt of the redemption moneys upon the margin of the acknowledgment of the treasurer's deed as the same is entered and recorded in the prothonotary's office. Thereafter said deed shall be void and of no effect. Thereupon such owner or persons interested shall be entitled to have the treasurer's deed delivered up to him her or them by the purchaser for cancellation. The city treasurer shall pay to said purchasers all the moneys he had paid at the time of sale together with the twenty-five per centum penalty thereon and shall enter upon the book of sales kept by him as hereinbefore provided an acknowledgment or receipt showing that the owner or party interested redeemed the same giving date of redemption and amount of money received.

Section 25.3 Article XXV of said act is hereby further revised and amended by adding thereto a new subdivision subdivision (d) containing three new sections numbered 2560 to 2562 inclusive as follows:

(d) City Sales of Real Estate Purchased From Tax Claim Bureau

Section 2560 Real Estate Purchased from Tax Claim Bureau. Any city may by ordinance sell in the manner hereinafter provided any real estate owned by the city which has been acquired by the city by purchase from a tax claim bureau at public sales held by said bureau pursuant to the provisions of the Real Estate Tax Sale Law its amendments and supplements upon which real estate the city held at the time of such sale a lien or liens for municipal improvements.

Section 2561 Sale Procedure. After an ordinance has been passed authorizing and directing the sale of real estate as provided for in section two thousand five hundred sixty the city treasurer shall advertise such proposed sale once a week for three successive weeks in at least one newspaper of general circulation in the city. The advertisement shall give a brief description of the property to be sold sufficient to identify it as to location and character and the terms and conditions of sale shall ask for sealed bids for the purchase thereof. Direct all bids to be sent to the city clerk on or before a certain date and give any other information relating to such bids as may be necessary. Shall announce that the bids shall be opened and read at a public meeting of council to be held at a time fixed and that council shall have the right to reject any and all bids.

Section 2562 Delivery of Deed. If council accepts the highest responsible bid for such property the city treasurer shall within twenty days after such acceptance and upon the receipt of the purchase money deliver to the successful bidder his heirs or assigns a deed in fee simple for the property sold as aforesaid which shall be acknowledged by the mayor and attested by the city clerk.

(a) and (b) of Article XXVI of said act are hereby reenacted revised and amended as follows:

Article XXVI

Licenses and License Fees

(a) General Powers to License

Section 2601 License Taxes for Revenue Purposes. Council may by ordinance levy and collect a license tax for general revenue purposes not exceeding one hundred dollars annually on all photographers auctioneers contractors druggists hawkers peddlers produce or merchandise vendors bankers brokers other than real estate brokers undertakers pawnbrokers trading stamp or premium companies or dealers warehouses or storage houses or places parking lot operators merchants of all kinds persons selling or leasing goods upon installments grocers confectioners butchers wholesale meat dealers restaurants billiard parlors bowling alleys billiard tables pool tables and other gaming tables [drays hacks carriages omnibuses automobiles cart wagons and street railway cars including all other vehicles used in the city for hire or payload devices all motor buses and motor omnibuses trackless trolley omnibuses and street railway cars transporting passengers for pay or hire within the limit of the city or from such city only to points within a radius of ten miles of the city's boundaries all skating rinks operas theatres shows circuses menageries and all kinds of public exhibitions for pay except those for religious education or charitable purposes all lumber dealers commission men and all persons who make a business of buying lumber for sale at wholesale or retail all furniture dealers saddle or harness dealers stationers jewelers livery or automobile or boarding-stable keepers all market-house companies and owners of market-houses garage companies and owners of other than private garages express companies or agencies and all persons operating vehicles upon the streets of the city as carriers for hire or compensation which persons regularly pick up or deliver or otherwise transport wholly within or to or from the city property at an annual rate not in excess of ten dollars per vehicle so used but not to exceed one hundred dollars per annum from any person so operating. Provided however That in lieu thereof the city may levy an annual license tax not in excess of one hundred dollars upon any such person having a place of business located within the city and where no other license tax is imposed on telegraph telephone steam-heating gas natural gas water electric light or power companies or agencies or individuals furnishing communication light heat or power by any of the means enumerated and to regulate the collection of the same. If any person firm or corporation conducts a business at more than one location in the city the business conducted at each location shall be considered and assessed as a separate and independent business and shall be subject to a license tax. Provided That the word "business" as used in this [clause] sentence shall not be construed to mean or include any place of business at which the principal business conducted is that of selling storing or distributing products manufactured by the firm person or corporation operating the business. The taxes assessed under this section shall be in addition to all other taxes levied and collected by the city county or Commonwealth.

Section 2602 [Licensing] Regulation of Motor Vehicles. Each city may regulate the transportation by motor vehicles [not operated on tracks] not operated on tracks of passengers or property for pay within the limits of the city or from points in the city to points beyond the limits of the city. In such regulation the city may impose reasonable license fees make regulations for the operation of vehicles and may designate certain streets upon which such vehicles may only be operated.

Section 2603 Licensing of Plumbers. Council may license and provide for the collection of a license fee from all persons copartnerships associations or corporations engaged or engaging in the business or work of plumbing [and/or] or house drainage who shall have been certified as being

qualified to engage in such business in such manner as may be provided by ordinance or the laws of the Commonwealth

(b) Restrictions

Section 2610 Farmers No city shall levy or collect any license fee from any farmer [who sells] upon his sales of his own produce in or about the streets of the city but this provision shall not be deemed to restrict in any other way a city's power to regulate the conduct of such business

Section 26.1 Section 2611 of said article and act is hereby repealed

Section 26.2 Section 2612 and 2613 subdivision (b) are hereby renumbered sections 2611 and 2612 respectively and as such and together with sections 2620 and 2622 inclusive subdivisions (c) and sections 2630 to 2640 inclusive subdivision (d) all of said article and act are reenacted revised and amended as follows

Section [2612] 2611 Insurance Business No city shall levy or collect any license fee upon insurance companies or their agents or insurance brokers authorized to transact business under the laws of the Commonwealth

Section [2613] 2612 Persons Taking Orders by Samples No city shall levy or collect any license fee or mercantile tax upon persons taking orders for merchandise by sample from dealers or merchants for individuals or companies who pay a license or mercantile tax at their chief places of business Nothing in this section shall authorize any person to sell by retail to others than dealers or merchants

(c) Transient Retail Merchants

Section 2620 Power to Regulate and License Every city shall have power by ordinance to regulate and license each and every transient wholesale and retail business within such city for the sale of goods wares or merchandise and to prohibit the commencement or doing of any such business until or unless the license required by such ordinance has been procured from the proper authorities by the person firm or corporation desiring to commence such transient wholesale and retail business and to enforce such ordinances by penalties not exceeding three hundred dollars and by other appropriate means The amount of such license shall not exceed two hundred dollars for each month or fractional part thereof during which any such sale is continued

Section 2621 Exceptions Nothing contained in this subdivision (c) shall be construed to apply (1) to farmers selling their own produce (2) to the sale of goods wares and merchandise donated by the owners thereof the proceeds whereof are to be applied to any charitable or philanthropic purpose or (3) to any manufacturer or producer in the sale of bread and bakery products meat and meat products or milk and milk products

Section 2622 Commonwealth License Saved Nothing contained in this subdivision (c) shall be construed to relieve any person partnership or corporation from the duty of taking out a license or from the payment of any license tax imposed or authorized by any other statute of this Commonwealth

(d) Public Dances and Dance Halls

Section 2630 Definitions The term "public dance" or "public ball" as used in this subdivision (d) shall be taken to include any dance or ball conducted in connection with instruction in dancing for hire and any dance or ball to which admission may be had by the payment of a fee or by the purchase possession or presentation of a ticket or token or in connection with which a charge is made for caring for clothing or other property and any dance or ball to which the public generally may gain admission with or without the payment of a fee

The term "dance hall" or "ball room" as used in this subdivision shall be taken to include any room place or space in which a public dance or public ball is herein defined shall be held and any room hall or academy in which classes in dancing are held and instruction in dancing is given for hire

Section 2631 Permits for Dances Fees No person persons society club or corporation shall hold a public dance or public ball within the limits of any city without having first obtained a permit therefor from the mayor thereof except for dances held and conducted by regularly established instructors in dancing in connection with such instruction

The fee for such permit which shall be paid at the time of the issuing thereof shall be one dollar for each public dance or ball

Section 2632 Dance Halls Ball Rooms and Academies to be Licensed Fees It shall be unlawful to hold or conduct any public dance or public ball or to hold or conduct classes in dancing or to give instructions in dancing for hire in any hall ball room or academy within the limits of any city unless the dance hall or ball room or academy in which the same may be held shall have been duly licensed for such purposes

Application for such license shall be made by the proprietor of such dance hall or ball room or academy to the mayor who is hereby authorized to issue the same

The fee payable for each such license granted hereunder shall be as follows

In the case of dance halls maintained and conducted in connection with regularly established instruction in dancing and exclusively used in such connection the annual license fee shall be ten dollars

In the case of all other dance halls and ball rooms the annual license fee shall be fifteen dollars

Each license granted hereunder shall expire on the first day of June of each year

The fee payable for each license granted hereunder shall be for the whole or any portion of a calendar year and all moneys received by way of license fees hereunder shall be paid into the general fund of the city

Every licensed public dance hall or ball room or academy shall post its license in a conspicuous place within the hall where the dance is held

Section 2633 Mayor to Investigate Applications It shall be the duty of the mayor to cause an investigation of all applications for public dance hall or ball room licenses to determine whether or not the dance hall ball room or academy sought to be licensed complies with the rules regulations ordinances and laws applicable thereto and in making such investigation he shall when desired have the assistance of any department of the government of the city

Section 2634 Safe and Proper Places only to Be Licensed No license for a public dance hall or ball room or academy shall be issued until it shall be ascertained that the place for which it is issued complies with and conforms to all laws ordinances health and fire regulations applicable thereto and is a safe and proper place for the purpose for which it shall be used properly ventilated and supplied with sufficient toilet conveniences

Section 2635 Revocation of Licenses The license of any public dance hall or ball room or academy may be forfeited or revoked by the mayor for disorderly or immoral conduct on the premises or upon proof that the dance hall ball room or academy was frequented by disorderly or immoral persons or for the violation of any of the rules regulations ordinances and laws governing or applying to public dance halls ball rooms or academies or public dances If at any time the license of a public dance hall ball room or academy shall be forfeited or revoked at least three months shall elapse before another license or permit shall be granted for dancing on the same premises

Section 2636 Licensed Places to Be Kept Clean All public dance halls or ball rooms or academies shall be kept at all times in a clean healthful and sanitary condition and all stairways and other passages and all rooms connected with public dance hall ball room or academy shall be kept open and well lighted

Section 2637 Inspection of Licensed Places Power of Police to Vacate All public dance halls ball rooms and academies shall be subject to inspection by the police department of the city at all reasonable times and whenever they are open for dancing instruction in dancing or for any other purpose

Any police officer shall have the power to cause the place hall or room where any public dance or ball is given to be vacated whenever any provision of any law or ordinance with regard to public dances and public balls is being violated or when ever any indecent act shall be committed or when any disorder of a gross violent or vulgar character shall take place therein

Section 2638 Persons Under Sixteen to be Excluded after Nine O'Clock Post Meridian It shall be unlawful after nine o'clock post meridian to permit any person to attend or take part in any public dance who has not reached the age of sixteen years

Section 2639 Halls to be Closed at One O'clock Ante Meridian All public dances shall be discontinued and all public dance halls shall be closed on or before the hour of one o'clock ante meridian Provided however That upon the application of a bona fide organization or society and upon an investigation by the proper authority the mayor may grant such organization or society a permit to continue a dance until two o'clock ante meridian

Section 2640 Penalties Any person persons society club or corporation who shall violate any of the provisions of this subdivision (d) shall be subject to a penalty of twenty-five [(\$25.00)] dollars to be recovered with costs in a summary proceeding

Section 26.3 Said act is hereby amended by adding to Article XXVI thereof a new subdivision (e) and therein a new Section 2650 as follows

(e) Parking Lots for Profit

Section 2650 Regulation Revenue Bonding Operators For the purposes of protecting the public and of raising revenue each city may enact suitable ordinances regulating the business of operating for profit parking lots within the city License or permit fees may be charged and collected from the operators of such parking lots Any city adopting such a regulatory plan shall require from each operator a bond to be approved by council for the protection of the public from loss of or damage to the vehicles parked stored or placed under the jurisdiction of such parking lot operator

Section 27 Section 1709 and 2710 of Article XXVII of said act are hereby renumbered section 2702 and 2703 respectively and they and section 2701 of said article and act are reenacted revised and amended as follows

Article XXVII

Indebtedness

Section 2701 No Unauthorized Debt to Be Created No city and no municipal department thereof shall create any debt except in pursuance of previous authority of law or ordinance

Section [2709] 2702 Sinking Fund Commissioners Duties The mayor treasurer and director of accounts and finance of each city shall constitute a board of commissioners of the sinking fund of the city The mayor shall be chairman and the director of accounts and finance secretary The board shall keep the accounts of the sinking fund see to their proper application and superintend the investment of the same in accordance with law and the directions of the city council The council shall not direct the investment of any moneys to the credit of the sinking fund except in the loans of the city the loans of the United States or the loans of the [State] Commonwealth of Pennsylvania The income derived from any investments shall be credited and applied to the sinking fund or funds respectively The commissioners shall meet as often as may be necessary keep a record of the proceedings and shall annually in the month of January make a report to council of the condition and application of the fund together with such recommendations in relation thereto as they shall deem expedient

Section [2710] 2703 Liability in Bond Transfers All certificates of loans issued by a city shall be transferable by the legal owner thereof without any liability on the part of the transfer agents of the city to recognize or see to the execution of any trust whether expressed or implied or constructive to which such loans may be subject unless

such transfer agents of the city shall have previously received notice in writing signed by or on behalf of the person for whom such loans appear by the certificate thereof to be held in trust that the proposed transfer would be a violation of such trust

Section 28 Sections 2801 to 2807 inclusive of said act are hereby reenacted revised and amended to read as follows

Article XXVIII

Procedure For the Exercise of Eminent Domain and the Assessment of Damages and Benefits By Viewers

Section 2801 Exercise of Eminent Domain In the laying out opening widening extending vacating grading or changing the grades or lines of streets [lanes or alleys] the construction of bridges and the piers abutments and approaches therefor the construction of slopes embankments and sewers including storm water drains the erection and extension of waterworks wharves and docks public building public works filtration plants sewage systems sewage treatment works garbage disposal plants lands and places for the disposal of ashes and other refuse materials gas plants electric power and light plants houses of detention workhouses poor farms poor houses fire engine houses hospitals public auditoriums memorial buildings [gymnasiums public baths swimming pools indoor recreation centers] comfort stations waiting stations drinking fountains and libraries the establishing of [parks and playgrounds] recreation places and changing of water courses the acquisition of lands for use of National Guard and for all other purposes authorized by this act and the laws of the Commonwealth a city may enter upon appropriate take use occupy injure or destroy private lands property toll bridges or material All such action by the city shall be provided for by ordinance A copy of each such ordinance shall be recorded within thirty days after its enactment in the office of the recorder of deeds in and for the county or counties wherein such property is situate and shall be indexed in the name of the property owner affected thereby A Copy of the ordinance shall be sent by registered mail to each such property owner at his last known address

Section 2802 Restrictions as to Certain Property In addition to the restrictions made by other provisions of this act in particular cases no city shall exercise the right of eminent domain as against land now occupied by any building which was used during the Colonial or Revolutionary period as a place of Assembly by the Council of the Colony of Pennsylvania the Supreme Executive Council of the Commonwealth of Pennsylvania or the Congress of the United States or as against the land occupied by any fort redoubt or blockhouse erected during the Colonial or Revolutionary period or any building used as headquarters by the Commander-in-Chief of the Continental Army or as against the site of any building fort redoubt blockhouse or headquarters which are preserved for their historic associations and not for private profit The Colonial and Revolutionary period shall be taken as ended on the third day of September one thousand seven hundred and eighty-three

Section 2803 Right to Damage for Injury to Property The right to damages against [cities] a city is given to all owners or tenants of lands property or material abutting on or through which pass [roads] streets [lanes or alleys] injured by the laying out opening widening vacating extending or grading of such [roads] streets [lanes or alleys] or the changing of the grades or lines thereof the construction and the vacation of bridges and piers abutments and approaches therefor and the construction of sewers over upon or through such lands or property and in all other cases where the power of eminent domain is exercised by a city and property is taken injured or destroyed

Section 2804 Damages for Vacations Whenever viewers are appointed to vacate any [road streets or highway] street and the vacation of the same takes no land from the owner abutting [thereof] thereon if in the opinion of the viewers such vacation [damages] injuries the property of the abutting owner they may award damages

to such owner as though land has been actually taken and such damages shall be ascertained as provided in this article

Section 2805 Damages Due to Grade Plan to Show Change of Grade In all cases of assessment of damages for the opening or widening of any street [or highway] the award of damages if any shall include all damages due to the grade at which said street [or highway] is to be opened or widened and the plan attached to the report of the viewers awarding the damages shall have therein a profile plan showing the existing grade as well as the grade to which said street is to be opened and widened

Section 2806 Pledge of Credit of City in Lieu of Bond Whenever any city shall exercise the power of eminent domain for any of the purposes authorized by law it shall not be necessary for such city to give or tender security for the taking injury or destruction of [private] land or property but the funds raised or proper and lawful to be raised by the power of taxation in such city shall be pledged and are hereby made security to the owner or owners of [private] land or property so taken injured or destroyed for all damages which they may sustain on account of such taking injury or destruction and such cities shall not be required to give or tend any further security or to give or tend any bond or bonds whatsoever unless by proper petition it shall appear to the [proper] court that the power of taxation of such city is not sufficient security in a particular proceeding in which case [said] the court may require such city to give or tender such bond [therein] for the benefit of the petitioners with surety as the court shall deem sufficient additional security therein

Section 2807 [Possession of Property upon Tender of Bond Whenever in any condemnation proceedings any city has upon order of the court tendered a bond to secure the payment of damages and the same has been accepted or if the acceptance has been refused and the bond has been filed in and approved by the court the city shall have the right to immediate possession of the property] Right To Immediate Possession Any city shall have the right to immediate possession use or control of land or property condemned by it unless upon petition the court has ordered bond with surety to be given whereupon the city's right to immediate possession shall be postponed until compliance with the order of the court

Section 28.1 Section 2808 and 2809 of said article and act are hereby repealed

Section 28.2 Sections 2810 to 2817 inclusive are hereby respectively renumbered 2808 to 2815 inclusive and as such are renacted revised and amended as follows

Section [2810] 2808 Notice to Quit Possession Procedure If the owner lessee or occupier shall refuse to remove his personal property or give up possession of any property taken by the city in the exercise of its power of eminent domain the city may serve written notice upon such owner lessee or his agent or the occupier to remove his personal property and give up possession of such property within sixty days from the date of the service of such notice

If the owner lessee or occupier shall refuse to remove his personal property and give up possession upon proof of the service of the notice a writ of habere facias possessionem shall forthwith issue directing the sheriff to give to the city possession

Section [2811] 2809 Value of Land or Property Not to Be Assessed as Benefits Exception In all cases of the appropriation of land or property for public use other than for [roads or] streets it shall not be lawful to assess any portion of the damage done to or value of the land or property so appropriated against the other property adjoining or in the vicinity of the land or property so appropriated

Section [2812] 2810 Plans of Lands and Properties Condemned to Be Furnished to Viewers In all proceedings to assess damage for the taking injury or destruction of private land or property for public use the city taking injuring or destroying such land or property for said purpose shall furnish the [board] jury of [viewers] view

with a correct plan of all lands and properties affected showing all buildings or other structures thereon their [width] length [elevation and cubical contents] width and height their interior cubic capacity and square feet of floor space names of all owners tenants or occupiers thereof the topography of the land and the grades and widths of all [highways] streets running through or abutting on said lands or properties and all other data necessary for a proper determination of the amount of damages caused by the taking injury or destruction of [said] the private land or property

[Said] The plans shall be prepared and ready for the use of the viewers at their first meeting and copies thereof shall be furnished to all owners tenants and occupiers of the land and property and all other parties affected thereby without charge

Section [2813] 2811 Condemnation Petition to Specify Liens Exception In all proceedings instituted for the condemnation and appropriation of property by the exercise of the right of eminent domain excepting proceedings to ascertain damages and benefits by reason of street or sewer improvements the petition for the appointment of viewers therein shall contain allegations specifying any judgments mortgages or other claims (hereinafter designated "liens") which are liens upon the land and property sought to be appropriated or condemned as aforesaid

Section [2814] 2812 Findings of Facts as to Liens Testimony shall be taken in said proceedings to ascertain the amounts of said liens and the dates of the entry of the same and the amounts of said liens and the dates of entry thereof shall be found as facts by the viewers in said proceedings Certified lists of liens [filed in the office of the prothonotary] from the Department of Revenue the courts of the Commonwealth and the United States shall be prima facie evidence of the existence dates amounts dates of entry and places of record of said liens and unless modified or overcome by competent oral or documentary evidence shall be conclusive upon the parties thereto as to items just specified

Section [2815] 2813 Reports of Viewers as to Liens Appeals Distribution to Lien Creditors Discharge of Liens Where it appears that liens exist as aforesaid which are liens upon land or property sought to be condemned and appropriated as aforesaid a report of the facts found as aforesaid shall be made to the court having jurisdiction of the proceeding which report shall be subject to exceptions in manner to be regulated by the Supreme Court by general rules prescribed amended and published from time to time and upon the findings in relation to said liens being finally found by said court having jurisdiction of said proceedings said court shall make an order directing the payment and distribution of the amount found to be payable as compensation to the parties entitled thereto first to the owners of said liens in the order of their priority then to the owners of the land or property appropriated as aforesaid [Provided however That] Any of the parties interested shall have the right of appeal from said order of distribution to the Superior and Supreme Courts of the Commonwealth as shall be determined by the amount distributed to said parties respectively in manner now provided by law Payment in accordance with said order of distribution shall absolutely discharge the party making said payment from all claims of whatsoever nature by any [person firm corporation or] claimant as against said land or property when the payment thereof shall be evidenced by a receipt of record in said proceedings and in said receipt and on the record thereof any claimant may reserve the right to pursue the owner of said land or property for any balance due upon his lien against any other land or property or assets of the said owner

Section [2816] 2814 Vesting Title Upon payment of the compensation for land or property appropriated as aforesaid in accordance with said order of distribution title to the land or property appropriated shall vest in the [taker thereof] city in accordance with provisions of the law under which such appropriation is made and all claims

for compensation shall be deemed paid and satisfied as herein provided

Section [2817] 2815 Competency of Evidence as to Market Value of Land or Property In all proceedings arising from the exercise of the right of eminent domain it shall be competent for all witnesses called when duly qualified to state their opinion as to the market value of the land or property before the exercise of the right of eminent domain and as unaffected by it and its market value immediately after the exercise of the right of eminent domain and as affected thereby

(a) To state in detail and [costs] amounts all the elements of benefit or damage which they have taken into consideration in arriving at their opinion

(b) In arriving at their opinion as the market value immediately after the exercise of the right of eminent domain to add to their opinion of the market value before such exercise the cost or value of all the elements of benefit or advantage and to deduct therefrom all disadvantage or damage in order to arrive at the market value after such exercise of the right of eminent domain and as affected thereby

(c) In all proceedings to assess damages or benefits for the opening of any street [alley or other highway] to take into consideration as one of the elements of advantage or disadvantage the cost of street improvements

In all claims for damages against a city arising from the exercise of the right of eminent domain it shall be competent for the party or parties claiming damages to offer in evidence as a declaration against interest the value of the land or property affected as assessed for the purpose of taxation

Section 28.3 Said act is hereby amended by adding to Article XXVIII two new sections numbered 2816 and 2817 as follows

Section 2816 Exceptions and Appeals In all cases of the exercise of the power of eminent domain by a city any interested party may file exceptions in the court of common pleas raising questions of law as to damages assessed or of benefits assessed whether by the report of viewers or otherwise within thirty days or such other period as the court shall allow from the determination or confirmation nisi of such damages or benefits From findings of fact as to any matters involved in any such assessment any interest party may appeal to the court of common pleas as provided herein for exceptions

Section 2817 Payment Into Court Satisfaction Whenever any interested party shall not have appealed from the assessment of damages or benefits to the court of common pleas and when no exceptions are pending therein which might affect him the city may if the party refuses to accept payment of the award or judgment petition the court to pay the amount thereof and costs into court The court shall order proper notice to be given the person so refusing to accept payment and thereafter if the court shall find no good cause for such refusal shall order payment of the award and costs into court and the satisfaction of the award or judgment thereon

Section 28.4 Sections 2818 to 2848 inclusive of said article and act are hereby reenacted revised and amended as follows

Section 2818 Proceedings Where Assessments by Viewers Waived In any proceeding to ascertain the damage caused to any owner of [property] lands or properties by reason of the appropriation of property for public use where the owner and city cannot agree upon the amount of damage done the parties may by agreement waive the right to have such damages assessed by viewers and the owner may file his claim in the court of common pleas of the county and rule the [defendant] city to plead thereto within fifteen days from the service of such rule upon [the city] it and the suit shall be proceeded with as if an award of viewers has been filed and an appeal had been taken therefrom

Either party to such an action may on motion have the jury visit and view the property affected

Section 2819 Petition for Viewers Time of Meeting Except as is [in this act] otherwise provided in this act in case the compensation for damages or benefits accru-

ing from the exercise of the right of eminent domain [and/] or from the erection and construction of public improvements [have] has not been agreed upon [any] the court of common pleas or any law judge thereon in vacation on application thereto by petition by the city or any person [affected] interested shall appoint three viewers from the board of viewers of the county [to view and ascertain the damages done and/or the benefits which have accrued by reason of the said taking use occupancy or injury or the erection and construction of public improvements] and appoint a time not less than twenty nor more than thirty days thereafter when the viewers shall meet at [or upon] the place of the improvement and view the same and the premises affected thereby

Section 2820 When Viewers May Be Appointed The viewers provided for in the preceding section may be appointed before or at any time within six years after the entry taking appropriation or injury or the passing of an ordinance providing for the same or the completion of any public improvement

Section 2821 Notice of Meeting of Viewers Except [when] as otherwise [in this act] provided in this act the viewers shall give at least ten days' notice of the time of their first meeting by publication in one or more newspapers of [the county] general circulation in the city and by hand-bills posted upon the premises or otherwise as the court shall direct

Section 2822 Swearing Viewers Hearing [Report] Schedules of Damages and Benefits The [said] viewers [or any two of them] having been [duly] sworn or affirmed faithfully justly and impartially to decide and [to make] a true report to make concerning all matters [and things] to be submitted to them and in relation to which they are authorized to inquire [in pursuance of the provisions of this act] and having viewed the premises [or] and examined the land or property [or materials] shall [estimate] hear all parties interested and their witnesses and shall determine the [quantity quality and value of said land so taken occupied or injured or to be taken occupied or injured or the property and materials so used or taken away if any as the case may be and having a due regard to and making just allowance for the advantages which may have resulted or which may seem likely to result to the owners of said land property or material in consequence of the making of the improvements aforesaid for which the property or materials if any are to be taken and having made a fair and just comparison of said advantages and disadvantages they shall estimate and determine their value and whether any and if any what amount of] damages [has been or may be sustained] for land or property taken injured or destroyed if any and to whom the same are payable and [after] having determined the damages [sustained to all the properties affected by said improvement] together with the benefits they shall prepare a schedule thereof [and make report thereof to the said court]

Section 2823 Assessment of Damages and Benefits [Council may provide by ordinance for the payment of] The damages [sustained by making public improvements or by the vacation of any public highway either by the city or in the case of the taking or injury of property for roads and streets by assessment upon property benefited by such improvement and in] may be paid in whole or in part by the city or may be assessed in whole or in part upon the land or property benefited In the latter case the viewers [appointed to assess] having first determined the damages apart from the benefits shall [also] assess the total cost of the improvement or so much thereof as may be just and reasonable upon [any property] the lands or properties peculiarly benefited [by such improvements such amount for the special advantages which may accrue to the said several properties from such improvements as they may deem proper] including in the assessment all parties for which damages have been allowed and shall report the same to the [said] court The total assessments for benefits shall not exceed the total damages awarded or agreed upon

Section 2824 Assessment Awards In proceedings to assess damages and benefits if the land or property is both

benefited and damaged by such improvements the excess of damages over benefits or the excess of benefits over damages or nothing in case the benefits and damages are equal shall be awarded to or assessed against the [several owners] owner of land and property affected thereby

Section 2825 Separate Reports of Damages and Benefits The [preceding section shall not prevent the] viewers [from making] shall make a separate report of the damages and benefits respectively [In such event if] If the damages to the land or property of any person be greater than the benefits or if the benefits be greater than the damages or if the damages and benefits be equal [in either case] the viewers shall strike a balance and carry the difference forward to another column so that the assessment shall show what amount is to be received or paid by the land or property owner and the difference only shall be collectible of or paid to such land or property owner Appeals taken from the report of the board of viewers shall be from such net amount only

Section 2826 Notice When Schedules Will be Exhibited The viewers shall give notice to all parties to whom damages are allowed or upon whom assessments for benefits are made of a time not less than ten days thereafter and of a place where the viewers will meet and exhibit their schedule and hear all exceptions thereto

Section 2827 Service of Notice [Such] The notice required by the preceding section shall be given in the manner provided by law for the service of a summons in a personal action, if the parties can be found in the [city] county in which the city is located or upon an adult person residing upon the land or property affected by the assessment in case the owner or reputed owner cannot be found in said county and to all others by publication once in the newspaper or newspapers in which the first notices of the view were published and by posting conspicuously on the premises Council may by ordinance provide by whom the notice shall be served and posted and fix the compensation for such service

Section 2828 Report of Viewers Plan of Improvements After making whatever changes are necessary the viewers or a majority thereof shall report to the court [within three months from the date of their appointment unless the time for so doing shall be extended by the court] showing the damages and benefits allowed and assessed in each case and file therewith a plan to be secured or prepared by the viewers showing the improvement the lands or properties taken injured or destroyed and lands or properties benefited

Section 2829 Notice of Filing of Report When the report is filed notice thereof shall immediately be given by publication once in the newspaper or newspapers publishing the notice [of the meeting of viewers] provided for in this article Such notice shall state the date of filing of the report contain a schedule of the damages allowed and benefits assessed and shall state that unless exceptions [be] are filed thereto or an appeal to the court of common pleas is taken therefrom within thirty days from the date of filing the report will be confirmed absolutely

Section 2830 City to Pay [Court] Costs of Proceedings The cost of the proceedings including court costs except the compensation of the viewers shall be paid by the city

Section 2831 Judgment for Amount of Award Execution Collection of Assessments Payment of Damages Into Court in Certain Cases If any damages be awarded and the report be confirmed [by the said court judgment shall be entered thereon and if] absolutely the amount thereof shall be [not] paid within thirty days after the entry of such judgment and if not so paid execution may then issue thereon [as in other cases of debt] for the sum so awarded but assessments for benefits shall be collected as provided by law

When no appeal is taken from the report as hereinafter provided and judgment of absolute confirmation is entered and the parties to whom damages have been awarded refuse to accept payment of such award or judgment then it shall be lawful for such city upon petition to the court after notice as ordered by court to pay the amount of the award and costs into the court The court upon such payment shall order the satisfaction of the award or judgment

Section 2832 Exceptions to Report of Viewers Within thirty days after the filing of any report any party [affected] interested may file exceptions to the same and the court shall conform modify or change the same or change the assessments made therein or refer it back to the same or new viewers

Section 2833 Confirmation of Report of Viewers When the report is filed the prothonotary shall mark it confirmed nisi In case no exceptions are filed thereto or no appeal taken therefrom he shall [at the expiration of thirty days] enter a decree that the report is confirmed absolutely

Section 2834 Effect of Exceptions on Confirmation of Report When exceptions are filed which affect the entire report the same shall not be confirmed absolutely as to any part thereof until the exceptions have been finally disposed of When the exceptions do not affect the entire report the court shall confirm the assessments to which exceptions have not been taken

Section 2835 Appeals from Confirmation After Exceptions Within three months after the confirmation of any report following the filing of exceptions thereto any party [affected] interested may appeal from the decree of the court below to the Superior or Supreme Court as the case may be

Section 2836 Effect of Appeals When any appeal is taken from the action of the court of common pleas confirming any viewers' report or part thereof if the [appeal affects the entire report it shall have the effect of suspending the absolute confirmation thereof until the appeal is finally disposed of but where the appeal is to matters which do not affect the entire report or any other assessment such appeal shall affect only the particular assessment for which the appeal is taken

Section 2837 Filing Assignment of Error Et Cetera In order to determine whether any appeal affects the entire report or any particular assessment the appellant shall file in the court below before or at the time of filing his writ of certiorari a copy of his [specifications or] assignments of error or statement of the grounds of appeal Upon failure so to do the city or any party affected may by notice or rule upon the appellant cause such [specifications] assignments of error or statement of the grounds of appeal to be filed

Section 2838 Certificate of Judge of the Court Below Upon the request of the city or any party affected the court below or any judge thereof in vacation shall certify whether the appeal affects the entire report and said certificate shall be conclusive Where the court or judge certifies that the appeal will affect the entire report no further proceedings shall be taken in the court below until after the final action of the appellate court but where the court or judge certifies that the appeal will affect only a particular assessment then the confirmation of all other assessments shall be final

Section 2839 Effect of Affirmation of Decree of Court Below If on any appeal the action of the court below is affirmed the date of the decree or judgment of the appellate court shall be taken as the day on which the report was finally confirmed

Section 2840 Consolidation of Appeals Where any appeal is taken to the Supreme Court and an appeal is also taken to the Superior Court and the appeals in both cases are substantially the same the Superior Court may certify such appeal to the Supreme Court to be heard with the other appeals from the same report

The Supreme Court shall consolidate all such appeals and hear them as one case Where several appeals are taken from the confirmation of the same report either to the Superior or Supreme Court and the grounds of appeal are similar the appellate court may consolidate the appeals

Section 2841 Appellants May Unite in Appeals Effect Thereof Several parties may unite in a single appeal either to the Superior or Supreme Court where the grounds of appeal are similar but the uniting of the appellants shall not unite the amounts or change the jurisdiction When the appeal is taken by each appellant singly would be to the Superior Court then the appeal shall be to that court

but if the appeal of any one appellant would be to the Supreme Court then the joint appeal shall be to that court. If an appeal has been taken to the Supreme Court any other party without regard to the amount involved if the grounds of appeal are similar may appeal to the same court and join in such appeal.

Section 2842 Appeals from Reports of Viewers for Jury Trial Within thirty days after any report of viewers is filed in the court of common pleas any party whose land or property is taken injured or destroyed or [who is assessed benefits] against whom benefits are assessed or the city may appeal to the court of common pleas and demand a trial by jury. Several parties may unite in a single appeal and where the grounds of appeal are similar the court may hear such appeals as one proceeding but each party shall in any event be entitled to demand a separate trial by jury. Where an appeal is so taken as to a portion of the report the portion not appealed from shall be confirmed absolutely at the expiration of thirty days after the report is filed in court. The appeal shall state the grounds upon which it is taken and shall be signed by the appellant or by his agent or attorney and shall be accompanied by an affidavit that it is not taken for the purpose of delay but because the appellant believes that injustice has been done.

Section 2843 Costs Upon the trial of any such appeal in case the party appellant does not obtain a verdict more favorable than was the report of the viewers [as finally confirmed] the appellant shall not recover any costs.

Section 2844 Notices Appeals from the Court Below. The court of common pleas shall order what notices shall be given in connection with such proceedings and may by rule or otherwise prescribe the form of pleadings. After verdict and final judgment either party may within three months appeal to the Superior or Supreme Court.

Section 2845 Appeals to the Wrong Court Should any appeal [under this article] to the Supreme or Superior Court be made to the wrong court such court shall certify the appeal to the court to which it should have been taken.

Section 2846 Appeals Not to Prevent Filing Liens No appeal [taken under this article] to any court shall prevent the filing of liens by any city for any assessment [of benefits] made by any such report but upon the final termination of the issue the court shall make such order as to the lien filed as shall appear right and proper.

Section 2847 Discontinuance of Proceedings If any city shall repeal any ordinance or discontinue any proceeding providing for any of the improvements mentioned in this article prior to the entry upon taking or injury to any land or property or appropriation of materials [and within thirty days after the filing of the report of the viewers assessing damages and benefits] the city shall not be liable to pay any damages which have or might have been assessed but all costs upon any such proceedings shall be paid by the city [including attorney's fees such to be fixed by the court on behalf of the owner or owners] together with any actual damage sustained by reason of such proceeding.

Section 2848 Assessments to Bear Interest All assessments for benefits costs and expenses [and all damages allowed] shall bear interest at six per centum per annum from the expiration of thirty days after they shall have been finally ascertained and shall be payable to the city treasurer.

Section 28.5 Said act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) is hereby amended by adding to Article XXVIII thereof three new sections numbered 2849 2850 and 2851 to read as follows:

Section 2849 Damages to Bear Interest The amount of damages allowed in a report of viewers or otherwise for the taking injury or destruction of land or property by the city's exercise of the right of eminent domain shall as finally confirmed bear interest at the rate of three per centum per annum from the date of the confirmation nisi of the report.

Section 2850 Title Acquired In all cases where land or property is acquired by the city in eminent domain proceedings other than for street purposes or is acquired

by gift purchase or otherwise the title obtained by the city shall be in fee simple or like absolute ownership. Provided That in particular instances a different title may by agreement or consent be acquired.

Section 2851 Land Transferable If the project or purpose for which any land or property has been taken received or acquired shall be abandoned for any reason the land or property thus obtained may be used for other city purposes or sold leased or otherwise disposed of.

Section 29 Section 2901 to 2906 inclusive subdivision (a) sections 2915 to 2922 inclusive subdivision (b) and sections 2930 to 2936 inclusive subdivision (c) all of Article XXIX of said act are hereby reenacted revised and amended to read as follows:

Article XXIX

Streets [and Highways]

(a) Plans and Location

Section 2901 General Plan of [Highways] Streets Every city shall have a general plan or topographical survey of its [highways] streets [and alleys] including those which have been laid out but not opened. It shall be made by the city engineer or by such other professional engineer in civil engineering and assistants as council may engage.

Section 2902 Filing Plans Subdivisions. The plan shall be filed in the office of the city engineer or other proper office of the city and all subdivisions of property thereafter made shall conform thereto.

Section 2903 Alterations Maps and Plots to Be Approved. The location of [highways] streets [or alleys] laid out by council shall not afterwards be altered without the consent of council. No [map] plan or plot of [highways] streets [or alleys] shall be entered in any public office of the county until approved by council.

Section 2904 Location of [Highways] Streets Cities may by ordinance locate [highways] streets [and alleys] and include therein [highways] streets [and alleys] theretofore opened or used for [highway purposes] public travel and may locate [highways] streets [or alleys] theretofore opened or used for [highway purposes] public travel of a greater width and may revise the lines of such [highways] streets [or alleys] in accordance therewith and place the same on the general plan of such city. All subdivisions of property thereafter made shall conform thereto.

Section 2905 Locations Not to Authorize Entry No such location shall authorize the entry upon or appropriation of any property within such located [highway] street [or alley] not theretofore opened or used for [highway purposes] public travel nor shall the same interfere in any way with the rights of the owners to the full use of such property except as hereinafter provided.

Section 2906 No Damages Allowed for Erections Upon Located [Highways] Streets No person shall recover any damages for the taking for public use of any buildings or improvements constructed within the lines of any located [highway] street [or alley] after the same shall have been so located and any such building or improvement shall be removed at the expense of the owner.

(b) Opening Widening Extending Straightening and Vacating

Section 2915 Power to Open Etc Cities with or without any petition of property owners may open widen straighten alter extend and improve and may establish or re-establish the grades of and keep in order and repair and in safe passable condition any [highway] street [avenue alley or lane] or any part thereof within the city limits or may vacate and discontinue the same whenever deemed expedient for the public good [(including the right to vacate highways laid out by the Commonwealth which have remained unopened for thirty years)] and provide for the payment of the cost thereof either in whole or in part from the general revenues of the city. Cities may vacate highways laid out by the Commonwealth within their limits which highways have remained unopened for thirty years.

Section 2916 Ordinances When No Petition Is Pre-

sented Any ordinance for the opening widening straightening extending or vacating of any [highway] street [avenue alley or lane] without petition of property owners shall be adopted by the affirmative vote of at least four members of council No such ordinance shall be finally adopted until the expiration of twenty-eight days from the date of its introduction and in the meantime copies thereof shall be published in one or more of the newspapers of the city once a week for three consecutive weeks immediately following the introduction thereof and in case no newspaper is published in the city then in the same manner in one newspaper published in the county

Section 2917 Erection of Improvements Restricted Any ordinance widening or straightening any [highway] street [avenue alley lane] or part thereof shall fix the new line or lines and may require that thereafter no owner or builder shall erect any new building or rebuild or alter the front of any building already erected without making it conform to the new lines In which case the land owner's right of action shall accrue only when the city actually enters on and occupies the land within the said lines or the said building is located or relocated to conform to said lines

Section 2918 [Petitions] Petition for Opening Etc [Petitions] A petition [councils] council for the opening widening straightening altering extending vacating or for the establishing or re-establishing of the grade of any [highway] street [avenue alley or lane] shall be signed by a majority in number and interest of the owners of property abutting on the line of the proposed improvement or vacation as fixed at the time of [its] presentation of the petition and shall be verified by the affidavit of one or more of the petitioners The majority in interest of owners of undivided interests in any piece of property shall be deemed as one person for the purposes of the petition

Section 2919 Notice of Ordinance and Petition Appeal Upon the approval of any ordinance passed pursuant to said petition notice shall be given once a week in one newspaper as required by section one hundred and nine of this act and by handbills posted in conspicuous places along the line of the proposed improvement The notice shall state the fact of the passage of the ordinance and the date thereof that the petition for the improvement was signed by a majority in interest and number of the owners of property abutting the line of the proposed improvement and that any person interested [denying the fact such petition was so signed] may appeal to the court of common pleas of the county within thirty days after the passage [thereof] of the said ordinance

Section 2920 Appeal from Ordinance Any person interested may within thirty days from the passage of the ordinance [present a petition] appeal from the validity of the ordinance to the court of common pleas [of the county whereupon the court shall determine whether such improvement was petitioned for by the requisite majority] questioning the legality of the petition for improvement or of the said ordinance or of both If said court shall find [that it was not so petitioned for] the petition or ordinance materially defective under the law it shall declare the ordinance void otherwise it shall approve the same

Section 2921 Effect of Failure to Appeal [If no appeal is taken or if the court on appeal approves the ordinance the city may proceed with the improvement Thereafter all parties interested shall be estopped from denying the fact that the petition was signed by the requisite majority of the property owners] The parties interested shall not question the legality of the petition and ordinance in any manner or matter or at any time whatever except as provided in section two thousand nine hundred and twenty of this act except that they may appeal from the court of common pleas to the Supreme or Superior Courts according to law

Section 2922 Assessment of Damages and Benefits In any proceedings under this subdivision of this article viewers shall be appointed damages awarded and benefits assessed as provided in this act for such proceedings

(e) Grading Paving Macadamizing Et Cetera

Section 2930 Power to Grade Pave Macadamize Et Cetera Every city may grade pave macadamize or otherwise improve any [public highway] street [avenue lane or alley] or part thereof and the sidewalks thereof when included as a part of the improvement have the same set with curbstone and provide for the drainage thereof Every city may also provide for the improvement of any highway or street [avenue lane or alley] or any sections or parts thereof in length in the space between the curb gutter or actual carriage-way line and the property line either by an original work or improvement thereon or by a change repair renewal or alteration in the said [highway] street or curb or in parking spaces or shade trees or by changing altering renewing replanting pruning or otherwise improving the same in any or all of said particulars

Section 2931 Payment of Cost of Improvement The costs and expenses [thereof] of things done under section two thousand nine hundred and thirty of this act shall be paid in whole or in part by the city or by the owners of real estate bounding and abutting thereon which cost and expenses upon the abutting real estate shall be assessed according to the foot-front rule or according to the benefits as council shall by ordinance determine except that in case of grading only the said costs and expense shall be assessed according to benefits

Section 2932 Assessment of Cost by Foot-front Rule When the costs and expenses or any part thereof are to be paid for by the foot-front rule the [city] council shall assess or cause to be assessed the said cost and expenses upon the real estate bounding or abutting on the line of the improvement by an equal assessment on said property in proportion to the number of feet the same fronts on the respective street [lane or alley] or part thereof to be improved The council may provide for an equitable reduction from the frontage of lots at all street [alley] railroad or like intersections or where from the peculiar or pointed shape of the lots an assessment for the full frontage would be inequitable.

Section 2933 Assessment of Costs According to Benefits When the cost and expenses or any part thereof of any grading paving macadamizing or other improvement of any [highway] street [avenue lane or alley] or part thereof is to be paid for by the owners of real estate abutting or bounding thereon as aforesaid according to benefits the same shall be assessed by viewers appointed by the court of common pleas as provided in this act for the assessment of benefits by viewers

Section 2934 Ordinance for Improvement at Expense of Property Owners Upon Petition Council may by ordinance provide for the paving macadamizing grading or other improvement of any [highway] street [avenue lane or alley] or part thereof at the cost and expense of the abutting property owners in whole or in part upon the petition therefor of a majority in number or interest of the owners of property abutting or bounding on the line of the proposed improvement to be verified by the affidavit of one or more of the petitioners A majority in interest of owners of undivided interests in any piece of property [to] shall be deemed and treated as one person for the purpose of said petition

Section 2935 Ordinance for Improvement at Expense of Property Owners Without Petition Council may by ordinance provide for the paving macadamizing grading or other improvement of any [highway] street [avenue lane or alley] or part thereof at the cost and expense of the abutting property owners in whole or in part without petition therefor of abutting property owners if the ordinance for such improvement has been passed by the affirmative vote of four members of council Such ordinance shall not be passed in a less period than twenty-eight days from the date of its introduction and in the meantime copies of such ordinance shall be published in one or more newspapers once a week for three weeks in the manner required by section one hundred and nine of this act The requirements for such publication shall not however preclude the amendment of any paving ordinance as to the kind of pavement with which any [highway]

street [avenue lane or alley] or part thereof or sidewalk is proposed to be paved

Section 2936 [Passage of Ordinance and Publication of Names of Petitioners Conclusive of Number of Petitioners The passage of the ordinance providing for any of such improvements upon petition therefor and the publication of the names of the petitioners in one newspaper or newspapers published in said city and in case no paper is published in said city then in one newspaper published in the county in which said city is located by one insertion at least five days before the passage of said ordinance shall be conclusive that a majority in number or interest (as the case may be) have petitioned therefor] Appeal from Ordinance Any person affected may appeal from said ordinance in the manner and time and with the effect provided for in sections two thousand nine hundred twenty and twenty-one of this act

Section 29.1 Section 2937 and 2938 of said article and act are hereby repealed

Section 29.2 The subsequent section of subdivision (c) of said article and act is hereby renumbered 2937 and so renumbered is reenacted revised and amended as follows

Section [2939] 2937 Assessment of Damages and Benefits In any proceedings under this subdivision of this article where the cost and expense of the improvement is not assessed by the foot-front rule viewers shall be appointed damages awarded and benefits assessed as provided in this act for such proceedings

Section 29.3 Section 2940 of said article and act is hereby repealed

Section 29.4 The subsequent section of subdivision (c) of said article and act is hereby renumbered 2938 and so renumbered is reenacted revised and amended to read as follows

Section [2941] 2938 Preparation of Streets for Paving or Repairing Council may provide by ordinance for the laying renewing and repairing of all gas water steam or other pipes or conduits in any street [or highway] before the paving repaving or repairing of the same and for making the necessary house connections with said pipes and also for the necessary house connections and branches with and leading into main or lateral sewers Provided That in no case except as a sanitary measure of which council shall be the judge shall council require such house connections to be extended further from such sewers or from such gas water steam or other pipes or conduits than to the inner line of the curbstone of such street [or highway] Council may after notice to all companies corporations persons and owners affected and in default of compliance therewith cause said pipes to be laid renewed or repaired and said connections made and collected the cost of paving and repairing all pipes and pipe connections from the companies corporations or persons owning or operating the said gas water steam and other pipes or conduits with interest and the cost of the sewer connections shall be a first lien against the land for whose benefit such connections are made A separate lien may be filed therefor or such sewer connection cost may be included in any lien filed for the cost of such street improvement and the lien and the proceedings thereon shall be as in the case of other municipal liens

Section 29.5 Said act is hereby further revised and amended by adding to Article XXIX subdivision (c) thereof a new section numbered 2939 as follows

Section 2939 Highways in Cities Wherever in this act a city is given powers rights and duties as to its streets or sections thereof the same shall extend as well to highways or sections thereof which are also streets of the city to the extent that the city is legally responsible for them under this act or the State Highway Law The use of the word "street" in this act shall to that extent include highways

Section 29.6 Sections 2950 and 2951 subdivision (d) section 2955 subdivision (e) section 2960 subdivision (f) 2963 subdivision (g) section 2965 subdivision (h) section 2970 subdivision (i) sections 2975 to 2979 inclusive subdivision (j) sections 2985 to 2990 inclusive subdivision (k) all of said article and act are hereby reenacted revised and amended to read as follows

(d) Grade Crossings

Section 2950 Consent of Public [Service] Utility Commission Every city constructing a [highway] street across a railroad shall construct the same above or below the grade thereof unless permitted by the Public [Service] Utility Commission to construct the same at grade

Section 2951 Public [Service] Utility Commission Jurisdiction Damages Any such crossings of a railroad by a [highway] street or any vacation of any [highway] street crossing a railroad shall be constructed or vacated only in the manner prescribed by and under the jurisdiction of the Public [Service] Utility Commission The compensation for damages to the owners of adjacent property taken injured or destroyed shall be ascertained fixed and paid in the manner prescribed in the Public [Service Company] Utility Law

(e) Acquisition of Unobstructed View Across Lands

Section 2955 Acquisition of Unobstructed Views Any city may acquire by purchase or by the right of eminent domain a free and unobstructed view down and across lands located at or near [the inter section of any two highways or a highway and a railroad or railway or at any curve in any highway] intersections of streets railroads or railways or curves of any of them as may be necessary to assure a free and unobstructed view in all directions at such [crossings] places and to [so] prevent the use of such lands for any purpose or in any manner which may interfere with or obstruct the vision of any person or persons traveling upon any such [highway] street within the city Upon any such condemnation the city having instituted the condemnation proceedings shall file with the recorder of deeds [of the proper county] a plan showing the property condemned and such other detailed information [which] as may be deemed necessary [said plan to be recorded at the expense of the county] and after the same is [recorded] filed said city may from time to time abate or remove or cause to be abated or removed any obstruction to such view over and across such lands

The proceedings for the condemnation of such view over and across such lands and for the assessment of damages for property taken injured or destroyed shall be in the manner provided in this act for property taken injured or destroyed

Upon the condemnation of a view over and across any lands for the purposes aforesaid the owner of such lands may make every such use thereof as will not interfere with a free and unobstructed view at such [dangerous crossing] intersection or curve Unless specially provided for in such condemnation proceedings such condemnation shall not be construed to prevent the owner thereof from using such land for pasture or the growing of grass oats wheat or other crops which will not obstruct the vision more than wheat

(f) Use of Abutting Lands

Section 2960 Use of Abutting Lands for Embankments Slopes Fills and Culverts In the grading of any street [lane or alley] or any part thereof cities are hereby authorized and empowered to use so much of the lots and lands abutting on the same for the construction of embankments slopes fills and culverts as may be necessary and proper for the completion of the improvement The assessment of damages costs and expenses resulting thereby shall be regarded as other assessments of damages costs and expenses caused by the grading of streets [lanes and alleys in said city] in cities and shall be assessed and paid as is provided by this act in such cases

(g) Abandoned Turnpikes

Section 2963 Maintenance and Improvement of Condemned and Abandoned Turnpikes When any turnpike or part thereof situate in the same or more than one county shall be condemned for public use free of tolls and the assessment of damages therefor shall have been paid by the county or when any turnpike company or association has abandoned its turnpike or any part thereof or when any turnpike company or association has been dissolved such turnpike or part thereof located within

the limits of any city shall be maintained and improved in the same manner as other streets of the city

(h) Unlawful Assessments

Section 2965 Repayment of Assessments Paid to City by Owners of Property Unlawfully Assessed [Whenever any city shall have under existing laws paved curbed and guttered or otherwise improved its highways or any of them or has opened or graded or acquired or condemned property in or along its highways or any of them at the expense in whole or in part of the owners of property bounding and abutting thereon and such owners or any number of them shall have paid the assessments levied against them by such city or by viewers for such improvement into the city treasury the said city is hereby authorized and empowered to refund to the said owners or to their heirs or assigns the amount of the assessment thus paid by them if it shall have been determined by any proceeding at law or in equity by a court of competent jurisdiction that the owners of property bounding or abutting on said highway or highways were not liable for the payment of such improvement at the time such improvement was ordered by the council of said cities to be made] Any city receiving money in payment of an assessment levied under any provision of this article shall repay the same or so much thereof as shall be ordered to any parties bringing the action within two years of such payment or payments upon the final determination of a proper court in a proper issue that the assessment levied was not such as the owner of the property so assessed was liable to pay at the time council ordered the work to be done for which the assessment was made or within the said period of two years the city may repay such money voluntarily upon a showing that the same was paid inadvertently or such assessment or part thereof was made erroneously

(i) [Highways] Streets or Roads Connecting

City with [Improved Roads] Highways

Section 2970 Appropriation for Connections with [State] Highways Cities may singly or jointly with [counties and/or boroughs] other political subdivisions appropriate and expend moneys for the improvement of [highways] streets or roads [outside of] beyond the limits of such cities for the purpose of connecting improved streets in such cities with a [State] highway [or State-aid highway] whenever that part of the connecting [highway] street or road to be improved outside the city limits shall be less than one mile in length

(j) Detours

Section 2975 [Highways] Streets Not to Be Closed to Vehicular Traffic Exceptions No [highway] street [or road] shall be closed to vehicular traffic except upon order of the Department of Streets and Public Improvements or by order of the mayor the police or the fire marshal in cases of emergency wherein the safety of the public would be endangered nor shall any such [highway] street [or road] be [so] closed for a longer period than is necessary for the purpose for which such order is issued

Section 2976 Closing of [Highways] Streets Designated as Detours by State No [highway] street [or road] shall be closed to vehicular traffic when the same has been designated as a detour by the [State] Department of Highways of the Commonwealth unless the written consent of the [Department] Secretary of Highways has first been obtained or unless council shall by resolution duly recorded on its minutes declare such closing necessary for the safety of the public

Section 2977 Notice of Detour on Streets Forming Part of [State] Highway When any [highway] street [or road] which forms a part or section of a [State] highway is closed to vehicular traffic the city shall at once notify the [State] Department of Highways of the Commonwealth of the creation of a detour as hereinafter provided When such detour is removed the Department of Highways shall also be notified at once of the removal

Section 2978 Detours to Be Provided When [Highways]

Streets Closed When any [highway] street [or road] shall be closed as hereinbefore provided it shall be the duty of the city authorities authorizing the closing to immediately designate or lay out a detour on which they shall erect or cause to be erected and maintained while such detour is in use legible signs at each [public highway] intersection throughout its entire length indicating the proper direction [to the main highway] During the period when such detour is in use it shall be the duty of [the] such authorities closing the [main highway] street to maintain such detour in safe and passable condition It shall also be the duty of the authorities closing the [main highway] street and maintaining the detour to immediately remove all detour signs when the [highway] street originally closed is opened for traffic [Said authorities shall as soon as possible repair the road designated as a detour and place same in a condition at least equal to its condition when designated as a detour] Whenever necessary in the creation of a detour as aforesaid the city authorities responsible for laying out the detour may enter into agreement with the owners of private lands covering the acquisition of right of way privileges over private property for the period when the [main highway] street shall be closed to traffic In case no agreement satisfactory to the parties can be reached the authorities responsible for the laying out of the detour may proceed with the construction of the same and either such authorities or the owner of the property occupied may petition the court for the appointment of viewers to ascertain the damages if any in the same manner as damages are now ascertained for the opening of [public roads] streets in such city In the exercise of the rights conferred by this section [the authorities responsible are] council is hereby empowered to pay for the necessary maintenance subsequent repair and land rental out of such funds as are available for the construction and [or] maintenance of the [highways] streets [and roads] in their charge

Section 2979 Penalties Any person who shall wilfully remove deface destroy or disregard any barricade light danger sign detour sign or signal or warning of any other character whatsoever so erected or placed or who shall drive on over or across any [highway] street which has been closed by proper authority shall upon conviction thereof in a summary proceeding before a magistrate alderman or justice of the peace be sentenced to pay a fine of not less than twenty-five dollars nor more than one hundred dollars and the costs of prosecution and in default of the payment thereof shall be imprisoned one day for each dollar up to ninety of fine and costs unpaid Provided however That persons who have no outlet due to the closing of a [highway] street may drive on over or across such [highway] street with the consent in writing of and subject to such conditions as may be prescribed by the authorities responsible for the closing or their agents or contractors without being subject to the penalties imposed by this section

In addition to the penalties herein provided the authorities responsible for the maintenance of a [highway] street which has been closed to vehicular traffic or their agents or contractors may in an action at law recover damages from any person or persons who have damaged a [highway] by driving on over or across the same] street when it is closed to vehicular traffic All fines collected under the provisions of this section shall be paid by the officer receiving the same to the treasurer of the city

(k) Boundary Streets [and Highways]

Section 2985 Maintenance of [Highways] Streets Forming Boundaries Whenever any [highway or] street is on the boundary line between any city and a township such [highway or] street shall be maintained jointly by the city and the township For the purpose of maintaining any such [highway or] street the authorities of any [such] city are hereby directed to enter into agreements with the authorities of [such] any township providing the manner in which the same shall be maintained and providing for the division of the cost of maintenance between the city and township If any such city or town-

ship shall fail or refuse to enter into any such contract [or if the city and township cannot agree] any taxpayer thereof or the corporate authorities of the city or township may present a petition to the court of quarter sessions of the county setting forth the facts The court after hearing of which such notice shall be given to all parties interested as the court may direct shall make an order directing the manner of such maintenance and the division of the cost of maintenance between the city and the township [The action of the court shall be final]

Section 2986 [Highways] Streets the Center Line of Which Is the Boundary Between Municipalities in the Same County Whenever the center line of any [highway] street constitutes the dividing line between any city and a township located in the same county the city may enter into a contract with the commissioners of the county and the commissioners or road supervisors of the township as the case may be providing for the grading curbing and macadamizing or paving of the [roadway of said highway] street the cost of such improvement to be borne one-half by the city and one-half by the county and township in equal portions

The alteration or improvement shall be [construed] constructed and subsequent repairs shall be made under the supervision of the proper authorities of the city in compliance with existing laws governing the construction of such alterations or improvements in said city and in further compliance with plans and specifications to be agreed upon in writing between said city and the commissioners of the county and commissioners or road supervisors of the said township The cost of repairs shall be borne one-half by the city and one-half by the township or by the county and township in equal portions or such other proportions as may be agreed upon by the county and township

Section 2987 [Highways] Street the Center Line of Which Is the Boundary Between Municipalities in Different Counties Whenever the center line of any [highway] street constitutes a dividing line between a city and a township located in an adjacent county the city may enter into a contract with the commissioners of the county and the commissioners or township supervisors of such township as the case may be providing for the grading curbing macadamizing or paving of the [roadway of said highway] street the cost thereof to be borne one-half by the city and one-half by the township and the county in which such township shall be situated in equal portions

Such alteration or improvement shall be constructed and subsequent repairs shall be made under the supervision of the proper authorities of the city in compliance with the provisions of this act governing such construction or improvement by the city and in further compliance with plans and specifications to be agreed upon in writing between such city and the commissioners of the county and the commissioners or township supervisors of the township The cost of repairs shall be borne one-half by the city and one-half by the township or by the county and township in equal portions or such other proportion as may be agreed upon by the county and township

In all cases in which it shall be found impossible to enter into such contract or agreement [or where either the city or the township or the county in which such township is situated shall refuse to enter into such contract or agreement] either the city or the county or township or any taxpayer thereof may present [its] a petition to the court of common pleas of either county setting forth the facts and circumstances including the condition of the [highway] street from which the necessity or desirability for the grading curbing macadamizing or paving [of the roadway] appears and the estimated cost thereof and that the said city or county or the township have failed to agree upon terms of the said contract [cannot be agreed upon by the said city and the county or township or either or any of them or that either such city or the county or township or any or either of them refuses to enter into such contract] Such [petition may

pray that such] court may after hearing all the parties concerned make its order or decree defining the nature and character of the improvement reasonable necessary or desirable to be made to the [roadway] street and requiring the parties hereinabove specified to enter into a contract or contracts for the making and constructing of the same as herein provided for

A copy of the said petition duly certified shall be served upon the city [or] the county and the township concerned other than the petitioner with notice of such day as may be fixed by the court for the hearing Thereupon [either] any or [both] all of the parties served with such notice shall be entitled on or before such date to file in the said court its answers to the said petition setting forth its version of the facts or such other matters in relation thereto as may be deemed necessary or proper by it The court upon the date so fixed or at such other time as it may appoint shall hear the evidence of the parties or it may refer the matter to a master who shall hear the testimony of the parties and report his findings in the same manner and under the same procedure as provided by the rules in equity in similar cases

The court may reject confirm or modify the report of the master and may make its decree or order directing the making of such alterations or improvements to the [roadway] street as may be deemed reasonably necessary or desirable and providing for the sharing of the cost of such improvements one-half by the city and one-half by the county and township in equal portions The said order or decree may further provide that the repairs to such alterations and improvements subsequently required shall be borne one-half by the city and one-half by the county or township in equal portions or such other proportions as between the county and the townships as such court may find to be legal and proper Thereupon the said grading curbing macadamizing or paving of the [roadway of such highway] street shall proceed in accordance with the decree or order of the said court in the same manner as if the contract or agreement provided for in this section has been entered into and duly executed

Section 2988 [Highways] Streets More Than Half of Whose Width Is Within City Whenever any [highway] street [or alley] more than one-half the width of which is within the limits of any city shall divide the said city from any other municipality or township located within the same county such [highway] street [or alley] may be improved by the city in the same manner as if the said [highway] street [or alley] were entirely located within the limits of said city

The property abutting on the side of said [highway] street [or alley] which is located outside the limits of the city making such improvements shall for a depth of one hundred and fifty feet plus one-half the width of said [highway] street [or alley] the total measured from its center line assessed for any and all municipal improvements to or on the said [highway] street [or alley] in the same manner as such property would be assessed under the provisions of this act if it were entirely located within the limits of such city

Section 2989 Assessment on Property Outside Limits Where [Highway] Street Entirely Within City Whenever any [highway] street [or alley] entirely within the limits of any city shall divide the said city from any other municipality or township located in the same county the property on the side of said [highway] street [or alley] opposite the present line of said city shall for a depth of one hundred and fifty feet from said line be assessed for any and all municipal improvements to or on the [highways] streets [or alleys] on which the said property shall abut in the manner provided by this act for such proceedings as if the said property were entirely located within the limits of said city

Section 2990 [Highway] Street the Center Line of Which Is the Dividing Line Between a City and Borough or Township of the First Class [Paving of] Assessments Whenever the center line of any [highway] street constitutes the dividing line between a city and a borough

or a city and a township of the first class located in the same county the council of such city may where such improvement is through built up property or properties duly plotted and laid out in lots for building purposes and where two-thirds of the combined frontage of the two sides petition for the improvement enter into a contract with the borough or township providing for the grading curbing draining paving and macadamizing of such [highway] street Such alterations and improvements shall be made under the supervision of the proper authorities of such city borough or township or by contract let by such city borough or township as may be provided for in the contract between the city and borough or township

No ordinance or ordinances authorizing any such improvement where the whole or any part of the cost of the improvement is to be assessed against abutting property shall be finally adopted until the expiration of thirty days from the date of its introduction and in the meantime copies thereof shall be published once a week for two weeks in one newspaper circulating in such city borough and township immediately following the introduction thereof and at least five copies thereof shall be posted along the line of the proposed improvement

The whole cost of such alterations and improvements or any part thereof as may be agreed upon in the contract between the city borough and township may be collected from the owners of property within the city borough and within the township abutting along the line of the improvement by an equal assessment on the foot front Any portion of such cost not assessed against abutting property shall be paid one-half by each of the municipal divisions joining in the improvement

Thirty days' notice of assessments of the whole cost or part of the cost of any such improvement shall be given to each party assessed either by service on the owner or his agent or posted on the premises by the clerk or secretary of the city borough or township making the improvement If any assessment made by the city shall remain unpaid at the expiration of the notice it shall be the duty of the city solicitor to collect the same with interest from the time of the completion of the improvement by action of assumpsit or by a lien to be filed and collected in the same manner as municipal claims When an owner has two or more lots against which there is an assessment for the same improvement all of such lots shall be embraced in one claim

Section 30 Sections 3001 to 3004 inclusive of Article XXX of said act are hereby reenacted revised and amended as follows

Article XXX

Sidewalks

Section 3001 Power to Lay Out and Grade Sidewalks Compel Construction of Sidewalks [Cities] Any city may lay out ordain and establish sidewalks curbs gutters and drains along any street and may with or without petition require owners of property abutting on any [public highway] street [lane or alley] to construct pave curb repave and recurb the sidewalks and keep the same in good repair along such property [with such materials] at such grades and under such regulations and specifications as [may be prescribed by ordinance] council may provide

Section 3002 Construction by Cities Upon Failure of Owner So to do Collection of Cost Upon failure of [such owners] any owner to construct pave curb repave [or] recurb [such] or maintain any sidewalk after notice so to do the same may be done or caused to be done by the city and the [expense] cost thereof be levied and collected from such [owners with costs] owner together with a penalty of ten per centum of such costs and all charges and expenses which amount shall be a lien upon such premises from the time of the completion of the work which date shall be fixed by [certificates] certificate of the city engineer filed with the clerk and may be collected by action [at law] is assumpsit or such lien may

be filed and proceeded in as provided by law in the case of municipal liens or the cost may be borne by the city in whole or in part if in part the rest to be collected from the [owners in manner] owner as [above] provided herein The notice required herein shall be served upon the owner if that can be done within the county when it cannot be done so then the notice may be served upon the owner's agent or the party in possession and if this cannot be done then the notice may be served by posting conspicuously upon the premises Council may by ordinance establish the period of such notice after service after which the owner shall be deemed to have failed to comply therewith Such period shall not be less than ten days

Section 3003 Emergency Repairs Notice [Cities] Any city may make emergency repairs to sidewalks within corporate limits when in the opinion of the officer or head of the department lawfully having charge of sidewalk repairs a dangerous condition exists that can be repaired by an expenditure of not more than [twenty-five] fifty dollars upon failure of the owner of the property to make such repair within forty-eight hours after the service of notice upon such owner so to do [If the owner cannot be served within the county notice may be served upon the agent of the owner or the party in possession if any there be or if there be no agent or party in possession the notice may be served by posting upon the most public part of the said premises] The notice shall be served as provided in this article for constructing and maintaining sidewalks and curbs It shall expressly state that emergency repairs are required

This section is intended to provide an additional remedy for cities in connection with emergency repairs where the actual cost of doing the work does not exceed [twenty-five] fifty dollars The certificate of the officer or head of the department in charge of repairs to sidewalks shall be conclusive evidence of the existence of the emergency justifying such repair

Section 3004 Cost of Emergency Repairs to Be a Lien Upon the completion of any emergency repairs the cost thereof shall be a charge against the owner of the property and shall be a lien until paid upon the abutting property provided a claim is filed therefor in accordance with the law providing for the filing and collection of municipal claims Any such charge may also be collected from the owner by an action in assumpsit

Section 31 Section 3101 to 3103 inclusive subdivision (a) of Article XXXI of said act are hereby reenacted revised and amended to read as follows

Article XXXI

Bridges and Viaducts

(a) Construction and Maintenance

Section 3101 Construction and Maintenance of Bridges and Viaducts Cities may locate build and maintain bridges or viaducts and the piers [and] abutments and approaches therefor to be used as public [highways] streets over rivers creeks streams railroads and private property or over and across any of them whether the said viaducts or bridges be wholly within or partly without and partly within the city limits [for the purpose of uniting two or more different streets or highways or separate parts of the same highway or extension thereof]

Section 3102 Ordinance for Location of Bridges Procedure Cities may enact ordinances fixing the location and providing for the laying out and opening of the routes or locations for said bridges and viaducts which shall be public [highways] streets and the proceedings for the [said] laying-out and [fixing the locations and for the] opening thereof shall be the same as is provided by this act for the laying-out and opening of streets [except that no petition of property owners shall be required therefor]

Section 3103 Right to Appropriate Property Assessment of Damages In case the city has not agreed with the owner or owners for the damages done or likely to be done by the erection of said bridge or viaduct the city may take and appropriate the lands and property

necessary over and across which to erect said bridge or viaduct and the damages and benefits caused by such taking and appropriation shall be assessed in the same manner and with like proceedings as provided by this act for property taken injured or destroyed

Section 31.1 Sections 3104 3105 3107 3106 3109 and 3110 in that order are hereby respectively renumbered 3110 to 3115 inclusive and are constituted a new subdivision of said article and act subdivision (b) and so renumbered are reenacted revised and amended as follows

(b) Joint Construction and Maintenance

Section [3104] 3110 [Unite with County or Other Corporation in] Contract for Joint Construction and Maintenance The city may [enter into and unite in a] contract [or in contracts with the county commissioners of the proper county where said bridge or viaduct will cross a] [river creek or stream or other place over which the county is authorized by law to build bridges and also with railroad street railway and other companies and parties interested] with any political subdivision or other public agency whatsoever or public utility or any other person interested and by law authorized thereto or with any or all of them for the [building constructing] laying out construction improvement and maintenance of [said] any bridge or viaduct or for certain parts [or portions] thereof and for the payment of any damages caused [by the location and the said erection] thereby

Section [3105] 3111 Stipulations of Joint Contract Maintenance The contracts provided for in the [next] preceding section may stipulate that the city shall pay a certain part [or portion] of the whole contract price or cost of the work including damages or may stipulate that the city shall construct or pay for the construction of a certain part [or portion] of the work and may otherwise provide for the payment of the damages When any railroad company street railway [or other company] or other [parties] persons interested agrees to pay a certain part [or portion] of the cost of the entire work [they] it shall pay such part [or portion] into the proper city treasury Upon said payment the city treasurer shall be liable therefor and he shall pay the same over to the contractor as may provided in the contract The said agreements may also provide for the maintenance of the said bridges and viaducts after their erection

Section [3107] 3112 Plans Bids Awarding of Contract After any [such] joint contract has been entered into the city in conjunction with the [county commissioners] other parties thereto may have prepared plans or specifications of the entire work and thereafter advertise for bids and award the contract to the lowest responsible bidder [The contract for the said work shall provide that the county shall pay for its certain part of said bridge or viaduct and the city shall contract for the other part of the said work but the said contract as to the city's part thereof shall be based upon the appropriation made by the city for the part of the work for which it had agreed to pay and the remaining part of the contract price shall be based upon the amounts the other parties have agreed to pay The contractor shall have a right of action against the city for the part thereof which the city agrees] [to pay and also for any moneys paid into the city treasury on account of such bridge or viaduct] The city shall be liable to the contractor for only such part of the contract price as it has agreed to pay by the joint contract but it shall in addition be liable to the contractor for any moneys actually paid into the city treasury by the other parties to the joint agreement

Section 31.2 Section 3108 of said article and act is hereby repealed

Section [3106] 3113 Subsequent Contract With Railroad Which Has Not Contributed Toward Cost No railroad which has not contributed to the payment of the cost of construction of said viaduct or bridge shall be permitted to run its line or lines of tracks under said bridge or viaduct unless it shall enter into a contract with the city to thereafter pay a reasonable amount part or portion toward the keeping-up and maintaining of the

said structure which amount shall be at the same rate on the same basis as is paid by the other railroad companies.

Section[3109] 3114 Recording of Contract Any of the contracts hereinabove provided for may be recorded in the [recorder's] office of the recorder of deeds in the proper county [in which the city is situate] Such record shall be notice to all persons who might be affected thereby

Section [3110] 3115 Power to Construct Boundary Bridges Whenever a creek over which a bridge may be necessary shall be on the division line of a city and municipality or township the city shall unite with such municipality or township in the construction and maintenance of a bridge and pay an equal share of the expenses incident thereto

Section 31.3 Subdivisions (b) and (c) of said article and act are hereby designated subdivisions (c) and (d) respectively and sections 3120 and 3121 and 3130 to 3134 inclusive of the said subdivisions are hereby reenacted

[(b)] (c) Acquisition of Existing Bridges

Section 3120 Power to Acquire Existing Bridge Any city which is divided or separated in any of its territorial sections or parts by intervening rivers or streams of water may purchase enter upon take use hold and appropriate such bridge or bridges together with the approaches and appurtenances thereto lying within its corporate limits as shall have been erected and are now in use over such rivers or streams of water so dividing and separating the sections or parts aforesaid

Sections 3121 Assessment of Damages In case the compensation to be paid for such bridge cannot be agreed upon the amount of damages due the owner or owners thereof for the taking use and appropriation thereof shall be assessed in the manner provided in this act in the case of property taken injured or destroyed

[(c)] (d) Acquisition of Toll-Bridges

Section 3130 Power to Acquire Toll-Bridges Any city may purchase condemn maintain and use any public toll-bridge crossing any river or stream within the limits of such municipality together with the approaches and appurtenances thereto and may enter into contracts as hereinafter provided with the county commissioners of the proper county whereby said county shall pay a portion of the cost thereof

Section 3131 Assessment of Damages for Taking In case the compensation to be paid for such bridge cannot be agreed upon the amount of damages due the owner or owners thereof for the taking use and appropriation thereof shall be assessed in the manner provided in this act in the case of property taken injured or destroyed

Section 3132 Damages and Costs in Case of Discontinuance of Proceedings In case any city shall discontinue any proceeding taken providing for the appropriation or condemnation of any bridge prior to the entry upon taking or appropriation thereof and before judgment therein the city shall not thereafter be liable to pay any damages which have been or might have been allowed but all costs upon any proceedings had thereon shall be paid by it together with any actual damage loss or injury sustained by reason of such proceedings and such damage loss or injury shall be determined and fixed by the court in which the proceedings are pending

Section 3133 Contract with County for Purchase The city may enter into and unite in a contract with the county commissioners of the county in which said bridge is located upon such terms and conditions as may be agreed upon for the purchase appropriation or condemnation and county shall pay a certain part or portion of the whole purchase price or damages allowed by condemnation proceedings The amounts to be paid by the county shall be paid into the city treasury and upon said payment the city treasurer shall be liable therefor and it shall be held and applied solely for the said purpose or purposes The said contracts may also provide for and in-

poses The said contracts may also provide for and include provisions for the maintenance repair and rebuilding of the said bridge after its purchase or condemnation by the said city

Section 3134 To Become a Public Bridge Rentals for Other Than Foot and Vehicle Travel Whenever any toll-bridge shall be so purchased or condemned the city shall control maintain and use the said bridge as a public bridge but may charge tolls or rentals for the use thereof from railway telephone and telegraph companies and other persons making a use thereof for other than ordinary public foot and vehicle travel Where contracts existed between such companies and persons and the owners of the bridge at the time of such purchase or condemnation such contracts shall be preserved for the benefit of the city and shall be assigned thereto

Section 32 Sections 3201 to 3214 inclusive subdivision (a) and sections 3220 to 3222 inclusive subdivision (b) and section 3230 and 3231 subdivision (c) and sections 3240 to 3245 inclusive subdivision (d) all of Article XXXII of said act are hereby reenacted revised and amended to read as follows

Article XXXII

Sewers

(a) Construction

Section 3201 Construction of Sewers Cost And city may [without petition therefor] construct and reconstruct or cause to be constructed sewers of all kinds including house connections to the curb in its [public highways] streets [lanes and alleys] and over and across public and private lands or property and pay the cost and expense thereof out of the general revenues or special funds raised for said purpose or assess the same in whole or in part upon abutting property as hereinafter provided

For such purposes the city shall have [power to exercise] the right of eminent domain The damages for property taken injured or destroyed shall be ascertained and paid as provided in this act for such proceedings

Section 3202 Fee for Tapping Where Sewer Is Paid for by City Where the cost of constructing any sewer is paid for wholly or partially from city funds the city may charge a reasonable fee for tapping or connecting with said sewer

Section 3203 Assessment of Cost of Local Part of Main Sewers In the case of the construction of main sewers or of any sewer which can be used in part for main sewerage purposes and in [all cases where said sewer will also serve] part as a local sewer the city may provide for assessing the abutting property with the local sewerage part thereof according to the foot-front or the assessed valuation of the said property for city purposes or according to benefits

Section 3204 Costs of Main Sewers The cost of all main sewers or of any sewers used in part for main sewerage purposes over and above the amount thereof assessed for local sewerage [as above provided] shall be paid for from the city funds [as aforesaid]

Section 3205 Assessment of Cost of Local Sewers Council may also provide that the cost and expenses of local lateral branch including house connections to the curbs and other sewers may be assessed against the abutting property according to the foot-front or according to the assessed valuation thereof for city purposes or according to benefits

Section 3206 Construction of Sewerage System and Sewer Treatment Works Assessment of Cost Any city may construct or cause to be constructed a sewerage system of sewers in streets [lanes alleys and highways] with extensions thereof [and sewage treatment works] and with lateral and branch sewers therefrom to and in other [highways] streets [lanes and alleys] and in public or private lands at the same time as part of the same improvement and under the same contract and the cost and expense thereof may be assessed as [is herein] provided in this article Any city may construct or cause to be constructed sewage treatment works and the same

may likewise be a part of the same improvement and under the same contract

Sewage treatment works may be erected within or without the limits of the city [which] The city shall have authority to acquire by eminent domain or otherwise property within or without the limits of the city deemed necessary for such treatment works and the sewers leading thereto

Section 3207 Reductions in Assessments for Corner or Irregular Shaped Lots Where council determines to construct local lateral and other sewers and to assess the cost and expenses thereof according to the foot-front rule they shall provide for a reduction of [one-half or other] an equitable part [or portion] from the frontage of the longest side of all corner lots and at other places where from the peculiar or pointed shape of the lots an assessment for the full frontage would be inequitable If the owner of the abutting property is not satisfied with the allowance or reduction or refuses to accept the same he shall have the right to [have three viewers appointed by] appeal to the court of common pleas and the proceedings shall be as provided in this act for the assessment of damages and benefits by viewers or by such other lawful procedure as the court may determine

Section 3208 Assessment of Cost by Viewers Appointed by Council Where the council determines to construct main local lateral or branch sewers and to assess the cost and expense thereof according to benefits in addition to the remedies which now or may hereafter exist for the assessment of the said cost and expense by viewers appointed by court [the said] council may appoint three disinterested freeholders as viewers who or a majority of whom shall assess the cost and expenses of said sewers upon the lands bounding or abutting thereon in proportion as nearly as may be to the benefits which may result to each lot or parcel of land Said viewers or a majority thereof shall report their assessment to the council in the manner hereinafter set forth and [said] council shall act thereon as hereinafter provided

Section 3209 Report of Council's Viewers Notice Objections Hearing Said viewers or a majority of them shall make report in writing specifying the amount assessed by them upon each lot or parcel of land for main or local sewerage separately and file the same with the city clerk within such time as the council shall direct After the report is filed council shall cause not less than ten days' public notice to be given by publication once in two newspapers of the city as required by section one hundred and nine of this act of the object of such assessments and that the same will come for confirmation at a time to be specified in said notice Objections to the assessment shall be in writing and be filed with the city clerk and may be heard before the city council at the time specified in the notice Council may after hearing objections modify set aside or confirm said assessments If council sets aside the first or any other assessment they may appoint other viewers of the same qualifications as hereinbefore provided and cause new assessments to be made and the proceedings shall be the same as [herein directed in case of] provided for the first assessment

Section 3210 Certification of Assessments for Collection Liens After making assessments for sewers council may direct that they be certified to the city treasurer or to such party as said assessments may be assigned to for collection If such assessments are not paid within such time as council may by ordinance prescribe it shall be lawful to file liens therefor in the prothonotary's office of the proper county as provided by law Said liens shall bear interest from the time the assessments were payable at the rate of six per centum per annum until paid

Section 3211 Rental Charge for Use of Sewers [Whenever any city has constructed any sewer or sewer system or sewage treatment works either wholly or partially at public expense or has acquired the same at public expense

such city] Cities may provide by ordinance for the imposition and the collectiin of an annual rental [or] rate or charge for the use of [such sewer sewer system] sewers sewer systems or sewage treatment works [from the owners of the property served by it] as authorized by law

Section 3212 Limitation of Amount of Sewer Rental Charge Such annual rental rate or charge shall not exceed the amount [expended annually by the city in the operation maintenance repair alteration inspection depreciation or other expenses in relation to such sewer sewer system or sewage treatment works and may include any interest on money expended by the city in the construction or acquisition of such sewer sewer system or sewage treatment works The said annual sum shall be apportioned equitably among the several properties served by the said sewer sewer system or sewage treatment works] authorized by law

Section 3213 Warrants for Collection of Sewer Rentals Council shall [execute a warrant or warrants authorizing] provide for the collection of such annual [sewer] rentals rates or charges [to the officer employed by council to collect the same]

Section 3214 Collection of Sewer Rentals Such annual sewer rentals or charges shall be a lien on the properties charged with the payment thereof from the date set in the ordinance and if not paid after thirty days' notice may be collected by an action in assumpsit in the name of the city against the owner of the property charged or by distress of personal property on the premises or by a lien filed in the nature of a municipal lien

(b) Acquisition of Existing Sewers

Section 3220 Purchase of Existing Sewers Any city in which any corporation created and existing under and by virtue of the laws of this Commonwealth or any person or persons or unincorporated associations have constructed and are maintaining or may hereafter construct and maintain sewers culverts conduits and pipes with the necessary inlets and appliances for surface under-surface and sewage drainage may become the [owners] owner of such sewers culverts conduits and pipes with the necessary inlets and appliances for surface under surface and sewage drainage and the property of such company person or persons or unincorporated associations by paying therefor the actual value of the same at the time of taking by the city

Section 3221 Ascertainment of Price in Case of Disagreement In case of disagreement as to the amount to be paid the same shall be ascertained in the manner provided by this act in case of property taken injured or destroyed

Section 3222 Appointment of Viewers Whenever the amount to be paid by any city to any corporation person or persons or unincorporated association for the acquisition of such sewers culverts conduits and pipes with the necessary inlets and appliances shall have been ascertained in the manner provided in the preceding section the court of common pleas of the proper county or any law judge thereof in vacation on application thereto by petition by said city or any person interested shall appoint viewers who shall assess the costs and expenses of the sewers culverts conduits and pipes with the necessary inlets and appliances acquired by said city upon the property benefited according to benefits if sufficient can be found but if not then the deficiency when finally ascertained shall be paid by the city and the proceedings of said viewers and the proceedings on their report shall be as provided in this act for the assessment of damages and benefits

(c) Construction of Sewers Outside Cartway and Curb Lines

Section 3230 Power to Construct Cities may require and permit sanitary sewers and sewer pipes to be laid and constructed outside the cartway and the curb lines thereof in any street or highway

The said sewers shall be for the service and use of the

property abutting thereon on the side of the street or highway in which they are laid

Section 3231 Collection of Costs and Expenses The costs and expenses of any sewer laid and constructed as aforesaid may be assessed against the abutting property in front of which the same is laid and such costs and expenses when so assessed shall be assessed and collected in the same way and manner as the costs and expenses of other sewers are assessed and collected in the respective city in which the same are laid

(d) Joint Sewers

Section 3240 Building Joint Sewers (a) Cities may jointly with other municipalities or townships or both build and construct sewers including trunk-line sewers or drains and sewage treatment works and may connect into such system existing sewers and may assess their respective portions of the cost thereof or so much thereof as may be legally assessable upon property benefited by the improvement either by viewers as is provided in the case of cities by section three thousand two hundred and eight three thousand two hundred and nine and three thousand two hundred and ten of this act or by the foot-front rule or assessed valuation [of] as provided in section three thousand two hundred and three of this act Any portion of the cost of such an improvement not assessed or not assessable shall be paid by the respective cities boroughs and townships joining as may be agreed upon

(b) The cities boroughs and townships joining or contemplating joining in any such improvement in order to facilitate [the building of the same and] the securing of preliminary surveys and estimates and the building of such improvement may by ordinance or resolution provide for the appointment of a joint sewer board composed of one representative from each of the cities boroughs and townships joining which shall act generally as the advisory and administrative agency in securing such surveys and estimates and in the construction of such improvement and its subsequent operation and maintenance The members of such board shall serve for terms of six years each from the dates of their respective appointments and until their successors are appointed The joint sewer board shall organize by the election of chairman vice-chairman secretary and treasurer The several cities boroughs and townships may in the ordinances and resolutions creating the joint sewer board authorize the board to appoint an engineer a solicitor and such other assistants as are deemed necessary and agree to the share of the compensation of such persons each city borough and township is to pay The members of the joint sewer board shall receive such compensation for attending meeting of the board as shall be fixed in the budget prepared by the board for submission to and adoption by the several cities boroughs and townships as hereinafter provided and the budget item providing for the compensation to members for attending meetings shall not exceed a total of two hundred and fifty dollars [(\$250)] per year and no member shall be paid unless he actually attends and the fee for each such attendance shall be stipulated and the members in addition thereto shall be entitled to actual expenses to be paid by the respective cities boroughs and townships which such members represent

(c) The joint sewer board shall have power to adopt rules and regulations to govern its proceedings and shall prepare and suggest any practical measures and plans by means of which the joint improvement may be carried to successful completion and the future development of the system so as to conform to a general plan assured and safeguarded It shall have power to prepare a joint agreement or agreements for submission to and adoption by the several cities boroughs and townships defining the advisory and administrative powers of the board setting forth the consents of the several cities boroughs and townships to the proposed improvement the manner in which preliminary and final plans specifications and estimates for the proposed improvement shall be prepared and adopted how proposals for bids shall be advertised and contracts let the manner in which the costs of the

improvement and other incidental and preliminary expenses in connection therewith and the future cost of operation and maintenance shall be equitably shared apportioned and paid and all such other matters including the preparation and submission of annual and other budgets as may be deemed necessary or required by law to carry the proposed improvement to completion and to assure future maintenance and operation thereof But nothing herein contained shall authorize the board to make any improvement or expend any public moneys which has not first been authorized by all of the cities boroughs and townships proceeding with the improvement

(d) In any case where it shall be necessary to acquire appropriate injure or destroy private property [(lands property or material)] of any kind to build any such joint sewer improvement and the same cannot be acquired by purchase or gift the right of eminent domain shall vest in the city borough or township where such property is located In any case where it shall be necessary to acquire injure or destroy property of any kind in any territory not within the limits of any of the cities boroughs or townships joining in the improvement then the right of eminent domain shall be vested in any city borough or township adjacent to such territory where such property is located Damages for any property taken injured or destroyed shall be assessed as provided by the general laws relating to the cities boroughs and townships exercising the right of eminent domain and shall be paid by the several cities boroughs and townships joining in the same proportion as other costs of the improvement

(e) Each of the cities joining in any such improvement shall have power to incur or increase its indebtedness not exceeding the constitutional limits for the purpose of paying its share or portion of the costs of such improvement in the manner [now] provided by law for the incurring of indebtedness

Section 3241 Approval of Sanitary Water Board No such sewer or plant shall be constructed until plans and specifications have been submitted to the Sanitary Water Board and approved in accordance with provisions of the act of assembly providing for such approval

Section 3242 Connections with Sewers of Adjacent Municipalities Any city may connect with an existing sewer owned by any adjacent municipality for sewage purposes in the manner prescribed in the following sections of this subdivision of this article

Section 3243 Applications to Court Whenever any city desires to connect with the existing sewer of any adjacent municipality and no agreement has been reached between such city and the adjacent municipality and application shall be made by council to the court of quarter sessions of the county setting forth that fact

Section 3244 Appointment of Viewers If the court shall be of the opinion that such connection can be made without impairing the usefulness of the existing sewer it shall appoint three viewers who shall view the premises and investigate the facts of the case and shall assess the proportionate part of the expense of building the original sewer upon such city and shall fix the proportion of the expense for repairs which each municipality shall thereafter bear and determine all other questions liable to arise in connection therewith

Section 3245 Report of Viewers Appeals to Court The viewers shall report to the court the result of their investigation which report shall be confirmed within thirty days unless exceptions thereto be filed After confirmation of such report or the disposal of any exceptions any party interested may appeal from the decision of the court of quarter sessions to the Supreme or Superior Court

Section 32.1 Subdivision (d-1) and section 3248 of said article and act are hereby designated subdivision (e) section 3250 of said article and act and as such are reenacted

[(d-1)] (e) Power to Furnish Sewerage Facilities Outside of City

Section [3248] 3250 Sewers Extended Outside of City All cities wherein the title to the sewerage system therein located is or shall hereafter be in the name of the city

may extend such system and construct sewers beyond the bounds of the cities wherein they are located into the county and municipalities of the county in the vicinity of such cities and furnish sewer facilities to and permit the tapping and the connection therewith by any and all corporations institutions persons and municipalities in the counties in which said cities are located in accordance with law and the rules and regulations of the Public Utility Commission This section does not authorize a city to extend a sewerage system or construct sewers in territory outside the boundaries of such cities in which sewerage facilities are furnished by a private company or by a municipality authority

Section 32.2 Subsection e) and section 3250 of said article and act are hereby designated subdivision (f) section 3260 of said article and act and as such are reenacted

[(e)] (f) Non-debt Revenue Sewer Bonds

Section [3250] 3260 Sewer Bonds For the purpose of financing the cost or expense or its share of the cost or expense of constructing or acquiring a sewer sewer system or sewage treatment works either singly or jointly with other municipalities or townships or both any city may issue nondebt revenue bonds secured solely by a pledge in whole or in part of the annual rentals or charges for the use of such sewer sewer system or sewage treatment works Said bonds shall not pledge the credit nor create any debt nor be a charge against the general revenues nor be a lien against any property of the city but shall be a lien upon and payable solely from the annual rentals or charges for the use of said sewer sewer system or sewage treatment works

Whenever any city has enacted an ordinance or resolution imposing a sewer rental or charge upon properties to be served by such sewer system or sewage treatment works when the same is completed and has pledged sufficient of the revenues to be derived therefrom for the payment of the interest and sinking fund charges on such non-debt revenue bonds it shall have power to authorize the issue and sale of such non-debt revenue bonds from time to time as the work of construction proceeds and sufficient additional non-debt revenue bonds as may be necessary may be issued and sold to provide for the interest and sinking fund charges accruing thereon until said sewer system or sewage treatment works has been completed and has been in operation for not exceeding one year in order to provide sufficient revenues until such time as sewer rentals or charges may be collected from the owners of properties being served

Nothing in this section shall be construed to abridge or restrict or in any way impair the right of any city to create indebtedness in accordance with existing laws

Section 33 Sections 3301 and 3302 subdivision (a) and section 3310 subdivision (b) of Article XXXIII of said act are reenacted revised and amended to read as follows

Article XXXIII

Collection By Instalment of the Cost of [Highway] Street and Sewer Improvements

(a) [Highway] Street and Sewer Improvements

Section 3301 Payment of Assessments in Instalments Whenever any ordinance is passed providing for the grading paving or [macadamizing or] other improvement of any [highway] street [lane or alley] or part thereof or for the construction of any sewer the expense whereof is to be defrayed by local assessments [as hereinbefore provided] it may be prescribed in such ordinance that the assessments may be paid in not more than ten equal instalments payable at such times as may be fixed by ordinance the last thereof not to be more than ten years after the completion of the work on the improvement for which it is assessed The instalments shall bear interest at the rate of not more than six per centum per annum commencing at such times as may be fixed by ordinance If any of said instalments shall remain unpaid for two months after the same shall become due and payable the whole of the assessment remaining unpaid shall be due and

payable Any person upon whom such assessment has been made may pay all or as many as he chooses of such instalments before the same are due

Section 3302 Collection of Assessments All assessments made in pursuance hereof shall be collected in the same manner and with the same penalties as provided by law for the collection of municipal claims

(b) [Highway] Street Improvements

Section 3310 Issue of Bonds for Payment of Cost of Improvement In order to provide for the payment of the cost and expense of the permanent paving and improvement of any street [highway lane or alley] or part thereof cities may in addition to other methods provided from time to time issue their bonds in such sums as may be required in all to an amount not exceeding the cost and expense of such improvement and interest thereon

Said bonds shall bear the name of the [highway] street [lane] [or alley] to be improved They shall [be payable at a period not less than five years from the date of their issue to be provided in the ordinance directing the improvement and] bear interest at a rate not exceeding six per centum per annum payable semiannually on the first day of July and January and their maturity shall be fixed in accordance with the Municipal Borrowing Law

Section 33.1 Sections 3312 and 3316 inclusive of said article and act are respectively renumbered 3311 to 3315 inclusive and so renumbered are hereby reenacted

Section [3312] 3311 Disposition of Proceeds of Sale of Bonds Assessment on Properties Said bonds shall be negotiated at not less than par as other bonds of said cities are negotiated and the proceeds thereof applied solely to the payment of the cost of said improvement The contract price of the same and interest thereon to the first day when interest thereon is payable shall be taken as the cost of said improvement to be assessed on the property benefited according to the provisions of this act

Section [3313] 3312 Entering of Assessments as Liens Such assessments shall be entered in the proper municipal lien and judgment docket in the prothonotary's office and shall if filed within six months from the completion of the improvements without the issuing of a scire facias to revive remain a first lien upon the property assessed until fully paid having precedence of all other liens except taxes and shall not be diverted by any judicial sale unless the payment of the same is provided for from the proceeds of such sale

The assessment shall state the name of the city claimant the name of the owner or reputed owner a reasonable description of the property the amount claimed to be due for what improvement the claim is made and the time when the assessment was finally confirmed or made

Section [3314] 3313 Instalment Payment of Assessments Such assessment shall be payable at the city treasurers' office in equal semiannually instalments with interest at the rate provided in said bonds from the date to which interest was computed on the amount of the assessments or so much as remains unpaid from time to time until all said assessments and interest are fully paid The money so received by the city treasurer shall be applied to the sinking fund

Section [3315] 3314 Collection of Unpaid Instalments In case of default in the payment of any semi-annual instalment of said assessment and interest for a period of sixty days after the same shall become due and payable the entire assessment and accrued interest shall become due and payable and the city solicitor shall proceed to collect the same under the provisions of laws creating and regulating municipal liens and proceedings thereon

Section [3316] 3315 Payment in Advance Discharge of Lien as Part of Property Any owner of property against whom an assessment shall have been made for such improvement shall have the right to pay the same or any part remaining unpaid in full with interest thereon to the next semi-annual payment due on said assessment and such payment shall discharge the lien If any owner shall subdivide any property after such lien attaches he in like manner may discharge the same upon any subdivided portion thereof by paying the amount for which said part would be liable

Section 34 Sections 3401 to 3409 inclusive of Article XXXIV of said act are hereby reenacted revised and amended to read as follows

Article XXXIV

Water-Courses

Section 3401 Changing of Water-courses Removing Obstruction Therefrom Cities may by ordinance after the consent of the Water and Power Resources Board and of the Federal government where required has first been obtained establish the lines change and vacate the channels beds and mouths of water-courses [other than navigable streams] through lands marshes or waters in or adjacent to the city crib wall confine pave or completely inclose and prevent and remove obstructions therefrom at the expense of those causing the same and for such purposes may enter upon and condemn such property and materials as may be necessary Cities may construct and maintain dams as hereinafter provided Cities may also by ordinance establish the lines of banks of streams of water which pass through or along the boundary of such cities and by proceedings at law or equity prevent and remove all such encroachments on the banks of streams and water-courses as threaten to or do injure the city or the property therein

Section 3402 Notice No ordinance for the establishment of lines or the vacation or alteration of the course or channel of any watercourse shall be ~~passed until~~ notice thereof has been given by publication of the proposed ordinance at least once a week for three consecutive weeks in one newspaper [published in the city] in accordance with the provisions of section one hundred nine of this act

Section 3403 Viewers to Assess Damages The city may at any time after the passage of the ordinance present a petition to the court of common pleas setting forth the lines established and the nature of the vacation or alteration proposed in the course or channel of such watercourse together with a description of the proposed improvements and praying the court to appoint three viewers to ascertain the damages costs and expenses for so much thereof as the viewers may deem reasonable upon the property benefited

Section 3404 Appointment of Viewers The court or any law judge thereof in vacation shall appoint three viewers from the county road of viewers and appoint a time not less than twenty nor more than thirty days thereafter when the viewers shall meet upon the line of the improvement and view the same and the premises affected

Section 3405 Proceedings to Assess Damages The proceedings before such viewers for the allowances of damages for property taken injured or destroyed and for the assessment of benefits upon property benefited shall be as provided in this act for the assessment of damages and benefits in eminent domain proceedings

Section 3406 Discontinuance of Proceedings If any city shall repeal any ordinance passed or discontinue any proceeding taken providing for any such improvements prior to the entry upon appropriation or injury to any property or materials the city shall not be liable to pay any damages but all costs upon any such proceeding together with any actual damage or injury sustained by reason of such proceeding shall be paid by the city

Section 3407 Liens When the court has entered its final decree confirming the report or fixing the assessments the assessments of benefits shall become liens upon the property assessed Claims therefor may be collected in the same manner as municipal claims are collected or they may be collected by action of assumpsit the lien of the judgment however to be limited to the property assessed

Section 3008 Water Excepted Nothing contained in the preceding sections of this article shall apply to any watercourse used by any municipality or water company as a source of supply unless such municipality or water company shall consent to such vacation or alteration

Section 3409 Construction of Dams Whenever the consent of the Water and Power Resources Board and of the Federal government whenever necessary has been

granted to any city to construct and maintain a dam in a public navigable river or stream flowing through or partly within and partly without its corporate limits for the purpose of improving the sanitary conditions thereof such city may purchase acquire enter upon take use and appropriate private property either within or without its territorial limits for that purpose If the city cannot agree with the owner or lessee of such private property upon the compensation for the property appropriated or the damages done or when by reason of the absence or legal incapacity of any such owner or lessee no such compensation can be agreed upon the court of common pleas of the county in which such property may be situate or any judge thereof in vacation on application thereto by petition by said city or such owner lessee or any person affected shall appoint viewers to view and ascertain the damages done by reason thereof and the proceedings thereupon shall be as provided in this act in the case of property taken injured or destroyed

Section 35 Sections 3501 to 3521 inclusive paragraphs (1) (2) and (3) of subdivision (a) of Article XXXV of said act are reenacted revised and amended as follows

Article XXXV

Public Service

(a) Water Supply

(1) General Provisions

Section 3501 Exclusive Right to Furnish Water to City Frontage Tax Each city shall have the exclusive right at all times to supply the city with water and such persons partnerships and corporations therein as may desire the same at such prices as may be agreed upon and for that purpose to have at all times the unrestricted right by ordinance subject to the provisions of existing laws to make erect and maintain all proper works machinery buildings cisterns reservoirs pipes conduits for the raising reception conveyances and distribution of water or in territory not supplied with water to make contracts with and authorize any person company or association so to do and to give such person company or association the privilege of furnishing water as aforesaid for any length of time not exceeding ten years Whenever an extension of a supply of water to portions of the city not previously supplied shall be made it shall be lawful to charge all owners of houses lots and buildings on each side of the street a frontage tax [at such rate per foot as council may by ordinance fix] for the local water supply part thereof according to the foot front or the assessed valuation of the property for city purposes or according to benefits This tax shall be collected and recovered in the manner provided by law for the recovery of municipal claims The legal title to all waterworks heretofore vested in any city by equitable title shall after the effective date of this act be vested in such city Said waterworks shall be operated maintained and managed in the same manner and subject to the same provisions as any waterworks owned or acquired by cities

(2) Acquisition by Eminent Domain

Section 3505 Appropriation of Lands and Waters Any city desiring to erect water-works or to improve its water supply may appropriate springs streams rivers or creeks and lands easements and rights of way within or without its limits and for the purpose of conducting water obtained outside the limits of the city may lay pipes under and over any lands rivers streams bridges highways and [across] under railroads No water appropriated under the provisions of this section shall be used in such manner as to deprive [the owner thereof] riparian owners thereon of the free use and enjoyment of the same for domestic or farm purposes

Section 3506 Agreements as to Damages Bonds Prior to any such appropriation the city shall attempt to agree with the owners as to the damage done or likely to be done If the parties cannot agree or the owner cannot be found or is under legal incapacity the city shall [if required by the court upon] petition [file its bond in] the court of common pleas to fix the amount of its bond with or without surety as the court may direct conditioned

for the payment to the owner of the property of the damages for the taking thereof when the same shall have been ascertained and shall file said bond as approved in the said court

Section 3507 Appointment of Viewers Proceedings Upon petition of either the property owner or city the court shall appoint three viewers from the county board of viewers who shall assess the damages for the property or rights appropriated and shall fix a time for their meeting of which notice shall be given to all parties interested by newspaper publication at least once in at least one newspaper ten days prior to such meeting as required by section one hundred and nine of this act and the posting of hand bills along the line of said improvement The proceedings for the assessment of damages shall be as provided in this act in case of property taken injured or destroyed

(3) Acquisition by Purchase After Appraisalment

Section 3515 Petition to Court Expressing Desire to Acquire Water-Works Whenever any person firm or [any] corporation shall own any water-works or system [and a city is desirous of owning and operating such water-works or system] which furnishes water within the city such city may present its petition to the court of common pleas of the county setting forth that the city is desirous of owning and operating such water-works or system and that it will be necessary to issue bonds to be secured by such water-works or system and that a value should be placed upon such water-works or system including all property real and personal used in connection therewith A city may acquire by agreement with the owner thereof any water-works or system which furnishes water within the city or a part thereof and within nearby municipal subdivisions or parts thereof

Section 3516 Appointment of Engineers as Appraisers to Make Valuation The court shall thereupon appoint three [civil] registered engineers in civil engineering as appraisers to value and appraise such water-works or system and the property used in connection therewith and the contracts or agreements with municipalities or townships who shall file their report in the court within three months after their appointment unless such time be extended by the court

Section 3517 Powers of Appraisers The appraisers shall have access to the books and records of the person firm or corporation owning such water-works or system to inform themselves as to the income and value thereof They shall have power to administer oaths and are authorized to take the testimony of witnesses Their report shall be final if not appealed from

Section 3518 Appeal from Appraisalment Within ten days after notice of the filing of any report either party may appeal from such appraisalment alleging an undervaluation or overvaluation of the property and praying for a hearing before the court The court shall thereupon fix a time when such appeal may be heard of which time at least ten days' notice shall be given to the parties and upon such hearing the court shall have power to modify such report and either party may appeal from the final confirmation of such report to the Superior or Supreme Court

Section 3519 Effect of Failure of Owner of Works to Accept Price Fixed After the value is finally determined the city may buy such water-works or system at the valuation so fixed and the person firm or corporation owning the same shall within ten days after notice file in court its consent to sell and convey its water-works or system and property to the city at the valuation fixed And in default thereof such person firm or corporation shall cease to have any exclusive privilege of supplying the city or the citizens thereof with water and the city may install such water-works or system as may be necessary for the accommodation of the public

Section 3520 Issue of Bonds For the purpose of [such] any purchase authorized by this article in the city may issue [bonds which shall be secured solely by such water-works systems and property and the revenues thereof and without any other liability on the part of such city] gen-

eral obligation bonds or utility bonds or non-debt revenue bonds issued as provided by the Municipal Borrowing Law

Section 3521 Limit of Bond Issue Such bonds shall not exceed in amount the value fixed by the appraisers or the court The proceeds of the sale of such bonds shall be used exclusively for the purpose of paying for the property acquired

Section 35.1 Sections 3522 to 3524 inclusive paragraph (3) subdivision (a) of said article and act are hereby repealed

Section 35.2 Sections 3530 to 3532 inclusive of paragraph (4) section 3540 of paragraph (5) sections 3550 to 3553 inclusive of paragraph (6) sections 3560 to 3564 inclusive of paragraph (7) sections 3570 and 3571 of paragraph (8) all of subdivision (a) and sections 3575 and 3576 subdivision (b) and sections 3580 to 3589 inclusive subdivision (c) all of said article and act are hereby reenacted revised and amended as follows

(4) Acquisition of Competing Water Companies by Cities

Section 3530 Power to Acquire Companies Operating in Same Territory Any city owning operating or controlling a system of water-works for the supplying of water to persons partnerships and corporations residing therein and for [fire protection] municipal purposes whether the title to the said water-works be in the name of commissioners of water-works or in the city itself or otherwise may acquire all the water-works including water pipes mains service attachments fire hydrants and improvements of any water corporation or private individual operating partly within and partly without the limits of the said city both so much as is included within the limits of the said city and so much as is without the limits of the said city serving the territory adjacent thereto and acquire and exercise all of the franchises and powers of said prior owner both within and without the city limits

No such municipal acquisition shall be valid until upon application filed by the city and formally joined in by the proposed vendor water company the Public [Service] Utility Commission [of the Commonwealth of Pennsylvania] shall have found and determined after public hearing that the granting of such application and the service contemplated by the city is necessary or proper for the service accommodation and convenience of the public In any such proceeding the entire matter shall be before the commission and no further specific approvals of the said commission which might otherwise be required shall be necessary

Section 3531 Service Outside Limits Subjects to Control of Public [Service] Utility Commission The service of water by any such city in the territory outside of the limits of the city shall be subject to regulation and control by the Public [Service] Utility Commission as to character of service extensions and rates with the same force and in like manner as though the city serving in such territory were in fact a water corporation and with respect to such territory outside of the limits of the city and shall have all the powers and be subject to all the duties of a water corporation

Section 3532 Different Rates Within and Without City Inasmuch as the city may be serving its inhabitants at less than the actual cost of service including capital charges and depreciations because the plant may have been or may be built and operated in part out of the funds raised by municipal taxation no rate classification rule regulation or practice put in operation by the city in the portion of its territory supplied located beyond the city limits shall be considered as unjustly discriminatory solely by reason of the fact that a different rate classification rule regulation or practice is in operation within the boundaries of the municipality with respect to a similar service rendered

(5) Power to Furnish Water to Consumer Outside City

Section 3540 All cities wherein the title to the water-works therein located is or shall hereafter be in the name of the city may extend the water-pipes and improvements of any such water-works beyond the bounds

of the cities wherein they are located into the county and municipalities of the county in the vicinity of such cities and furnish water to any and all corporations institutions persons and [municipalities] municipal subdivisions in the counties in which said cities are located in accordance with law and the rules and regulations of the Public [Service] Utility Commission This section does not authorize a city to extend water-pipes or supply water in territory outside the boundaries of such cities which territory is being supplied with water by a private company

(6) Power to Lease Water-Works

Section 3550 Lease of Water-Works The council of any city may on behalf of such city enter into a contract with any private individual copartnership association or corporation for the leasing of any water supply works system and property or both of such private individual copartnership association or corporation

Section 3551 Terms of Lease Rental The said leasing may be for such term of years and at such rental as shall be agreed upon by the city and the private individual copartnership association or corporation

Section 3552 Operation of Property The property so acquired shall be operated in the same manner as if the same had been acquired by such city by purchase or condemnation proceedings

Section 3553 Rates The council of the city [with the consent of] subject to the Public [Service Commission] Utility Law shall fix the rates to be charged for the water furnished [within] without the limits of such city to individuals copartnerships associations or corporations

(7) Condemnation of Lands for Road Purposes and to Prevent Contamination

Section 3560 Overflowing Roads Acquisition of Lands to Reconstruct Roads Whenever any city in supplying water to the public shall find it necessary in storing water to occupy and overflow with water portions of any turnpike or public road or whenever any public road leads into or crosses over any reservoir used for the storage of water the city shall cause such turnpike or road to be reconstructed at its own expense on a favorable location and in as perfect manner as the original road and for such purposes is authorized to condemn land whenever an agreement as to the price cannot be had with the owners

Section 3561 Filing Maps and Plans After such change is made the city shall file in the court of quarter sessions of the county a map or plan showing such change of road and shall furnish to the supervisors or other authorities of the township or municipal corporation a copy of such map

Section 3562 Condemnation of Lands to Prevent Contamination Cities may acquire by purchase or condemnation such lands along and contiguous to the streams of water or reservoirs from which water is taken for public use as may be necessary to preserve the same from contamination

Section 3563 Security for Payment of Damages No land shall be taken injured or destroyed for the uses mentioned in this subdivision of this article until compensation therefor shall have been paid or secured before such taking injury or destruction

Section 3564 Condemnation Proceedings The damages incurred in changing the location of any such turnpike or public road and in condemning land to preserve water from contamination shall be ascertained in the manner provided in this act in case of property taken injured or destroyed

(8) Miscellaneous Provisions

Section 3570 Power of City to Patrol Through Private Lands Any city owning and operating a water works system is hereby authorized and empowered to enter by any of its employees upon private lands through which may pass any stream or streams of water supplying such city for the purpose of patrolling the drainage area of such stream or streams and making investigations or inquiries pertaining to the condition of the stream or

streams sanitary or otherwise Any injury or damage done to the property so entered upon shall be paid by such city

Section 3571 Leasing of Part of Water-works for Yacht Harbor The council or the commission of water-works or other body of any city having charge and control of the water-works property of any such city may subject to the approval of the State Department of Health and subject to proper restrictions lease for a period of years any portion of the real property not exceeding three acres and any water area under its control and not necessary or essential for the operation and maintenance of such water-works for the purpose of establishing and maintaining a harbor for yacht and for the erection of proper and suitable buildings in connection therewith whenever the occupation of the grounds and water areas so leased shall not interfere with the operation of such water-works or in any manner affect the sanitary conditions of any public water supply

Any such lease before the same is executed shall be submitted to and be approved by the Department of Health

(b) Power and Light

Section 3575 Power to Furnish Light Cities shall have the exclusive right at all times to supply the city with electric gas or other light and such persons partnerships and corporations therein as may desire the same at such prices as may be agreed upon and shall have at all times the unrestricted right to make erect and maintain the necessary buildings machinery and apparatus for manufacturing and distributing the same or in territory not supplied with light to make contracts with and to authorize any person company or association so to do and to give such person company or association the privilege of supplying gas or other light as aforesaid for any length of time not exceeding ten years

Section 3576 Street Lighting Ornamental Lighting Systems Cities may by ordinance provide for and regulate the lighting of streets with gas or electric light or light by other means and upon petition of the majority of the property owners in number or interest abutting on any street or section thereof may install ornamental lighting systems and assess the costs of installation maintenance [and/] or operation entirely upon the city or entirely upon the abutting property owners or partly upon the abutting property owners and partly on the city

(c) Water and Lighting Commission

Section 3580 Creation of Water and Lighting Department Any city which now has or which may hereafter have the title to any water gas or electric light works by conveyance to the same or by operation of law in its corporate name or which may hereafter erect or purchase water gas or electric light works under the provisions of this act may create a department to be called the water and lighting department and for the organization and government of the same the council may divide the city into three districts for the election of a board of commissioners which districts shall be numbered one two and three one commissioner to be chosen from each respective district of which he shall be a resident at the time of his election and no member of council or person holding any city office shall be eligible as a member of said board

Section 3581 Election of Members of Commission The council of such city creating such department as aforesaid may on the second Monday of April or within thirty days thereafter elect one person from each of said districts as a member of the board of commissioners of the water and lighting department and at the first election each member of council shall vote for but two commissioners and the three persons being one from each of said districts having the highest number of votes shall be declared elected The commissioners so elected shall serve for the term of one two and three years respectively to be computed from the date of election and until their successors are duly elected and qualified The term of each shall be determined by lot at the first meeting of the board

and thereafter on the second Monday of April of each year or within thirty days thereafter the council shall elect one commissioner to serve for the term of three years

Section 3582 Compensation of Commissioners Oath Removal Filling of Vacancies The members of the board of commissioners created as aforesaid shall receive such compensation for their services as may be provided by ordinance Before entering upon their respective duties they shall take and subscribe the oath prescribed by this act for city officers and they shall be removable by council for misdemeanor in office or neglect of duty All vacancies occurring in the board shall be filled by council for the unexpired term

Section 3583 Duties of Board The Board shall take charge of the water and lighting department so created and shall employ and dismiss at pleasure a superintendent and a clerk who shall be secretary of the board whose compensation shall be fixed by council The board shall employ such laborers mechanics and workmen as they may deem necessary for the economical and efficient administration of said department They shall purchase such materials and supplies as may be required for keeping the works in good repair and have charge and control of all constructions repairs enlargements and extensions of the works and shall conduct and manage the affairs and business of the department in accordance with law and the directions of council

Section 3584 Estimates of New Work to Be Furnish Council The said board of commissioners shall whenever called upon by council make and submit to them full estimates of the cost charges and expenses of any new work enlargement extension of water or lighting supply or alteration which council may contemplate making relative to said works and may at any time submit to council any suggestions and estimates they may see proper to make touching the improvement extension or enlargement of said works but no new construction reconstruction extension supply of water or light or enlargement of said works shall be undertaken by said commissioners so created or materials or supplies be purchased therefor without the previous consent and direction of council

Section 3585 Payment of Cost of Extensions by Property Owners Frontage Tax Whenever an extension of a supply of water or light to portions of the city not previously supplied shall be made by the said commissioners they shall make out a full statement of the number of feet of main pipes laid or extended through any of the streets of the city in which main pipes were not laid before the said extension and shall file the same in the department and it shall be the duty of the clerk of said department forthwith on receipt of said statement to make out a list of all owners of houses lots and buildings on each side of the street through which said pipes are extended and to charge said owners and each of them for each and every house lot or building so situated in said streets at such rate per foot as council may by ordinance fix for said mains extending along the front of their respective houses lots and buildings Nothing herein contained shall be construed to prevent council from providing for the payment of water and gas pipes by the city

Section 3586 Collection of Frontage Tax Assessment of Cost Said charge shall be called the frontage water tax or lighting tax as the case may be and shall be collected and recovered in the manner provided by law for the recovery of municipal claims Whenever any pipes for the conveyance of water or light shall be laid in any of the streets or highways within such city the owners of the ground in front of which the same shall be laid shall pay for the expense thereof such sum for each foot of the front of their ground upon such street as council may by ordinance direct Provided that in all corner lots an allowance shall be made of one-third [(1/3)] the length of their front but such allowances shall be always and only on the street [or highway] having the longest front and in case both front are of equal dimensions the allowance shall be made in the street in which the pipes shall be last laid but in no case shall the allowance exceed sixty [(60)] feet on any corner lot And provided further That

when a corner lot shall have erected upon it two or more separate tenements there shall be an allowance made equal to one-third [(1/3)] of the depth of the corner tenement and the yard adjoining The provisions of this and the foregoing section shall not apply to any lot or piece of ground in such city upon which there may be a supply of water or gas obtained from any other source whatever but if at any time the owner of such lot or piece of ground shall desire to obtain a supply of water or gas from the works of such city then and in that case the provisions of this section shall first be complied with

Section 3587 Fixing Rates The board of commissioners may with the approval of council fix the water and lighting rates and the quantity to be used and for that purpose they shall on the first Monday of March in each year establish the rates for the succeeding year which rates shall be submitted by them to council for its approval and when approved such rates shall not be changed for and during the year but if not approved the existing rates shall continue until modified by the commissioners with the approval of council

Section 3588 Collection of Lighting and Water Rates Council shall provide by ordinance for the collection of all the lighting and water rates that may accrue from time to time to the city for the use of the water or light fixing the time when such rates shall be payable and the penalties for nonpayment thereof and such rates shall be charged to the respective owners of the real estate on which such water or light is used and if the same shall not be paid in accordance with the provisions of such ordinance claims for the amounts due shall be registered in the city lien docket in the same manner as provided by law in the case of unpaid city taxes on real estate with the like force and effect as to the lien thereof

Section 3589 Report to Council Accounts of City Treasurer Disposition of Surplus The board of commissioners shall annually at a stated meeting of council in the month of January report to said council a full statement of all the repairs alterations reconstructions new constructions expenditures and everything relating to the management and cost to the city of maintaining each of the said works The city treasurer shall keep his accounts in such manner as to show in his monthly report distinctly and separately the entire amount of revenue realized during each month from the water and lighting departments of said city respectively and the revenues derived from the said water and lighting departments shall be applied exclusively to the purposes of said departments respectively and the surplus if any to the reduction of the debt thereof Any surplus revenues from said water and lighting departments after the payment of all the debts of said respective departments shall be applied as follows The surplus from the water revenues to the reduction of the bonded indebtedness which has been created by the city for the erection and construction of its water-works and the surplus from the lighting revenues to the reduction of any bonded indebtedness which has been created by the city for the erection and construction of its lighting plant

Section 36 Sections 3601 to 3612 inclusive of Article XXXVI of said act are hereby reenacted revised and amended as follows

Article XXXVI

Public Buildings and Works

Section 3601 Hospitals [Prisons] Jails Poor Farms Et Cetera [Cities] Each city may by ordinance erect purchase establish or maintain hospitals [prisons] jails workhouses or houses of correction for juvenile or other offenders and prescribe regulations for the government thereof and erect all public buildings necessary for the use of the city or of any department thereof purchase take use or occupy private lands upon which to erect any of the said buildings purchase take use or occupy within or without the limits of the respective city whether within the county wherein is located the city or within a county adjacent thereto or within both private lands and buildings establish and maintain a general hospital or hospitals for the cure and treatment of the sick and injured or a hospital

or hospitals for the treatment and separation of persons suffering with contagious or infectious diseases [with authority to] and prescribe rules and regulations for the government management and maintenance thereof purchase take use or occupy within the limits of the county of such city or within a county adjacent thereto or within both private lands upon which to establish and maintain a poor farm with all necessary and convenient buildings and appliances where the city may support and maintain such poor persons as such city is by law required to support and maintain acquire by purchase or in other lawful manners within or without the city but within the county or counties in which the city is located sufficient real estate for present and future use upon which to erect workhouses or houses of detention poor houses garbage and incinerating furnaces The proceedings for the assessment of damages for any property taken occupied or used for any such purpose shall be the same as provided in this act for property taken injured or destroyed

Section 3602 Public Auditoriums Libraries Memorials and Monuments Cities may take purchase or acquire by any lawful means or through condemnation proceedings property for the purpose of erecting thereon public auditoriums public libraries public memorial buildings and monuments

Section 3603 Payments of Cost of Erection and Maintenance Cities may appropriate money or issue bonds for the erection on said property purchased or acquired through condemnation proceedings public auditoriums public libraries public memorial buildings and monuments Cities may also appropriate moneys for the operation and maintenance of such public auditoriums public libraries memorial buildings and monuments

Section 3604 Proceedings for Assessment of Damages All proceedings for the assessment of damages for property taken for auditoriums libraries memorials and monuments shall be had in the manner provided by this act for property taken injured or destroyed

Section 3605 Donation of Land by City for Library Purposes Contributions Toward Maintenance Cities may donate ground thus acquired for a public library to any library association provided said association will furnish the funds for the erection of the library building the plans of which are approved by the city but only in such cases where the said library association is by its by-laws and charter compelled to put back into the property any surplus earnings from the operation of said library Cities [by order of council may contribute from time to time towards the operating support of such library a sum not to exceed fifty per centum (50%) of the annual operating maintenance of said] may make appropriations towards the operating expense of such library

Section 3606 Rental of Public Auditoriums Disposition of Proceeds Cities in the case of public auditoriums may by order of council charge a [nominal] rental for the use of said auditorium All moneys derived from rental of said auditoriums shall [first be devoted to the maintenance of said auditorium and any annual balance accruing therefrom shall be turned over to the city funds for the maintenance of public parks and grounds] be paid into the general fund of the city

Section 3607 Leasing of City Property as Memorials [Cities] Each city may lease real estate the property of said city on long term improvement leases at a nominal rental or otherwise to a corporation of the first class for the purpose of providing an auditorium for dramatic musical artistic literary [or] scientific [events including provision for the accommodation for] or patriotic societies or [groups] events or for such other purposes as may be approved from time to time by [the city said auditorium to be a memorial to the heroes of the Great War] council

Section 3608 Term of Lease Renewals Improvements to Be Erected Every such lease shall be for a term of not more than ninety-nine years and may provide for a right of renewal for a like term and shall contain provision for the improvement of the real estate by the erection of a suitable building or buildings of dignified and appropriate architecture absolute ownership of which building or

buildings shall revert to the city free of any claim or charge at the end of the term of the said lease or any renewal thereof

Section 3609 Use of Buildings The building or buildings so erected may be used for any one or more of the following purposes which are hereby declared in respect of this subject matter to be used for public purposes As an auditorium for dramatic musical artistic literary or scientific events including provision for the accommodation of patriotic societies or groups or such other accommodations and features as may be approved from time to time by the city

Section 3610 Title in City Exemption from Taxation Maintenance The title to the said property as so improved shall remain in the city and neither the said real estate nor the leasehold created by such lease shall be subject to local or other taxation

The [leases] lessees shall be exclusively liable for the maintenance and upkeep of the demised premises and shall be solely responsible for the maintenance and operation thereof

Section 3611 Rental Any such lease may provide that the lessor shall be entitled to receive a sum equal to the net income of said demised premises after reasonable reserves and proper amortization charges

Section 3612 Location of City [Prisons] Jails Restricted No city shall erect or construct a city [prison] jail or lockup or use any existing building or lock-up for the first time which will be or is located within five hundred feet of any public school building

Section 37 Sections 3701 to 3713 inclusive of Article XXXVII of said act are hereby reenacted revised and amended as follows

Article XXXVII

Parks Playgrounds and Recreation Centers

Section 3701 Plans of Parks and Playgrounds Every city shall have a general plan of its parks and playgrounds including those which have been or may be laid out but not opened Said plan shall be filed in the office of the engineer or other proper office of the city and all subdivisions of property thereafter made shall conform thereto The location of parks or playgrounds laid out and confirmed by authority of council shall not afterwards be altered without the consent of council No map or plot of parks or playgrounds shall be entered or recorded in any public office of the county in which said city is situated until approved by council No person shall hereafter be entitled to recover any damages for the taking for public use of any building or improvements of any kind which may be placed or constructed upon or within the lines of any located park or playground after the same shall have been located or ordained by council

Section 3702 Lands for Planned Parks to Be Appropriated Within Three Years Whenever any park [or] parkway or playground may hereafter be superimposed upon the confirmed plan of the streets or parks of any city in sections not entirely built up by ordinances of council unless an ordinance actually appropriating the land within the lines of said park [or] parkway or playground to public use is duly passed by council thereof or said land is acquired by council within three years from the passage of said ordinance superimposing said plan upon said land said ordinance superimposing said plans upon said land shall be void and of no effect and said plan shall be automatically removed from said land as if it had never been placed thereon nor shall any plan again be superimposed on said land without an accompanying ordinance condemning same to public use

Section 3703 Acquisition of Lands and Buildings Cities may enter upon take use purchase and acquire by gift or by the right of eminent domain lands property and buildings for the purpose of making extending enlarging and maintaining public parks parkways playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers hereinafter called recreation places may levy and collect such special taxes as may be necessary to pay for the same and make appropriations for

the improvement maintenance care regulations and government of the same Cities may designate and set apart for use for any of the purposes specified in this section lands and buildings owned by such cities and not dedicated or devoted to other public use Cities may also lease lands and buildings in such [city] cities for temporary use for such purposes Lands property and buildings outside the limits of the city may be [taken] acquired in like manner for [the purpose of a park parkway or playground] recreation places and such lands may be annexed to the city in the manner provided by this act for the annexation of territory to a city

Section 3704 Creation of Recreation Board The authority to supervise and maintain [parks playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers] recreation places may be vested in any existing body or board or in a recreation board as council shall determine Council may equip operate and maintain the [parks playgrounds playfields gymnasiums swimming pools bathing places public baths or indoor recreation centers] recreation places as authorized by this act Such authorities may for the purpose of carrying out the provisions of this article employ play leaders recreation directors supervisors superintendents or any other officer or employees as they deem proper The compensation of such officers and employees shall be fixed by council

Section 3705 Composition of Board If council shall determine that the power to equip operate and maintain [parks playgrounds playfields gymnasiums public baths bathing places swimming pools or recreation] [centers] recreation places shall be exercised by a recreation board they may establish in said city such recreation board which shall possess all the powers and be subject to all the responsibilities of council under this article Such board when established shall consist of five persons two of [the members] whom shall be members of the school board The board shall be appointed by the mayor with the approval of council and shall serve for terms of five years or until their successors are appointed except that the members of such board first appointed shall be appointed for such terms that the term of one member shall expire annually thereafter Members of such board shall serve without pay Women shall be eligible for appointment Vacancies in such board occurring otherwise than by expiration of term shall be for the unexpired term and shall be filled in the same manner as original appointments

Section 3706 Organization of Board Employees The members of a recreation board established pursuant to this article shall elect their own chairman and secretary and select all other necessary officers to serve for a period of one year and may employ such persons as may be needed as authorized by this [act] article Such board shall have power to adopt rules and regulations for the conduct of all business within its jurisdiction

Section 3707 Joint Ownership and Maintenance Any city may jointly with any other [city or] cities [and/or any borough or] boroughs [and/] or [township or] townships or any of them acquire property for and operate and maintain any [parks playgrounds playfields gymnasiums public baths bathing places swimming pools or indoor recreation centers] recreation places Any city may join with any school district in equipping operating and maintaining [playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers] recreation places and may appropriate money therefor

Section 3708 Issue of Bonds The city council may issue general obligation bonds for the purpose of acquiring lands or buildings for [parks parkways playgrounds playfields gymnasiums swimming pools public baths and indoor recreation centers] recreation places and for the equipment therefor

Section 3709 Maintenance and Tax Levy All expenses incurred in the operation of such [parks parkways playgrounds playfields gymnasiums swimming pools public baths bathing places and indoor recreation] [centers] recreation places established as herein provided shall be

payable from the treasury of the city Council may annually appropriate and cause to be raised by taxation such tax not to exceed two mills on the dollar of the assessed valuation of taxable property in such city for the purpose of maintaining and operating [parks parkways playgrounds playfields gymnasiums public baths bathing places swimming pools and recreation centers] recreation places

Section 3710 Leasing by City of Its Parks or Playgrounds Cities may enter into contracts and agreements with any incorporated association acting within its corporate powers for the use by the latter of any park or playground owned leased or occupied by said cities for such period and upon such terms as to maintenance upkeep and improvement of such ground as may be mutually agreed upon No such contract or agreement however shall permanently exclude the public of said cities from the use and enjoyment of said parks and playgrounds The said cities shall at all times be invested with the power and authority to adopt suitable rules and regulations concerning the use and occupation of said parks and playgrounds by the public generally and by such incorporated associations specially

Section 3711 Sale of Coal Under Parks or Commons Council may sell and lease at the best price obtainable and subject to such conditions as it may deem necessary to impose for the protection of the surface the coal under any park or common owned by and situate within the corporate limits of the city When any park or common shall front on a river or other public stream such portion of the amount realized from the sale or lease of such coal may be used for the erection of retaining walls as council shall deem necessary for the purpose Before any such coal shall be sold or leased the proposed sale shall be advertised in accord with the provisions of section one hundred and nine of this act at least once a week in three daily papers published in the city in which said coal is situate if there be so many and [also in some New York journal or magazine devoted to coal mines and mining for four weeks] in any other publication as council may determine and sealed bids shall be received and the person copartnership association or corporation offering the highest and best price shall be the purchaser but council shall have the right to reject all bids

Section 3712 Use of Proceeds of Sale or Lease of Coal Under Parks Whenever any city shall have sold or leased the coal underlying any public park or common within the limits of said city the proceeds of said sale or lease except as hereinbefore otherwise provided shall be applied only as follows First To the improvement policing and lighting of the said park or common or the redemption of bonds issued for the improvement of said park or common [second] Second Any surplus of the said proceeds [left beyond what is required for improving policing and lighting said park or common] may then be applied and used for the purchase and improvement of other lands within the limits of the city or immediately adjacent thereto for use as [public parks or commons] recreation places or for the building of bridges and construction of drains and sewers or for such other purposes as council may determine Provided That no land shall be purchased for such use with said funds unless the ordinance authorizing the purchase shall have been passed by the affirmative vote of [two-thirds of the] four members [elected to the said] of council

Section 3713 Application of Coal Rentals to Payment of Cost of Improvements Issue of Bonds Whenever hereafter any such city shall have leased the coal under any public park or common for a rental or royalty payable in periodical instalments in order to provide for the payment of the cost of any such improvements authorized in the preceding sections the said city may from time to time issue [improvement] general obligation bonds [based upon the faith and credit of the city and upon the pledge of such royalties in such sums as may be from time to time required not to exceed the cost of such improvement and the interest thereon Such bonds shall bear interest at the rate not to exceed six per centum per annum payable

semi-annually] The issuance of any such bonds shall be in accordance with the Municipal Borrowing Law

[The said rental or royalty shall be paid to the city treasurer and placed to the credit of the sinking fund for the redemption of said bonds and the payment of the interest thereon as the same shall become due] [The method of redemption shall be provided for in ordinance authorizing the issuing of such bonds]

Section 37.1 Section 3714 of said article and act is hereby repealed

Section 37.2 Sections 3715 to 3722 inclusive of said article and act are hereby respectively renumbered 3714 to 3721 inclusive and so renumbered are reenacted revised and amended as follows

Section [3715] 3714 Appointment of Directors of City Trusts Whenever any property or estate whatsoever has been conveyed bequeathed or devised to any city in trust for the purpose of establishing or maintaining a public park or other public purpose for the use and benefit of citizens of such city the court of common pleas of the county in which such city is located on petition of council of said city shall appoint five persons as directors of city trusts all of whom shall be citizens of such city and none of whom shall hold any office or employment thereunder who shall exercise and discharge all the duties and powers of said city however acquired concerning such property conveyed bequeathed or devised to such charitable use to the extent that the same has been or hereafter may be by statute or otherwise vested in or delegated to the said city or the officers thereof The directors of city trusts may delegate the supervision and operation of such city trusts as are recreation places to the authority determined by council for recreation places of the city in accordance with section three thousand seven hundred four of this act

Section [3716] 3715 Term of Service Removal Vacancies The persons so appointed shall serve as members of the board of directors of city trusts during good behavior subject however to [the] removal by the court of common pleas for dereliction or neglect of duty or for any other cause deemed by the said court to be important for the conservation or administration of the said trust thus imposed upon them

All vacancies shall be from time to time filled by the said court on petition of the council of said city or any of its citizens

Section [3717] 3716 Duties of Directors The said directors of trusts shall carefully invest and preserve the trust funds make such rules and by-laws for the proper regulation of their business not inconsistent with the terms annexed to any conveyance bequest or devise in any deed or last will and testament of any decedent appoint and employ as many agents and employees as in their judgment shall be necessary for the proper discharge of the said trust or trusts and in the name and in accordance with the conditions of said trusts do any and all things requisite for the proper administration and management of the property under their control

Section [3718] 3717 Directors to Be Agents of City to Have No Interests in Contracts The said directors in the discharge of their duties and within the scope of their powers shall be considered agents or officers of the city but no compensation or emolument whatever shall be received by them for any services performed relating to the said trusts nor shall any of them have or acquire any personal interest in any contract whatever made through them or their agents or employees

Section [3719] 3718 Appointment of Park Guards The council of every city shall have power under the provisions of this article to provide by ordinance for the selection and employment of such number of persons as they deem necessary to act as park guards fix their compensation and duties and provide for their uniforming

Section [3720] 3719 Powers of Park Guards Persons appointed as park guards under any ordinance passed pursuant to the provisions of the preceding section shall have in the parks and playgrounds and other public places in such cities and beyond the limits of such cities when such cities have acquired such lands properties and buildings

for park and palyground or other public purposes the same power in preserving the peace maintaining order and making arrests as policemen have in such cities

Section [3721] 3720 Control of Park Guards Such park guards shall be under the supervision control and direction of the director of the Department of Parks and Public Property

Section [3722] 3721 Sale of Unused and Unnecessary Land and Buildings The council of each city is hereby vested with the necessary power and authority to sell unused and unnecessary lands and buildings that have been dedicated to park purposes by public auction upon sealed bids or at private sale with approval of the court of common pleas Provided nevertheless That before any such sale is made council shall advertise said proposed sale [in accordance with the publication required under the contract sections of the Third Class City Code] twice in at least one newspaper in accordance with section one hundred and nine of this act

Section 38 Sections 3801 to 3810 inclusive subdivision (a) sections 3820 and 3821 subdivision (b) and sections 3830 to 3838 inclusive subdivision (c) of Article XXXVIII of said act are hereby reenacted revised and amended to read as follows

Article XXXVIII

Shade Trees and Forests

(a) Shade Trees

Section 3801 Shade Tree Commission Any city may by ordinance create a commission to be known as the Shade Tree Commission of such city but in cities where the council of said city shall not elect to create by ordinance such Shade Tree Commission the said council may exercise all the rights and perform the duties and obligations imposed by this article upon the Shade Tree Commission

Section 3802 Composition of Commission The commission if ordained shall be composed of three [freeholders] residents of the city who shall be appointed by the mayor and shall serve without compensation

[Whenever a shade tree commission is established by any city the mayor shall appoint three freeholders one] One commissioner shall serve for a term of three years one for a term of four years and one for a term of five years

On the expiration of the term of any commissioner a successor shall be appointed by the mayor to serve for a term of five years

Vacancies in the office of commissioner shall be filled by the mayor for the unexpired term

Section 3803 Powers May be Vested in Park Commission Whenever in any city there exists a commission for the care of public parks the council may also by ordinance provide that the park commission shall have the powers and be subject to all the duties prescribed by this article for the shade tree commission

Section 3804 Powers of Commission The commission shall have exclusive custody and control of the shade trees [in] of the city and may plant remove maintain and protect shade trees on the [public highways] streets and sidewalks in the city The commission may require the planting and replanting of shade trees along the streets and sidewalks of the city as council may direct The kind of tree and the alignment and locations of the trees shall be determined by the commission or as council may direct but shall not prevent necessary or reasonable use of streets sidewalks abutting property or the conduct of business

The commission may with the approved of council either employ and pay [such] superintendents engineers foresters tree-wardens or other assistants [as] or may contract for personal and professional services for the proper performance of the duties developing upon it [shall require] and may make publish and enforce regulations for the care and protection of the shade trees of the city No such regulation shall be in force until it has been approved by the council and until it has been published

at least twice in [one on] not more than two newspaper of the city

Section 3805 Report of Commission The shade tree commission shall annually report in full to the council at council's first stated meeting in October of its transactions and expenses for the last fiscal year of the city The park commission in cities wherein the park commission is authorized to act as the shade tree commission may incorporate such transactions and expenses [in] as a separate part of its regular report to council

Section 3806 Notices by Commission Whenever any shade tree commission or park commission acting as a shade tree commission proposes to plant transplant or remove shade trees on any [highway] street or sidewalk notice of the time and place of the meeting at which such work is to be considered shall be given in [one or more] not more than two newspapers published in the city once a week for two weeks immediately preceding the time of the meeting in accord with the provisions of section one hundred and nine of this act The notice shall specify in detail the [highways] streets or sidewalk or portions thereof upon which trees are proposed to be so planted replanted or removed

Section 3807 Payment by Owners The cost of furnishing planting transplanting or removing any shade trees in or along the [highways] streets of the city of the necessary and suitable guards curbing or grading for the protection thereof and of the replacing of any pavement or sidewalk necessarily disturbed in the execution of such work shall be paid by the owner of the real estate in front of whose property the work is done

The amount each [freeholder] owner is to pay shall be ascertained and certified by the commission to council and to the city treasurer

Section 3808 Assessments Liens Upon the filing of the certificate with the council the city clerk shall cause thirty days' written notice to be given by mail to the persons against whose property an assessment has been made The notice shall state the amount of the assessment and the time and place of payment and shall be accompanied with a copy of the certificate The expense of the notice shall be paid by the city

The amount assessed against the real estate shall be a lien from the time of the filing of the certificate with the council and if not paid within the time designated in the notice a claim may be filed and collected [by the city solicitor] in the same manner as municipal claims are filed and collected

Section 3809 Maintenance by City Tax Levy The cost and expenses of caring for such trees after [having] they have been planted [and] [the expense of the notice provided in the preceding section] shall be paid by the city

The needed amount shall each year be certified by the commissioners to council in time for inclusion in the proposed budget ordinance and the funds provided by council shall be drawn against as required by the commission in the same manner as money appropriated for city purposes

The city council may levy a special tax not to exceed the sum of one-tenth of one mill on the dollar on the assessed valuation of the property in said city for the purpose of defraying the cost and expenses of caring for such shade trees and the administrative expenses connected therewith or it may provide for such expenses by appropriations [equal to the amount certified to be required by the commission]

Section 3810 Penalties The commission to the extent as may be provided by ordinance of council may assess penalties for the violation of its regulations and of this article so far as it relates to shade trees Any penalties so assessed shall be a lien upon the real estate of the offender and may be collected as municipal claims are collected

All penalties or assessments imposed under this article shall be paid to the city treasurer to be placed to the credit of the commission subject to be drawn upon by the commission for the purposes [of the preceding sections of] authorized in this article

(b) Memorial Trees

Section 3820 [Planting of] Memorial Trees [Whenever in any city the council shall be satisfied that by voluntary contribution or by appropriation of public money sufficient funds are available to carry out the planting of a memorial tree for every Pennsylvanian who died in the service of the United States in World War I and World War II or in consequence of disabilities incurred in such service during either war above mentioned and who had been a resident of such city at the time of his or her enlistment or induction into said service then the council may arrange for the planting of a memorial tree for every such Pennsylvanian who had been a resident of said city. Such trees either shall be planted near the homes of such Pennsylvanians or in a memorial grove. Such trees or groves shall be appropriately marked by metal plates, monuments or other effective and permanent means to identify the purpose for their planting.] Council may provide for or authorize provision for memorial trees for residents of the city who died while in the military service of the United States or in consequence thereof. Council may make appropriations or accept contributions for this purpose. Such trees shall bear some permanent indication of their purpose.

Section 3821 Penalty for Injury to Memorial Trees. Any person willfully maliciously or negligently destroying or injuring any trees planted pursuant to the provisions of this subdivision (b) shall be guilty of a misdemeanor and upon conviction shall be liable to a fine not exceeding five hundred [(\$500.00)] dollars or imprisonment not exceeding three [(3)] months or [by] both [such fine and imprisonment] in the discretion of the court.

(c) Forests

Section 3830 Acquisition of Land for Forest Purposes. Cities may acquire by purchase, gift or lease and hold tracts of land covered with forest or tree growth or suitable for the growth of trees and administer the same under the direction of the [commissioner of forestry] Department of Forests and Waters in accordance with the practices and principles of scientific forestry for the benefit of the city. Such tracts may be of any size suitable for the purpose and may be located within or without the city limits.

Section 3831 Approval of [Secretary] Department of Forests and Waters. Before the passage of any ordinance for the acquisition of land to be used as municipal forests, the mayor shall submit to the [Secretary] Department of Forests and Waters and secure [his] its approval of the area and location of such land.

Section 3832 Ordinance Declaring Intention. Whenever the council [of any city] deems it expedient to acquire any lands for the purposes of municipal forests, it shall so declare in an ordinance wherein shall be set forth all facts and conditions relating to the proposed action.

Section 3833 Appropriations of Money. All money necessary for the purchase of such tracts shall be appropriated in the same manner as appropriations for city purposes and such funds may be provided from the current revenue or by the proceeds of a sale of general obligation bonds in accordance with [existing law] the Municipal Borrowing Law.

Section 3834 Rules and Regulations. Upon the acquisition of any municipal forests or land suitable for such, the council shall notify the [Secretary] Department of Forests and Waters [who] which shall make such rules for the government and proper administration of the same as may be necessary. The council shall publish such rules, declare the uses of the forest in accordance with the intent of this subdivision (c) of this article and make such provisions for its administration, maintenance, protection and development as shall be deemed necessary or expedient. The rules governing the administration of such forests shall have for their main purpose the producing of a continuing city revenue by the sale of forest products.

Section 3835 Appropriations and Revenues. All moneys

necessary to be expended for the administration, maintenance, protection and development of such forests shall be appropriated and applied as is now done for city purposes. All revenue and emoluments arising from such forests shall be paid into the city treasury to be used for general city purposes.

Section 3836 Use of Forests. Municipal forests may be used by the public as general outing or recreation grounds subject to the rules governing their administration as municipal forests.

Section 3837 Ordinance of Sale. Whenever the council [of any city] deems it expedient to [alienate] sell any municipal forest or part thereof, it shall so declare in an ordinance wherein shall be set forth all the facts and conditions relating to the proposed action, which proposed ordinance shall be advertised once a week for three weeks prior to its passage. No ordinance shall be effective in legalizing such [alienation] sale until it has been approved by a majority vote of the people at the next ensuing general municipal or primary election.

Section 3838 Appropriation for Forest Work. Cities may appropriate moneys to any forest protection association cooperating in forest work with the State Department of Forests and Waters or to be expended in direct cooperation with said department in forest work.

Section 39 Sections 3901 to 3905 inclusive of Article XXXIX of said act are hereby reenacted, revised and amended as follows:

Article XXXIX

Wharves and Docks

Section 3901 Power to Erect and Maintain Wharves. Regulation Charges. Cities may erect and maintain wharves in navigable waters within or adjacent to the city, regulate the use thereof, fix and collect wharfage for all public wharves and docks within their limits in accordance with a regular schedule of charges, establish wharf and dock lines and construct and maintain docks, retaining walls, dams [and/or] and embankments. They may regulate the anchoring of all manners of vessels within their limits and the depositing of freight on public wharves and docks. Cities may pursuant to ordinance purchase or condemn such land or other property as they may need for the purposes of wharves and docks.

Section 3902 Erection of Market-houses and Railway Tracks on Wharves. Charges. Licenses. Cities may erect and maintain market-houses and terminal sheds or stations on [its] their wharves for the receipt and distribution of freight express [and other matter] hauled by boats, railroads and street cars [and] cargo, construct railroad and street railway tracks or other facilities on said wharves to provide for the convenient handling of such freight or express [matters], or cargo and collect rents, tolls or charges for the use of such market-houses, terminal stations, tracks, wharves and other facilities. No permit other than a license revocable at will shall be granted for the use of such tracks, terminal stations, wharves or other facilities and no exclusive permit for the use of such tracks or facilities shall be granted.

No structure so erected and no right granted under the powers herein conferred shall interfere with the general public use of wharves for [river] water-borne commerce.

Section 3903 Use of Unnecessary Wharves or Landings for Other Municipal Purposes. Whenever any city by ordinance declares that any public landing or public wharf or part thereof fronting on any navigable [river] water and lying within its limits has become unnecessary for use for public landing or public wharf purposes, the city may take enter upon and occupy for use for any other public purposes whatsoever the public landing or public wharf or part thereof so found unnecessary for such purposes, any limitation of use thereof by the municipality arising from donation, dedication, appropriation statute or otherwise to the contrary notwithstanding.

Section 3904 Appropriation of [Wharf Properties]. Wharves and Landings for General Purposes. Cities are vested with the right of eminent domain for the purpose of appropriating for such general public uses all such

public landings or public wharves or parts thereof so found unnecessary for such purposes together with any easements property and property rights connected therewith

Section 3905 Assessment of Damages All damages arising from the exercise of the power of eminent domain hereunder shall be ascertained and awarded in the manner provided by this act for property taken injured or destroyed

Section 40 Sections 4001 to 4006 inclusive of Article XL of said act are hereby reenacted revised and amended as follows

Article XL

City Planning

Section 4001 City Planning Commission Appointment of Commissioners Vacancies Powers A City planning commission consisting of five persons to be appointed by the city council is hereby created In the first instance one member of said commission shall be appointed for one year one for two years one for three years one for four years and one for five years Annually thereafter a member of said commission shall be appointed for a term of five years An appointment to fill a [casual] vacancy shall be only for the unexpired portion of the term All members of the said commission shall reside within the zone of jurisdiction of said commission as hereinafter defined No person holding office under the government of the city except the mayor or other members of council shall be ineligible to serve as a member of the city planning commission The commission may make and alter rules and regulations for their own organization and procedure consistent with the ordinances of the city and the laws of the Commonwealth The members of the commission shall serve without compensation and make annually to the council a report of their transactions The commission may pursuant to appropriations by council employ engineers and other [whose] pay their salaries and wages and incur other necessary expenses [of the commission shall be provided for by appropriations of council]

Section 4002 Action on [Ordinances] Bills Relating to Public Buildings Streets Parks Bridges Et Cetera The city clerk [of council] shall [upon introduction] furnish to the city planning commission for its consideration a copy of all [ordinances and] bills and all amendments thereto relating to the location of any public building of the city to the location extension widening narrowing enlargement ornamentation and parking of any street [boulevard parkway] park [playground] recreation place or other public ground to the relocation vacation curtailment charges of use or any other alteration of the city plan with relation to any of the same and to the location of any bridge tunnel and subway or any surface underground or elevated [railway] common carrier route The commission shall have the power to disapprove any [of the said ordinances bills or amendments] such bill or amendments thereto which disapproval however must be communicated to council in writing within [one week] ten days from the introduction of [said] [ordinances] the bill or the amendment but such disapproval shall not operate as a veto

Section 4003 Maps of City and Environs Recommendations to Council The city planning commission may make or cause to be made and lay before council and at [its] council's discretion cause to be published maps of the city or any portion thereof [including] and of territory extending three miles beyond the city limits showing the streets and highways and other natural and artificial features and also locations proposed by it for any new public civic centre street [parkway] park [playground] recreation place or any other public ground or public improvement or any widening extension or relocation of the same or any change in the city plan by it deemed advisable It may make recommendations to council from time to time concerning any such matters things [afore-said] for action by council and in so doing it shall have regard for the present conditions and future needs and growth of the city and the distribution and relative

location of all the [principle] principal and other streets and [railways] common carrier routes waterways and all other means of public travel and business communications as well as the distribution and relative location of all public buildings public grounds and open spaces devoted to public use

Section 4004 Recommendations to Public Authorities Corporations and Individuals The city planning commission may make recommendations to any public authorities or any corporations or individuals in said cities with reference to the location of any buildings structures or works to be erected or constructed by them

Section 4005 Approval of Plans of Building Lots Conflict of Jurisdiction All plans plots or re-plots of lands laid out in building lots and the streets [alleys] or other portions of the same intended to be dedicated to public use or for the use of purchasers or owners of lots fronting thereon or adjacent thereto and located within the city limits or for a distance of three miles outside thereof shall be submitted to the city planning commission and be approved by it before it shall be recorded No [unapproved] plan plot or re-plot shall be received or recorded in any public office unless the same shall bear thereon by endorsement or otherwise the approval of the city planning commission as required by law The disapproval of any such plan by the city planning commission shall be deemed a refusal of the proposed dedication shown thereon The approval of the commission shall be deemed an acceptance of the proposed dedication but shall not impose any duty upon the city concerning the maintenance or improvement of any such dedicated parts until the proper authorities of the city shall have made actual appropriation of the same by acceptance entry use or improvement No sewer water or gas main or pipes or other improvement shall be voted or made within the area under the jurisdiction of said commission for the use of any such purchasers or owners nor shall any permit for connection with or other use of any such improvement existing or for any other reason made be given to any such purchasers or owners until such plan is so approved Where the jurisdiction limit of three miles outside of the city limits as provided in this section may conflict with the zone of similar character connected with another municipality the jurisdiction of said commission shall extend only to the point equidistant between the city limits and the limits of said municipality

Section 4006 Jurisdiction May Be Transferred to Other Municipal Bureau or Commission Cities may provide by ordinance for the exercise of all rights and powers herein conferred upon the city planning commission by a park commission or kindred municipal bureau or commission authorized under existing laws

Section 41 Sections 4101 to 4125 inclusive and subdivisions (a) to (e) inclusive of Article XLI of said act are hereby repealed and the said article and act are hereby reenacted revised and amended by adding thereto new sections numbered 4101 to 4107 inclusive in subdivision (a) new sections numbered 4110 to 4114 inclusive in subdivision (b) new sections numbered 4120 to 4129 inclusive in subdivision (c) and new sections numbered 4130 to 4133 inclusive in subdivision (d) to read as follows

Article XLI

Zoning [and] Building [Regulations] Ordinances and Public Nuisances

(a) The Zoning Ordinances

Section 4101 Zoning Council shall have the authority to define zones within the city in accordance with a comprehensive plan to promote public health safety morality and the general welfare

(a) by adequately providing for light and fresh air water schools parks and recreation places transportation sewerage drainage and other public needs

(b) by providing against the overpopulating of areas in the city against traffic congestion and against public panics or tumults from fires or other calamities

(c) by reducing the possibilities of contagious and infections

(d) by all other measures for the avoidance of slums for the proper development of residential areas of business centers and industrial areas giving reasonable consideration to the character of the various districts of the city and their peculiar suitability to particular uses so as to conserve property values and encourage the most appropriate use of the land throughout the city

Section 4102 Zones Council may divide the city into zones and determine the number of zones the shape and area of each and the manner of establishing the boundaries thereof

Section 4103 Classifications and Regulations within Zones Council may establish classes of buildings structures and land for any or all of the purposes of zoning Within the zones defined council may regulate and restrict according to the classes established by it

(a) The height number of stories and size of buildings and other structures

(b) Their construction alteration extension repair maintenance replacement or removal

(c) Their density of occupancy

(d) All facilities in or about them

(e) Their location and use

(f) The use of them or of land for trade industry residence or other purposes

(g) The percentage of lot they may occupy and the size of yards courts and other open spaces

(h) The materials used in or about the construction alteration extension repair maintenance replacement or removal of buildings and structures as to their combustibility and the fire-proof characteristics of the roofs of buildings and structures

(i) The establishment maintenance or setting back of building lines upon the streets

For the purposes of this section provisions of the zoning ordinance may be supplied by reference to the building code in effect in the city

Section 4104 Regulations and Restrictions to Be Uniform All zoning regulations and restrictions ordained by council shall be uniform for each class of building structures and land throughout each zone but the regulations and restrictions may differ as between zones

Section 4105 Public Nuisances Any building or structure erected reconstructed enlarged or added to or removed into or within the zones established by council in violation of the zoning ordinance shall be a public nuisance per se and be abatable as such

Section 4106 Penalties and Remedies Council may provide fines or penalties for the enforcement of the provisions of the zoning ordinance as authorized by this act and may in addition institute proceedings to restrain or abate violations of the zoning ordinance and to prevent the occupancy or use of a building or structure as to which there is a violation of the ordinance or as to which a violation would arise by such occupancy or use

Section 4107 Certain Public Utility Buildings Exempted The Public Utility Commission upon petition of a public utility company and after a public hearing may determine that a building structure or use of the company present or proposed which is or would be violative of the zoning ordinance is reasonably necessary to the welfare of the public and in such case the zoning ordinance shall not apply to the building structure or use in question

(b) Procedure for Adoption of Zoning Ordinance

Section 4110 Zoning Commission When council desires to consider the passage of a zoning ordinance it shall appoint a zoning commission of five residents of the city The duty of the zoning commission shall be to prepare the substantial provisions of a proposed zoning ordinance as hereafter specified Council may designate the city planning commission as the zoning commission The zoning commission may with the approval of council retain or employ such expert assistants as it may deem necessary

Section 4111 Procedure Before the Zoning Commission The zoning commission shall lay out the zones and the

boundaries thereof determine class of buildings structures and land and shall draft such regulations and restrictions for each zone and the classes of buildings structures and land therein as shall seem appropriate These proposals shall be embodied in the preliminary report of the zoning commission The commission shall then proceed to hold public hearings on its preliminary report Notice of the time and place of the first of such hearings shall be published on at least three consecutive days at least seven days prior to the first hearing in a daily newspaper of general circulation in the city in accordance with section one hundred and nine of this act After the conclusion of the public hearings the zoning commission shall prepare and submit to council its final report and recommendations

Section 4112 Procedure Before Council Upon receipt of the zoning commission's final report and recommendations council shall fix a time and place for public hearing by it thereon and shall give at least ten days notice of the first of such hearings by publishing a brief notice thereof at least two times in a daily newspaper of general circulation in the city in accordance with section one hundred and nine of this act The notice shall set forth the time and place of the first hearing and state when and where a copy or copies of the final report and recommendations will be available for public inspection Upon the conclusion of council's public hearings if a zoning ordinance be deemed advisable by members of council notice of intention to consider a proposed zoning ordinance shall be published in accordance with section one thousand fourteen of this act

Section 4113 Publication not Required Filing Notwithstanding any provisions for fines or penalties therein the zoning ordinance or any amendments thereto need not be published after passage The zoning ordinance together with a map or plan shall be filed in the office of the recorder of deeds as may be required by law

Section 4114 Amendments to Zoning Ordinance The regulations and restrictions the classifications of buildings structures and land and the manner of establishing the boundaries of zones contained in the zoning ordinance may be amended by council only in accordance with the procedure for enacting the zoning ordinance but in case a protest against any proposed change signed by the owners of at least twenty per cent either of the lots included in such proposed change or of lots immediately adjacent in the rear thereof extending one hundred feet therefrom or of those directly opposite thereto extending one hundred feet in depth from the street frontage of such opposite lots is presented to council before passage of the amending ordinance then an affirmative vote of at least four members of council shall be required for the proposed change Council may refer any such matters for amendment to the city planning commission for a preliminary and final report whether or not the planning commission acted as the zoning commission in the first instance Such amendments of the zoning ordinance shall be filed in the office of the recorder of deeds as may be required by law

(c) Board of Adjustment

Section 4120 Board of Adjustment Any zoning ordinance passed by council shall provide also for a board of adjustment to consist of three members appointed by council The initial terms of the first three members shall be as follows One shall serve until the first Monday of January following the adoption of the zoning ordinance one until the first Monday of the second January and the other until the first Monday of the third January Their successors shall serve for a term of three years Any vacancy shall be filled for the unexpired term only A board member shall be removable for official misconduct or neglect of duty Council may provide in the zoning ordinance for an alternate member of the board of adjustment to be appointed by council and to serve for a term of three years It shall be the duty of any such alternate member to attend meetings of the board at the call of the chairman or acting chairman and to act in place of any absent member

Section 4121 Conduct of Board's Business The board

of adjustment shall meet at the call of the chairman and at such other times as the board may determine. All meetings shall be open to the public. The board shall keep minutes of its proceedings showing the vote of each member upon each question or noting each absence or failure to vote. The chairman or in his absence the acting chairman may administer oaths and compel the attendance of witnesses. The board shall keep records of its examinations and other official actions which shall be immediately filed in the office of the board and shall be a public record.

Section 4122 Functions of the Board. The board shall adopt and make available to the public rules in accordance with the zoning ordinance for the exercise of its functions. The board shall:

(1) Hear and decide appeals upon allegations of material error in any order requirement decision or determination made by any official administering the zoning ordinance.

(2) Hear and decide special exceptions to the provisions of the zoning ordinance upon which the board is required to pass under the zoning ordinance.

(3) Authorize upon appeal in specific cases such variance from the provisions of the zoning ordinance as will not be contrary to the public interest but will observe the spirit of the ordinance and achieve substantial justice where because of special conditions a literal enforcement would result in unnecessary hardships.

(4) Perform such other duties as may be provided for it in the zoning ordinance.

Section 4123 Appeals to Board Appeals to the board of adjustment may be taken by any person aggrieved or by any city officer affected by any decision of the administrative officer. Such appeal shall be taken within a reasonable time as provided by the rules of the board by filing with the officer from whom the appeal is taken and with the board a notice of appeal specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken.

Section 4124 Effect of Appeal. An appeal to the board shall stay all proceedings in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the board of adjustment after the notice of appeal has been filed with him that in his opinion and by reason of facts which he shall specify therein a stay would cause imminent peril to life and property. Upon such a certification proceedings shall not be stayed otherwise than by a restraining order granted by the board or by a court of record after notice to the officer appealed from and due cause shown.

Section 4125 Hearing of Appeal. The board of adjustment shall fix a reasonable time for the hearing of the appeal shall give public notice thereof by advertising at least one week before the hearing once in a newspaper of general circulation within the city in accordance with the provisions of section one hundred and nine of this act and shall give due notice to the parties in interest. Any party may appear at the hearing in person or by agent or attorney.

Section 4126 Board's Decision upon Appeal. Disposition of Appeals and Exceptions. The board shall decide each appeal within a reasonable time and notice thereof shall forthwith be given to all parties in interest. The board's decision shall be immediately filed in its office and be a public record. In the exercise of its functions upon such appeals or upon exceptions the board may in conformity with the provisions of this article reverse or affirm wholly or partly or modify the order requirement decision or determination appealed from or may make such order requirement decision or determination as in its opinion ought to be made.

Section 4127 Appeal from Board's Decision. Any person aggrieved by any decision of the board of adjustment or any city officer affected thereby may appeal therefrom within thirty days to the court of common pleas. Every such appeal shall specify the grounds thereof and the interest of the appellant. So far as practicable and consistently with the provisions of this article the procedure

for appeals from the board of adjustment shall be in conformity with the Rules of Civil Procedure of the Supreme court regarding appeals from administrative agencies.

Section 4128 Testimony. If upon the hearing of the appeal the court shall deem it necessary to have additional testimony it may remand the appeal to the board of adjustment with instructions or it may take testimony or appoint a referee to do so as it may direct and to report the testimony to the court with his findings of fact and conclusions of law.

Section 4129 Disposition of Appeals. Costs. The court may reverse or affirm in whole or in part or may modify the decision appealed from as to it may appear just and proper. Costs shall not be allowed against the board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from.

(d) Building Ordinances

Section 4130 Building Ordinance. Each city may enact a building ordinance which may provide for the following matters:

(a) A system of specifications and regulations to insure the structural safety and the incombustibility of buildings constructed, reconstructed, altered, enlarged, repaired or maintained within the city.

(b) A system of specifications and regulations for the setting out, construction, alteration, repair, maintenance, occupation, sanitation, ventilation, lighting, water supply, toilet facilities, drainage, use and inspection of all buildings or parts of buildings and the walls and foundations thereof constructed, erected, altered, designed or used in whole or in part for human habitation and for the sanitation and inspection of land appurtenant thereto.

Section 4131 Form of Building Ordinance. Passage. Penalties. The building ordinance may adopt any standard building code published and printed in book form covering any or all of the above items without incorporating such code in the ordinance or any city may enact any such building code as its building ordinance. In either event the building ordinance or code need not be advertised after passage but notice of its consideration in such reasonable detail as shall be in conformity with a uniform form to be prepared or approved by the Department of Labor and Industry shall be published as required by section one thousand fourteen of this act. Not less than three copies of the building ordinance adopted by council shall be made available to public inspection and use during business hours for at least three months after its adoption. The building ordinance may provide proper fines and penalties not exceeding three hundred dollars for violations thereof.

Section 4132 Building Inspectors. Council may appoint building inspectors and fix their compensation. Such inspectors shall have the right to enter upon and inspect any and all premises at all reasonable hours for the administration and enforcement of the building ordinance. Any fees payable to them under the building ordinance shall be paid by them to the city treasurer for the use of the city as promptly as may be.

Section 4133 Actions to Restrain Violations. The city may in addition to the penalties provided by its building ordinance bring actions at law or in equity to prevent or restrain, correct or abate any violations of its building ordinance.

Section 41.1 Subdivision (f) of Article XLI of said act is hereby changed to subdivision (e) and sections 4140 to 4143 inclusive of that subdivision of the said article and act are hereby reenacted, revised and amended to read as follows:

[(f)] (e) Abatement of Public Nuisances

Section 4140 Petition for Removal of Public Nuisances. Viewers Vacating Public Alleys, Lanes or Passageways Declared Public Nuisances by Board of Health. The council of any city may by resolution authorize and empower the mayor of such city to present a petition to the court of common pleas [of the county wherein such city is

located] setting forth that any property building premises business or occupation specifying the same fully and describing the same accurately located within said city has become a public nuisance injurious or dangerous to the community and to the public health Upon the presentation and hearing of such petition if the nuisance complained of be not a public nuisance per se then the court may appoint three viewers from the county board of viewers to go upon the premises where said nuisance is alleged to exist at a time to be fixed in order appointing the same of which time due notice shall be given to all persons affected which shall be not less than twenty nor more than thirty days from the date of the order making such appointment and shall thereupon being the first duly sworn view the property premises building business or occupation shall bear the parties their witnesses and counsel and shall make due report thereof to the court appointing them In any case where the board of health shall have declared any public alley lane or passageway or a part thereof to be a public nuisance any two or more owners of property adjacent or abutting thereon may petition council that such public alley lane or passageway or part thereof be vacated in accordance with the procedure provided in this subdivision for the abatement of public nuisance except that the viewers shall not question the finding of the board of health but shall determine whether or not the said alley lane or passageway or part thereof should be vacated Council may with or without the aforesaid petition proceed for the vacating of any such public alley lane or passageway or part thereof except that in no case shall any such alley lane or passageway be vacated in such a way or to such an extent as to deprive any lot abutting thereon of its sole means of ingress and egress nor shall any alley lane or passageway created by grant or contract and not therefore accepted by the public be vacated

Section 4141 Power of Viewers The viewers appointed as aforesaid may

First Determine whether or not the property premises building business or occupation is a public nuisance and if they shall find it is such a nuisance shall so return in their award and

Second Find what if any compensation shall be paid by the said city to the owner or owners of said property premises building business or occupation for the abatement of the same and if the finding of the said viewers be in favor of said city and direct the abatement of said nuisance then judgment shall be entered upon their award within thirty days after the same is filed unless the said award be appealed from or exceptions [there to] thereto be filed within thirty days No execution or other process for the collection of any sum of money awarded to any person or persons corporation or corporations as compensation for the abatement of any such nuisance shall issue until the said nuisance has been fully and completely abated and return thereof made to the court

Section 4142 Appeals Any of the parties interested in any proceedings provided by the preceding two sections may appeal to the court of common pleas [of the proper county] within thirty days from the date of filing an award such appeal to be in the same form as now governs appeals from the awards of viewers appointed pursuant to this act to assess damages for property taken injured or destroyed the party appealing to pay the costs incurred and to give bond with one surety for the payment of all costs which may thereafter be incurred Upon such appeal being perfected the court shall frame an issue which issue shall be placed at the head of the next trial list then open and shall be tried by the court and jury in the same manner as feigned issues are now tried Upon such trial the jury shall have power to find the same facts as are provided may be found by the viewers If the jury shall find in favor of the city and award any compensation to the owner or owners of said property premises buildings business or occupation judgment shall be entered upon the verdict [of a jury] No execution or other process for the collection of such

judgment shall issue the nuisance complained of shall have been fully and completely abated and return thereof made to the court upon which the court shall have power to award execution or other process necessary to enforce the collection of the judgment

Section 4143 Abatement of Public Nuisance After Award by Viewers Whenever the award of viewers or the verdict of a jury shall find that a public nuisance exists and the owner or owners of any property premises building business or occupation causing the same shall fail to abate the same within sixty days from the date of the judgment the authorities of said city shall have full power and authority to enter upon said property premises or building where said nuisance exists and abate the same and shall not be liable in any form of action for so doing The cost and expense of abating the same shall be deducted from any compensation awarded in said proceedings

Section 42 Sections 4201 to 4205 inclusive of Article XLII of said act are hereby reenacted revised and amended as follows

Article XLII

Aeronautics

Section 4201 Power to Acquire Land for Aeronautical Purposes Maintenance of Municipal [Airdromes] Airports Etc [A] With the approval of the Pennsylvania Aeronautics Commission a city may acquire by lease purchase or condemnation proceedings any land lying either within or without the territorial limits of the city and within or without the territorial limits of the county in which such city is located which in the judgment of council may be necessary and desirable for the purpose of establishing and maintaining municipal [airdromes and/or aviation landing fields] airports landing fields or intermediate landing fields and other air navigation facilities

Section 4202 Proceedings for Condemnation The proceedings for the condemnation of lands under the provisions of this [act] article and for the assessment of damages for property taken injured or destroyed shall be conducted in the manner provided by this act in the case of property taken injured or destroyed The title acquired by the city exercising the power of condemnation shall be a title in fee simple

Section 4203 Leasing of Land Acquired for Aeronautical Purposes Any city requiring land for any aeronautical purposes may lease the same or part thereof to any individual or corporation desiring to use the same for the purpose of taking off or landing [or starting] an aeroplane [therefrom] or for other aeronautical purposes on such terms and subject to such conditions and regulations as may be provided Any such city may enter into a contract in the form of a lease providing for the use of said land or any part thereof by the Government of the United States for air mail delivery or other aeronautical purposes upon nominal rental or without consideration

Section 4204 Operation of [Airdrome] Facilities Jointly [with County] Any city [acquiring land for any aviation purpose] may operate and maintain [said] municipal [airdrome or aviation landing field] airports landing fields or intermediate landing fields and other air navigation facilities jointly with any [county] other political subdivision or with the Pennsylvania Aeronautics Commission upon such terms and conditions as may be agreed upon between the [corporate authorities of the city] council and the [county commissioners of the county] corporate authorities of the other contracting party or parties

Section 4205 Appropriation for Support of [Airdromes or Landing Fields] Air Navigation Facilities [Cities which do] A city which does not own lease or operate municipal [airdromes or aviation landing fields] airports landing fields or intermediate landing fields or other air navigation facilities may appropriate money for the support and maintenance of [airdromes or aviation landing fields] any such facilities situate either within or without the

[limitations] boundaries of [any] the city [and within or without the limitations] or of the county or counties in which such city is located

Section 43 Sections 4301 to 4307 inclusive subdivision (a) sections 4320 to 4326 inclusive subdivision (b) and sections 4340 to 4353 inclusive subdivision (c) of Article XLIII of said act are hereby reenacted revised and amended as follows

Article XLIII

Pensions

(a) Police

Section 4301 Police Pension Fund Direction of Cities shall establish by ordinance a police pension fund to be maintained by an equal and proportionate monthly charge against each member of the police force which shall not exceed annually three per centum of the pay of such member which fund shall at all times be under the direction and control of council but may be committed to the custody and management of such officers of the city or citizens thereof or corporations located therein as may be designated by council and applied under such regulations as council may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service but such allowances as shall be made to those who are retired by reason of the disabilities of age shall be in conformity with a uniform scale Any compensation paid to a corporate custodian of the police pension fund shall be paid from the general fund of the city

Section 4302 Retirement Final Discharge Such ordinances shall prescribe a minimum period of continuous service not less than twenty years and when any minimum age is prescribed a minimum age of fifty years after which members of the force may retire from active duty and such members as are retired shall be subject to service from time to time as a police reserve until unfitted for such service when they may be finally retired by reason of age or disability

Section 4303 Allowances Payments for allowances shall not be a charge on any other fund in the treasury of the city or under its control save the police pension fund herein provided for The basis of the apportionment of the pension shall be determined by the rate of the monthly pay of the member at the date of injury death honorable discharge or retirement and shall not in any case exceed in any year one-half the annual pay of such member computed at such monthly rate

Section 4304 Inalienable Rights in Fund Whenever any person shall become entitled to receive an allowance from the police pension fund and shall have been admitted to participate therein he shall not be deprived of his right to an equal and proportionate participation therein upon the basis upon which he first became entitled thereto

Section 4305 Payments to Pension Funds by City There shall be paid annually to the organization or association constituting and having in charge the distribution of police pension funds in every city a sum of money not less than one-half of one per centum nor more than one per centum of all city taxes [collected] levied by the city other than taxes levied to pay interest on or extinguish the debt of the city or any part thereof

Section 4306 Designation of Organization to Manage Pension Fund The organization having in charge the distribution of police pension funds herein mentioned shall consist only of such as is by ordinance designated as the official and authorized organization or association to hold receive and distribute the funds of moneys for the purpose of pensioning the police officers of the city

Section 4307 Trusts for Benefit of Police Pension Fund Any city may take by gift grant devise or bequest any money or property real personal or mixed in trust for the benefit of such pension fund and the care management investment and disposal of such trust funds or property shall be vested in such officer or officers of [such] the city for the time being as the [city] council may designate and such care management and disposal shall likewise be

directed by ordinance and the said trust funds shall be governed thereby subject to such directions not inconsistent therewith as the donors of such funds and property may prescribe

(b) Firemen

Section 4320 Firemen's Pension Fund Management Annuity Contracts Except as hereinafter provided cities shall provide annuity contracts or establish by ordinance a firemen's pension fund to be maintained in part by an equal and proportionate monthly charge against each member of the fire department which shall not exceed annually three per centum of the pay of such member In any case where there is an existing organization or association for the benefit of fully paid firemen constituting and having in charge the distribution of firemen's pension funds no annuity contract shall be provided nor shall any firemen's pension funds be established under the provisions of this section unless and until the members of such organization or association by a two-thirds vote elects to transfer said existing fund into the pension fund required to be established by this section

All pension funds established under the provisions of this section shall be under the direction and control of a board of managers consisting of the mayor the director of accounts and finance the director of the department having charge of the fire department or in cities where the mayor is also the director of the department having charge of the fire department then the director of public safety the city controller and the chief of the bureau of fire ex officio and two members of the fire department to be chosen by the members of the fire department of the first managers so chosen by the members of the fire department one shall be chosen for a term of two years and one for a term of four years Biennially thereafter one manager shall be chosen for a third term of four years to take the place of the one whose term expires In case of vacancy among the managers chosen by the fire department a successor shall be chosen for the unexpired term The fund shall be applied under such regulations as the board of managers shall prescribe for the benefit of such members of the fire department as shall receive honorable discharge therefrom by reason of service or age or disability and the families of such as may be killed in the service All pensions as shall be allowed to those who are retired by reason of the disabilities or of service or age shall be in conformity with a uniform scale Benefits allowed from such fund to families of such as are killed in service shall take into consideration the member's widow and his minor children under eighteen years of age if any survive

Section 4321 Retirement Final Discharge Such regulations shall prescribe a minimum period of continuous service not less than twenty-five years and a minimum age not less than fifty-five years after which members of the department may be retired or elect to be retired on pension from active duty and such members as are retired shall be subject to service from time to time as a firemen's reserve in cases of emergency until unfitted for such service when they may be finally discharged by reason of age or disability

Section 4322 Maximum Amount of Pension Payments of pensions shall not be a charge on any fund in the treasury of the city or under its control save the firemen's pension fund herein provided for The basis of the pension of a member shall be determined by the monthly salary of the member at the date of retirement whether for disability or by reason of age or service and shall be one-half the annual salary of such member at the time of retirement computed at such monthly rate In the case of the payment of pensions to members for permanent injury incurred in service and to families of members killed in service the amount and commencement of the payment of pensions shall be fixed by regulations of the board which shall take into consideration the amount and duration of workmen's compensation allowed by law

Section 4323 Causes for Forfeiture of Rights in Fund Other Employments Whenever any person shall become

entitled to receive a pension from the firemen's pension fund and shall have been admitted to participate therein he shall not thereafter be deprived of his right to participation therein upon the basis upon which he first became entitled thereto except for one or more of the following causes that is to say Conviction of a felony or misdemeanor becoming an habitual drunkard or failing to comply with some general regulation relating to the management of said fund which may be made by the managers and which may provide that failure to comply therewith shall terminate the right to participate in the pension fund Any termination of a pension shall be only after such due notice and hearing as shall be prescribed by regulation of the managers

In case any retired member of the fire department shall after retirement engage in employment for compensation his pension from the firemen's pension fund shall be reduced to such an amount that when added to the compensation he receives for employment it shall equal the compensation he was receiving as a member of the fire department at the time of his retirement At any time when such other employment for compensation ceases his pension shall be fully restored

Section 4324 Payments to Firemen's Pension Funds by City There shall be paid to the firemen's pension funds by every city annually a sum of money not less than one-half of one per centum nor more than one per centum of all city taxes [collected] levied by the city other than taxes levied to pay interest on or extinguish the debt of the city or any part thereof

Section 4325 Transfer of Funds from Other Pension Funds In any city wherein the members of the fire department are members of a pension fund not established solely for the purpose of pensioning members of the fire department there shall be transferred from such other pension fund into the firemen's pension fund required to be established by this act the moneys contributed thereto by members of the fire department who have not been retired and a just and equitable proportion of the moneys contributed by the city to such other pension fund for the future retirement of members of the fire department Such transfers may be made by the transfer of securities The amounts to be transferred shall be amicably adjusted by the managers of the firemen's pension fund and the pension board having the charge of such other pension fund In case of disagreement as to the amount so to be transferred the disagreement shall be resolved by the city council whose action thereon shall be final

Nothing contained in this section shall be construed to relieve any existing pension fund of its liability to continue the payment of pensions to retired members of the fire department in accordance with the laws and regulations under which such members were retired

Section 4326 Trusts for Benefit of Firemen's Pension Fund Any such city may take by gift grant devise or bequest any money or property real personal or mixed in trust for the benefit of such pension fund and the care management investment and disposal of such trust funds or property shall be vested in such officer or officers of such city for the time being as the said city may designate and such care management and disposal shall likewise be directed by ordinance and the said trust funds shall be governed thereby subject to such directions not inconsistent therewith as the donors of such funds and property may prescribe

(c) Pension Funds for Employees other than
Policemen and Firemen

Section 4340 Pension Funds for Employees other than Police or Firemen Cities may create a pension fund for the pensioning of employees of said cities who are not members of the police force or fire department thereof and the families of such as may be injured or killed in the service in the manner under the conditions and subject to the qualifications following As used in this subdivision "employees" includes officers and officials of the city whether elected or appointed

Section 4341 Pension Board Duties In any city which

creates such pension fund there shall be created a board to be known as the pension board consisting of the mayor the city controller the superintendent of finance and two employees to be chosen by the employees contributing to the pension fund It shall be the duty of said board to register all persons employed by the said city and to administer the collections and distribution of the fund herein provided for and make such reasonable rules in the premises as such board may deem necessary to carry into effect the provisions of this act

Section 4342 Retirement Age Every person now or hereafter employed by any city which has created such pension fund and pension board as hereinbefore provided of the age of sixty years and upwards who shall have been so employed for a period of twenty years or more shall upon application to the board of pensions herein created be retired from service and shall during the remainder of his or her life receive the pension or compensation fixed by this act subject to such qualifications as are herein contained

Section 4343 Retirement Allowance Proof of Disability During the lifetime of any person in the employment of any city creating such pension fund and pension board as hereinbefore provided he or she shall be entitled to receive as a pension annually from the fund set aside for the purpose fifty per centum of the amount which would constitute the average annual salary or wages which he or she received during the last five years of his or her employment by the said city said pension to be paid in semi-monthly payments Should any person so employed after twenty years of service be dismissed voluntarily retired or be in any manner deprived of his or her position or employment before attaining the age of sixty years upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to the pension above mentioned notwithstanding he or she has not attained the age of sixty years at the time of his or her separation from the service of such city but said pension shall not commence until he or she has attained the age of sixty years Should any employee however become totally and permanently disabled after twenty years of service and before attaining the age of sixty years he or she shall be entitled to the said pension Proof of total and permanent disability shall consist of the sworn statement of three practicing physicians designated by the board that the employee is in a permanent condition of health which would permanently disable him or her from performing the duties of his or her position or office

Section 4344 Amount of Payments into Fund Repayment before Retirement The employees of any city creating such pension fund and pension board shall pay into the board of pensions monthly an amount equal to two per centum of their monthly salaries or wages [in no event however paying at a rate greater than four dollars per month] which shall be applied to the purposes of the fund Payment of the monthly amount or contribution herein mentioned shall cease and be discontinued at the time the beneficiary receives the pension herein provided If for any cause any employee contributing to the pension fund shall cease to be an employee of the city before the said employee becomes entitled to a pension the total amount of the contributions paid into the pension fund by such employee shall be refunded to him or her in full without interest If any such employee shall have returned to him or her the amount contributed as aforesaid and shall afterward reenter the employe of the city said employee shall not be entitled to the pension designated until twenty years after said reemployment unless he or she shall return to the pension fund the amount withdrawn in which event that period of twenty years shall be computed from the time said employee first enters the service of the city In the event of the death of any such employee before the said employee becomes entitled to the pension aforesaid the said total amount of contribution paid into the pension fund by said employee shall be paid over to the estate of said deceased employee

Section 4345 Payments by Laborers Optional Any person holding a position in any such city as a laborer at a per diem wage shall not be compelled to pay or contribute toward the pension fund herein provided for but shall have the option or choice of so doing and in that event only of becoming entitled to the pension provided by this act

Section 4346 Heads of Departments to Certify List of Employees The head of every department and office employing persons entitled to receive a pension shall certify to the board of pensions all persons so employed and the amount of salary or wages which is paid to said employee together with dismissals resignations or terminations of service and from the records of their office or department shall furnish such other [relative] relevant information as the board of pensions shall require

Section 4347 Receipt Investment and Payment of Funds It shall be the duty of the board of pensions to receive and retain and when deemed advisable to invest the funds payable in accordance with the provisions of this subdivision of this article and to pay over by warrant or check the amount due to said employees

Section 4348 Appropriations to Fund by Council The council may annually set aside apportion and appropriate out of all taxes and income of such city unto the board of pensions a sum sufficient to maintain the pensions or compensations due hereunder

Section 4349 Application The benefits conferred by this subdivision of this article shall apply to all persons employed in any capacity by or holding positions in the cities creating a pension fund and pension board in accordance with its provisions but his subdivision shall not apply to employees of such departments bureaus or offices as are otherwise protected by pension authorized by law

Section 4350 Computation of Time of Service The time of service herein specified namely twenty years shall be computed from the time of the first or original employments said employment to consist of service to the city and need not be continuous

Section 4351 Funds Payable to Be Free of Attachment The compensation or pension herein mentioned shall not be subject to attachment or execution and shall be payable only to the beneficiary designated and shall not be subject to assignment or transfer

Section 4352 Employee Defined The term "employee" as used in this subdivision is meant to include all persons in the service of cities [of the third class] creating a pension fund and a pension board in accordance with the provisions thereof who are not now otherwise protected by pensions authorized by this act

Section 4353 Beneficiaries of Fund Not to Be Employed by City No person or persons who shall have become a beneficiary shall be employed by the said city in any capacity excepting in an office elected by popular vote but during any such elected term he or she shall not be entitled to a pension

Section 44 Sections 4401 to 4409 inclusive of Article XLIV of said act are reenacted revised and amended to read as follows

Article XLIV Civil Service

Section 4401 Examinations Required of All Appointees No Person or persons may be appointed to any position whatever in the police department or in the engineering department or electrical department except as otherwise provided by law or in the position of building inspector [or to any salaried position whatever in the fire department (except volunteer departments)] or as health officers other than registered physicians or as sanitary policemen or inspectors of the health department without having first passed all the examinations hereinafter provided for and having been appointed in the manner and accord to the terms and provisions and conditions of this article

Section 4402 Appointment of Examining Boards There shall be the following civil service boards in each city (a) A board for the examination of applicants for ap-

pointment to any position in the police department (b) a board for the examination of applicants for appointment [to any salaried position in the fire department (except volunteer departments) or] as health officers other than registered physicians or as sanitary policemen or inspectors of the health department (c) a board for the examination of applicants for appointment to any position in the engineering or electrical departments except as otherwise provided for by law or to the position of building inspectors

Each of said boards shall consist of three citizens who shall be elected by council for terms of four years or until their successors are elected and qualified One of the members of the boards provided for in clauses (a) and (b) of this section shall be an educator and one shall be a physician Any person may be appointed to one or more of said boards No city officer or employee shall be eligible for appointment to any civil service board

Section 4403 Terms Filing of Vacancies Compensation Quorum At the first election in newly created cities council shall elect to each of said boards one person to serve for two years one person to serve for three years and one person to serve for four years Upon the expiration of the term of any member of any of said boards in any city one person shall be elected by the city council to serve upon said board for the term of four years If any vacancies occur they shall be filled by the city council for the unexpired term Each of said members before entering upon the duties of his office shall take and subscribe to the oath of office prescribed by this act and file the same duly certified by the officer administering it with the controller of the city No salary or other compensation shall be paid to any member of the said boards Two members of the board shall constitute a quorum necessary for the transaction of business of that board Said boards shall organize for the purpose of transacting all business immediately after their first appointment and from time to time thereafter as new appointments to such board are made

Section 4404 Rules and Regulations Examinations Each of said boards shall prepare and adopt such rules and regulations to cover the selection and appointment of all persons as hereinbefore provided to be hereafter employed or appointed in said cities as in the judgment of said boards shall be best adapted to securing the best service for the public Such rules and regulations shall provide for ascertaining and determining so far as possible the physical qualifications habits reputation standing experience and education of all applicants for such positions respectively and they shall provide for examinations upon any and all subjects deemed proper or necessary by said boards for the purpose of determining their qualifications for the position sought and applied for

Section 4405 Grading for Discharged [Soldiers or Sailors] Servicemen When any person who was engaged in the military [or naval] service of the United States during any [war] military engagement in which the United States [engaged] participated and has an honorable discharge therefrom shall take any examination for appointment or promotion his examination shall be marked or graded [fifteen per centum perfect before the quality or contents of the examination shall be considered] in the same manner as provided for all other examinations when the examination of any such person is completed and graded if the grade is passing then such grading or percentage as the examination merits shall be [added to the aforesaid fifteen per centum] increased by fifteen per centum and such total mark or grade shall represent the final grade or classification of such person and shall determine his or her order of standing on the eligible list For the purpose of this article the military service means the army navy marines air force coast guard and any branch or unit thereof and servicemen means the members thereof including women and military engagement includes land naval and air engagements

Section 4406 Selections of Appointee from Certified List of Applicants Said boards shall make and keep in numerical order a list containing the names of all applicants for civil service positions in said city who may pass the required mental and physical examinations Where more than one person takes examinations for any of said positions at the same time the names of all those successfully passing such examination shall be entered upon the list of eligible names in the order of their respective percentages the highest coming first The board shall furnish to council a certified copy of all lists so prepared and kept Wherever any vacancy shall occur in any civil service position in said city the city council shall make written application to the president of the proper board who shall forthwith certify to the city council in writing the four names on the list of applicants for such position having the highest percentage where there are four or more eligible names on the list but [where there is only one name or] if there be less than four eligible names on such list the board shall certify such name or names Thereupon the director of the department in which such appointment is to be made shall nominate to the city council [the] a person [or one of the persons] from the list submitted to fill such [positions] vacancy If the city council approves such nomination the person nominated shall be appointed by council to fill such vacancy and shall be assigned for service in the department If the council does not approve such nomination then the director of the department in which such appointment is to be made shall submit another nomination for such position from the remaining names if any and if such nomination is not approved by the council he shall submit the third name if any and if such nomination is not approved he shall submit the fourth name if any The person whose nomination by the director is approved by the city council shall be appointed to fill such a position in the department or as building inspector In all cases the boards may recommend those in the employ of a department for promotion in case the person recommended is competent for the higher position The name of the person so appointed shall be immediately stricken from the list of said board and the names of the rejected persons shall immediately be restored to their proper place in said list Provided however That if the [names] name of any applicant has been submitted to the said council and been rejected three times then such name shall be stricken from the eligible list

Section 4407 Tenure Preference in Appointment to [Soldiers and Sailors] Discharged Servicemen Temporary Appointments [The provisions of this article shall apply to all employees of said cities as described in section one of this article] All appointments made [subject] pursuant to the provisions of this article shall be for and during good behavior and no employee shall be removed or transferred for any political reasons whatever Among those persons possessing qualifications and eligibility for appointment preference in appointment shall be given to honorably discharged [soldiers and sailors who served in the Army or Navy of the United States during time of war] Provided That preference may be given by the appointing power to all honorable discharged soldiers sailors and marines who served in the Army or Navy of the United States during times of war who have passed the required civil service examinations notwithstanding the fact that the names of such soldiers sailors and marines may not be among the four names standing highest upon the eligible lists as hereinbefore provided Such appointment of soldiers sailors and marines may be made without regard to any age limitations now provided for by law or the rules and regulations of any board or commission having in charge civil service regulations in any county city or borough servicemen and their spouses and surviving spouses as provided by law

All persons holding appointments in said several departments or as building inspectors of said cities at the time this act goes into effect shall retain their positions without being required to pass examination and be re-

moved only in accordance with the provisions of this article

In case of riot or emergency temporary appointments to positions in the civil service may be made without complying with the provisions of this article

Section 4408 Suspension and Discharge Reduction of Employees Appeals [by Policemen] All employees subject to civil service shall be subject to suspension by the director of the department for misconduct or violation of any law of this Commonwealth any ordinance of the city or regulation of the department pending action by the city council upon the charges made against any of such employees On hearing before the city council where they may be represented by council they may be fined or suspended for a period not exceeding thirty days with or without pay or they may be discharged by city council if found guilty of the charges made against them The director of each such department may for misconduct or violation as aforesaid suspend any employee of such department for a period of ten days with or without pay without preferring charges and without a hearing of council Provided however That if it should become necessary to reduce the number of men in said department for purposes of economy seniority rights shall prevail and any and all removals for such cause or causes shall be from the members last appointed and the member or members serving the shortest time shall be removed first by members with longer times of service may be discharged for cause

Any [policeman] civil service employee aggrieved by the action of the council in fining suspending or discharging him shall have the right to appeal by petition to the court of common pleas within thirty days after receipt of written notice of such action which it shall be the duty of the council to give [to the court of common pleas of the county which] and the court shall hear the charges made against [the policeman] him de novo The issue before the court shall be whether the action if the council shall be affirmed or be modified in any respect or whether the charges should be dismissed Where any [policeman] such employee has been suspended by action of council and the charges are dismissed on appeal [the policeman] he shall receive full compensation for the entire period of suspension

Section 4409 Secretaries of Boards Compensation Each of said civil service boards may appoint a secretary and prescribe his duties He shall be subject to removal at any time by the board appointing him and such board shall have power to change his duties The compensation to be paid said secretaries and all necessary stationery and supplies for said boards shall be such as council shall by ordinance direct

Section 44.1 Said act is hereby further amended by adding to Article XLIV therefor a new section numbered 4410 to read as follows

Section 4410 Review of Eligibility Lists The list of eligible names kept by each civil service board shall be annually examined by the board for the purpose of deleting therefrom persons who are permanently unavailable for or disqualified for the position or positions involved either by death permanent removal from the area written desire to be removed therefrom or by other permanent cause in conformity with the board's rules and regulations adopted pursuant to section four thousand four hundred four

Section 45 Sections 4501 to 4504 inclusive of Article XLV of said act are hereby reenacted revised and amended to read as follows

Article XLV

Charities and Welfare

Section 4501 Creation of Department of Charity Council by ordinance may create a bureau for the purpose of administering charity and for support of the poor create any office which may be deemed necessary for the proper government support and management of said bureau and regulate and prescribe the powers duties and compensa-

tion of all such officers Such bureau shall have the care management administration and supervision of the charities almshouses poorhouses and the relief of the poor of the city subject however to the control of the council

Section 4502 Power to Levy Special Tax Council may levy a tax annually not exceeding ten mills on the dollar on all persons and property taxable by the city for city purposes for the support of said bureau

Section 4503 Hospitals Appropriations Free Treatment for Poor Any city may acquire by gift devise or bequest lands chattels securities and funds for the establishment and maintenance of a hospital for the purposes of caring for the sick and injured residents of such city and the vicinity thereof and for such purposes to appropriate and expend money of the city Provided That the poor residents of such city shall receive free treatment to the extent that it is possible to provide for same with the means available Such hospital or any ward therein may be named in accord with the wishes of any person making a substantial donation thereto by will or otherwise

Section 4504 Appointment of Trustees for Gifts Powers Such gifts devises bequests and appropriated funds shall be under the supervision of a board of trustees to be appointed by council consisting of at least nine trustees three of whom shall be members of council three of whom shall be licensed and practicing physicians in such city and the vicinity thereof and the remainder of which board shall consist of residents of such city and vicinity thereof Said appointments shall at all times be made subject to the approval of the orphans' court of the county in which said city is situated Said board of trustees shall at all times be subject to the resolutions of council and the jurisdiction of said court which shall have power to remove any of them upon petition of such city Any vacancy in such board may be filled by a new appointment in manner aforesaid Said board of trustees shall make reasonable rules for the management of such hospital and appoint and remove the physicians surgeons nurses and other employes necessary for the conduct thereof

Section 45.1 Said act is hereby further amended by adding to Article XLV thereof a new section numbered 4505 to read as follows

Section 4505 Appropriations or Other Assistants for Hospitals Council may make appropriations for the support or assistance of hospitals within or near the city or in lieu thereof council may provide for services to such hospitals at the city's expense and with materials or equipment of the city

Section 46 Section 4601 of Article XLVI of said act is hereby reenacted revised and amended as follows

Article XLVI

Collection of Municipal Claims by Suit and Compromise of Claims

Section 4601 Collection of Municipal Claims by Suit In addition to the remedies provided by law for the filing of liens for the collection of municipal claims all cities may proceed for the recovery and collection of municipal claims by action of assumpsit against the person or persons who were the owner or owners of the property at the time of the completion of the improvement notwithstanding the fact that there was a failure on the part of any such city or its agents to enter any such municipal claim as a lien against the property assessed for the improvement and for the recovery of which the action of assumpsit was brought Any such action in assumpsit shall be commenced within three years after the completion of the improvement from which said claim arises

This section shall extend to all municipal claims where the improvement was heretofore made where the action of assumpsit has been instituted under the provisions of prior acts of Assembly and where the claim was not barred by the statute of limitations affecting actions of [debt or] assumpsit

Section 46.1 Said act is hereby amended by adding to Article XLVI thereof three new sections numbered 4602

4603 4604 which sections are a continuance of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 907) entitled "An act authorizing cities of the third class with the approval of the court of Common pleas to accept less than the full amount of certain municipal claims filed as a lien against real estate in compromise settlements thereof" The said three sections shall read as follows

Section 4602 Compromise of Municipal Claims Court Approval Whenever any city has any municipal claim entered in the office of the prothonotary as a lien against real estate which said claim has existed for ten years or more council may with the approval of the court of common pleas agree with the owner of such real estate to accept in compromise or reduction of the amount of the claim and the interest charges expenses and fees added thereto and due thereon any sum less than the whole of such amount so due

Section 4603 Satisfaction Upon receipt of the compromise amount so agreed upon and approved the city shall cause the lien to be properly satisfied on the record which satisfaction shall be as effective as if the whole amount of the claim interest charges expenses and fees had been paid and such claim shall no longer be a lien against the real estate or a claim against the said owner thereof

Section 4604 Certain Claims Excluded The provisions of sections four thousand six hundred two and four thousand six hundred three shall not apply to or in any manner affect any claims the assessments for which are the sole basis of improvement bonds issued by any political subdivision and which are the security for the payment thereof or any claims the assessments for which have heretofore been assigned by any political subdivision to any contractor in payment of the amount due him under terms of the contract for the improvement for which the assessment was levied

Section 47 Section 4701 of Article XLVII of said act is hereby repealed but this repeal of the said section does not revive the acts and parts of acts of Assembly which were repealed by the said section

Section 47.1 The said act is hereby further revised and amended by enacting in Article XLVII thereof a new section numbered 4701 which new section is to the extent its provisions are the same or substantially the same as those of the section 4701 hereinabove repealed by section 47 a continuation of the said repealed section 4701 The new section numbered 4701 shall read as follows

Article XLVII

Acts of Assembly Repealed Saving Clause

Section 4701 Repeals and Saving Clause The following acts and parts of acts of Assembly are hereby repealed as particularly set forth

The act approved the twenty-fifth day of March one thousand eight hundred seventy-eight (P. L. 8) entitled "An act authorizing cities of the third class to levy and collect taxes for park purposes and curing any defects in previous levies" absolutely

The act approved the thirty-first day of May one thousand nine hundred nineteen (P. L. 358 Number 172) "An act to amend section three article five of the act approved the twenty-seventh day of June one thousand nine hundred thirteen (P. L. 568) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' by adding thereto clause forty-nine relative to the collection and disposal of garbage ashes and other waste and refuse matter" absolutely

The act approved the fourth day of June one thousand nine hundred nineteen (P. L. 373) entitled "An act to amend section three article five of the act approved the twenty-seventh day of June one thousand nine hundred thirteen (P. L. 568) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal

officers therein and repealing consolidating and extending existing laws in relation thereto' by adding thereto clause forty-nine relative to appropriations for municipal music" absolutely

The act approved the tenth day of March one thousand nine hundred twenty-one (P. L. 29 Number 10) entitled "An act for the relief of certain county treasurers and county tax collectors in the settlement of county poor and State taxes in cities of the third class" absolutely

The act approved the twenty-second day of April one thousand nine hundred twenty-seven (P. L. 358) entitled "An act authorizing and empowering cities of the third class to recognize the moral obligation of the city to pay just claims against the city although under existing laws no legal recovery could be had against the city" absolutely

Section seven hundred twenty-three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" in so far as inconsistent with the provisions of this act

The act approved the seventeenth day of May one thousand nine hundred twenty-nine (P. L. 1801) entitled "An act authorizing cities of the third class to provide by ordinance for the payment for public work or improvements heretofore made for or furnished to the city and accepted and used by the city where no legal or valid contract was entered into as required by law" absolutely

The act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 923) entitled "An act to authorize cities of the third class to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed and to reduce such claims to judgment and providing for the revival and collection of such judgments" absolutely

The act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 176 Number 82) entitled "An act requiring cities of the second and third class to allow members of the police departments twenty-four consecutive hours of rest each week and fourteen days vacation each year except in emergency cases" so far as it relates to cities of the third class

The act approved the first day of May one thousand nine hundred thirty-nine (P. L. 40) entitled "An act to amend the title and the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 176) entitled 'An act requiring cities of the second and third class to allow members of the police departments twenty-four consecutive hours of rest each week and fourteen days vacation each year except in emergency cases' extending the provisions of said act to cities of the second class "A" so far as it relates to cities of the third class

Sections six hundred eighty-two and six hundred ninety of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" so far as they relate to cities of

the third class and are inconsistent with the provisions of this act

The act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 907) entitled "An act authorizing cities of the third class with the approval of the court of common pleas to accept less than the full amount of certain municipal claims filed as a lien against real estate in compromise settlements thereof" absolutely

The act approved the second day of May one thousand nine hundred forty-seven (P. L. 149) entitled "An act authorizing cities to enact ordinances prohibiting smoking or the carrying of lighted cigarettes cigars pipes or matches or using matches or other fire producing devices in certain retail stores within such cities and to provide penalties therefor" so far as it relates to cities of the third class

All other acts or parts of act of Assembly supplied by or inconsistent with the provisions of this act are hereby repealed It is the intention that this act shall furnish a complete and exclusive system for the government and regulation of cities of the third class except as to the several matters enumerated in section one hundred and three of this act

But nothing contained in this act shall be construed to repeal any local or special laws or to repeal the provisions of the Public Utility Law or any law relating to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries or the provisions of any law the enforcement of which is vested in the Department of Health or the Sanitary Water Board or the provisions of any law the enforcement of which is vested in the Department of Forests and Waters or the Water and Power Resources Board or the provisions of the Airport Zoning Act or any of the provisions of the act approved the thirty-first day of May one thousand nine hundred thirty-three (P. L. 1108) or any of the provisions of the act approved the thirteenth day of May one thousand nine hundred thirty-seven (P. L. 620) or any of the provisions of the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2803) or any of the provisions of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) or any amendments or supplements of them or any laws or parts of laws pertaining to civil defense

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. Speaker, I rise not to debate the bill but to call the attention of the Members to the fact that this is the third class cities code, and each Member has received a copy of the objections filed by the City of York. The City of York has been joined by other cities in that same position.

I understand the bill is going to be passed but I wish to state that I feel it should be amended and I am going to vote "no," and am going to offer amendments in the form of bills if the bill does pass.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—141

Amarando,	Gaffney,	Limper,	Schmidt,
Banker,	Geer,	Lyons,	Schuster,
Barkdoll,	Gibson,	Madden,	Scott,
Baumunk,	Gleason,	Madigan,	Shoemaker,
Bear,	Good,	Markley,	Shotwell,
Beaver,	Goodling,	Mazza,	Smith,
Beech,	Graybill,	McConnell,	Sollenberger,
Berkstresser,	Greenwood,	McCormack,	Stimmel,
Blair,	Greer,	McDermitt,	Stoner,

Bloom,	Guarnieri,	McKinney,	Swartz,
Boles,	Gutendorf,	McMillen,	Swope,
Bolton,	Guthrie,	Metz,	Tahl,
Bomberger,	Hall,	Mihm,	Thompson, E. F.,
Boorse,	Hamilton, W. H.,	Miller, J. C.,	Thompson, R. L.
Bower,	Harney,	Mintess,	Tompkins,
Breisch,	Haudenshield,	Monroe,	Toomey,
Brown,	Helm,	Moore, C. E.,	VanSant,
Bucchin,	Hewitt,	Moore, H. A.,	Varallo,
Cella,	Hocker,	Munley,	Varner,
Clapper,	Hoggard,	Naugle,	Wachhaus,
Clendening,	Johnson,	Peta,	Watkins,
Conway,	Jones, J. M.,	Pfaff,	Weidner,
Cooper,	Jones, T. H. W.,	Pichney,	Welsh,
Costa,	Jump,	Pitzer,	Wescott,
Coyle,	Keller,	Polaski,	Westrick,
Dalrymple,	Kent,	Polen,	Whalley,
Davis,	Kline,	Price, H. W. Jr.,	Wheeler,
Dowling,	Kohl,	Readinger,	Williams,
Erb,	Kornick,	Reilly, J. M.,	Wilt,
Ewing,	Kratz,	Rigby,	Wood,
Ferster,	Kubacki,	Riley, R. L.,	Yeakel,
Filo,	Lafore,	Robertson,	Yetzer,
Firmstone,	Leisey,	Rosen,	Young,
Flack,	Leonard, W. C.,	Royer,	Ziegler,
Frost,	Light,	Rubin,	Sorg,
		Sax,	Speaker

NAYS—47

Andrews,	Jenkins,	McGee,	Reidenbach,
Breth,	Jones, G. E.,	McNally,	Rovansek,
Byrne,	Kamyk,	Mikula,	Sarra,
Cochran,	Kolankiewicz,	Mills,	Seyler,
Corr,	Lederer,	Moran,	Snider,
DuBois,	Leonard, L.,	Musto,	Stank,
Duffy,	Leven,	Najaka,	Taylor,
Filip,	Lopresti,	Needham,	Toll,
Hamilton, R. K.,	Lovett,	Olsen,	Wargo,
Headlee,	Lutty,	Penglase,	White,
Hersch,	Maxwell,	Petrosky,	Yester,
Hunter,	McCullough,	Price, R. A.,	

NOT VOTING—19

Dennison,	Jones, P. F.,	Murray,	Scanlon,
Dougherty,	Loftus,	Pettigrew,	Spencer,
Dunn,	McInroy,	Reagan,	Verona,
Fenrich,	Miller, H. G.,	Reese,	Waterhouse,
Hagerty,	Muldowney,	Rose,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 406, as follows:

An Act to further amend Section 305 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and

repealing existing laws" by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 305 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" as amended by the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 704) is hereby further amended to read as follows

Section 305 Powers and Duties as to County Institution District Property As a function of the institution district and with its funds the commissioners of each county shall have the power and it shall be their duty

(a) With the approval of the Department of Welfare as to suitability and of the Court of Quarter Sessions of the Peace as to the amount of money to be expended and upon such notice as the court may require to acquire by purchase or the right of eminent domain lands and buildings for the care of dependents and for farms taking title in the name of the county institution district

(b) To erect equip maintain repair alter and add to institutions for the care of dependents and to equip maintain cultivate and improve farms using their produce for the support of dependents Any plan for the erection or substantial alteration of an institution must be approved as to suitability by the Department of Welfare and as to the amount of money to be expended by the Court of Quarter Sessions of the Peace

(c) With the approval of the Court of Quarter Sessions of the Peace upon such notice as the court may require to sell or lease real and personal property of the institution district

(d) To pay the other necessary expenses of the institution district

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermit,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,

Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Delrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Praff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 433, as follows:

An Act to further amend sections thirty-one and thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by reclassifying counties of the fifth sixth and seventh classes and providing for elections pursuant to changes of classification by counties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 31 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as amended by the act approved the sixth day of April one thousand nine hundred forty-nine (P. L. 401) is hereby further amended to read as follows

Section 31 Counties Divided Into Eight Classes For the purposes of legislation and the regulation of their affairs counties of this Commonwealth now in existence and those hereafter erected shall be divided into eight classes as follows

Those having a population of one million eight hundred thousand inhabitants and over shall constitute the first class

Those having a population of eight hundred thousand and more but less than one million eight hundred thousand inhabitants shall constitute the second class

Those having a population of two hundred and fifty thousand and more but less than eight hundred thousand inhabitants shall constitute the third class

Those having a population of one hundred fifty thousand and more but less than two hundred and fifty thousand inhabitants shall constitute the fourth class

Those having a population of [one hundred] ninety-five thousand and more but less than one hundred fifty thousand inhabitants shall constitute the fifth class

Those having a population of [fifty] forty-five thousand and more but less than [one hundred] ninety-five thousand inhabitants shall constitute the sixth class

Those having a population of twenty thousand and more but less than [fifty] forty-five thousand inhabitants shall constitute the seventh class

Those having a population of less than twenty thousand inhabitants shall constitute the eighth class

Section 2 Section 32 of the act as amended by the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 211) is hereby further amended to read as follows

Section 32 Ascertainment Certification and Effect of Change of Class The classification of counties shall be ascertained and fixed according to their population by reference from time to time to the last preceding decennial United States census deducting therefrom the number of persons residing on any lands that have been ceded to the United States Whenever is shall appear by any such census that any county has attained a population entitling it to an advance in classification or that a county has heretofore or hereafter decreased in population so as to recede in classification as herein prescribed it shall be the duty of the Governor under the great seal of this Commonwealth to certify that fact accordingly to the board of county commissioners on or before the first day of October of the year succeeding that in which the census was taken or as soon thereafter as may be practicable having in mind the county offices which will be affected by such a certification which certificate shall be forwarded by the commissioners to the recorder of deeds [of the proper county] and be recorded in his office

Changes of class ascertained and certified as aforesaid shall become effective on the first day of January next following the year in which the [census] change was [taken] so certified by the Governor to the county commissioners except that salaries of county officers shall not thereby be increased or decreased during the terms for which they shall have been elected and Provided That in the municipal election following such certification of change of class and preceding the effective date of such change the proper number of persons shall be elected to fill any elective office or offices which will exist in the county by the change of classification certified and that no election shall be held for any office which will be abolished as a result of such change of classification

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,

Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Minness,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 527, as follows:

An Act to amend clause (h) of section one hundred two clauses (c) and (f) of section two hundred two clause (c) of section two hundred five clauses (a) (b) (c) (d) (e) and (f) of section two hundred ten section three hundred six clause (c) of section five hundred two and clause (g) of section two hundred five of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligations bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by clarifying and correcting the provisions of said sections and setting forth provisions

and requirements for contesting the validity of any election proceedings under section two hundred five

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (h) of section 102 clauses (c) and (f) of section 202 clause (c) of section 205 clauses (a) (b) (c) (d) (e) and (f) of section 210 section 306 clause (c) of section 502 of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" are hereby amended to read as follows

Section 102 Definitions

* * * * *

(h) "Assessed valuation" the assessed valuation of all property taxable [by the municipality as last determined by the Board of Revision] in the municipality for the purposes of the municipality as last determined by the board bureau or persons charged by law with the duty of determining the valuation of such property for tax purposes

Section 202 Determination of Existing Net Debt

* * * * *

(c) The amount of undisputed municipal liens other than tax liens actually filed against property [(other than such as are pledged for the redemption of assessment bonds deductible under clause (f)] in such proportion as such liens are certain to be collected

(f) The amount of assessment bonds outstanding heretofore issued for the construction of any project where the cost of such project has been assessed on property specially benefited which bonds purport to impose no municipal liability [to the extent that such bonds are supported by cash in the sinking fund held for such assessment bonds and by undisputed valid liens against the property benefited in such proportion as such liens are certain to be collected] but this clause shall not apply to assessment bonds where the courts have held the same to be general obligations of the municipality

Section 205 Desire Ordinance Elections to Authorize an Increase of Indebtedness

* * * * *

(c) The corporate authorities of the municipality shall in all cases fix the time of holding such election on the day of a municipal general or primary election unless more than ninety days or less than thirty days elapse between the effective date of the desire ordinance and the day of holding the said municipal general or primary election If more than ninety (90) days or less than thirty (30) days elapse between the effective date of the desire ordinance and the day of holding the next municipal general or primary election the corporate authorities may call a special election for the purpose of obtaining the assent of the electors to such increase of debt

If any day other than the day of any municipal general or primary election is fixed for such election the expense of holding the same shall be paid by the municipality for the benefit of which it is held

Section 210 Serial Bonds Required Except as otherwise provided in this section all general obligation bonds issued under the authority of this article shall mature in annual installments The first installment of principal shall mature not later than two years after the date of the bonds Installments of principal shall mature annually thereafter The sum of the principal interest and State tax payable in any year after the first installment of principal falls due shall not exceed the sum of the principal interest and State tax payable in any prior year on account of such issue by more than the sum of one thousand dollars (\$1000)

General obligation bonds may mature in other than annual installments in the event that

(a) The last installment of principal shall mature more than twenty-five years and not more than thirty years from the date of the bonds and the aggregate principal amount of the bonds is [less] not more than one hundred twenty thousand dollars (\$120,000) Provided That not less than ten (10) per centum of the principal amount of the bonds shall mature by the end of the fifth year after the date of the bonds twenty-five (25) per centum by the end of the tenth year forty (40) per centum by the end of the fifteenth year sixty (60) per centum by the end of the twentieth year and eighty (80) per centum by the end of the twenty-fifth year

(b) The last installment of principal shall mature more than twenty years and not more than twenty-five years from the date of the bonds and the aggregate principal amount of the bonds is [less] not more than one hundred thousand dollars (\$100,000) Provided That not less than ten (10) per centum of the principal amount of the bonds shall mature by the end of the fifth year after the date of the bonds twenty-five (25) per centum by the end of the tenth year forty-five (45) per centum by the end of the fifteenth year and seventy (70) per centum by the end of the twentieth year

(c) The last installment of principal shall mature more than fifteen years and not more than twenty years from the date of the bonds and the aggregate principal amount of the bonds is [less] not more than eighty thousand dollars (\$80,000) Provided That not less than fifteen (15) per centum of the principal amount of the bonds shall mature by the end of the fifth year after the date of the bonds forty (40) per centum by the end of the tenth year and seventy (70) per centum by the end of the fifteenth year

(d) The last installment of principal shall mature more than ten years and not more than fifteen years from the date of the bonds and the aggregate principal amount of the bonds is [less] not more than sixty thousand dollars (\$60,000) Provided That not less than twenty-five (25) per centum of the principal amount of the bonds shall mature by the end of the fifth year after the date of the bonds and sixty (60) per centum by the end of the tenth year

(e) The last installment of principal shall mature more than five years and not more than ten years from the date of the bonds and the aggregate principal amount of the bonds is [less] not more than forty thousand dollars (\$40,000) Provided That not less than forty (40) per centum of the principal amount of the bonds shall mature by the end of the fifth year after the date of the bonds

(f) The last installment of principal shall mature not more than five years from the date of the bonds and the aggregate principal amount of the bonds is [less] not more than twenty thousand dollars (\$20,000)

The purpose of this section is to require serial bonds and to encourage annual maturities without impairing the marketability of the bonds and nothing herein contained shall limit the power of municipalities to authorize bonds maturing at periods earlier than are required hereby

Section 306 Appeals by Interested Parties and Taxpayers Where proceedings for the incurring or increasing of debt had by any municipality have been approved by the department any party interested or any taxpayer of the municipality may within [thirty] fifteen days after such approval and not thereafter appeal therefrom by petition to the Court of Common Pleas of Dauphin County which petition shall specifically allege the error or errors complained of in the proceedings in the manner required of bills in equity and the appellant shall have the burden of proof

Jurisdiction is hereby conferred upon the court of Common Pleas of Dauphin County to hear and determine such appeals

Section 502 Funding Bonds Conditions

(c) If the total of the unfunded debt which is to be funded under the provisions of this section when added to the existing net debt of the municipality incurred with-

out the assent of the electors as determined by the provisions of sections 202 and 204 of this act other than the unfunded debt to be funded shall exceed two per centum of the assessed valuation of taxable property in the municipality but shall not exceed seven per centum of such assessed valuation then such municipality may first submit to the electors thereof in the manner prescribed by section 205 of this act the ratification validation and confirmation of such unfunded debt and if said electors shall assent to such ratification validation and confirmation of such unfunded debt the corporate authorities may proceed to fund the same in the manner prescribed by this section In such cases no approval of the court of quarter sessions shall be required The total of the debt which has been ratified validated and confirmed shall thereafter be excluded in computing the amount of the debt of the municipality incurred without the consent of the electors

Section 2 Clause (g) of section 205 of said act is hereby amended to read as follows

(g) The election officers and clerks shall make return on forms provided by the county board of elections of the votes cast on such question to the county board of elections which shall compute the same and transmit a certified return thereof to the council in the case of cities and boroughs and to the corporate authorities in the case of other municipalities which body shall enter the same upon the minutes of the municipality If it appears that a majority or three-fifths of the electors as the case may require voting on such question have voted in favor of the increase of debt the county board of elections shall also file a certified copy of such return together with a copy of the ordinance certified to the county board of elections by the municipality with the clerk of the court of quarter sessions and the said clerk shall make a record of the same There shall also be filed with said clerk a copy of the notice of election and proof of the advertisement thereof Any interested party or any taxpayer may contest the validity of any election proceedings under this section 205 by filing within sixty (60) days from the date of the election and not thereafter a petition in the Court of Quarter Sessions of the County wherein the municipality is located specifically alleging the error or errors complained of in the proceedings in the manner required of bills in equity and the appellant shall have the burden of proof Provided however That if the proceedings required by Article III of this act have been approved by the Department of Internal Affairs such petition shall be filed in the Court of Common Pleas of Dauphin County When any election has been held to obtain the assent of the electors of any municipality under this section 205 and no such petition has been filed within said period of sixty (60) days from the date of the election or such petition having been filed shall have been finally dismissed such election shall be conclusively deemed to be valid for all purposes except where a constitutional question is involved

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrat,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,

Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchlin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglease,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Flaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 531, Printer's No. 206
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 6, entitled:

An Act relating to the administration and distribution of incompetents' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases the appointment bond removal and discharge of guardians of such estates their powers duties and liabilities the rights of persons dealing with such guardians and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning the determination of incompetency and the powers duties and liabilities of foreign guardians and also generally dealing with the jurisdiction powers and procedure of the common pleas court relating to incompetents' estates

On the question,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 2, line 4, by striking out the word "of."

Amend title, page 2, line 5, by striking out the words "the common pleas court."

Amend Sec. 444, page 30, line 16, by striking out the words "any one" and inserting in lieu thereof "anyone."

Amend Sec. 641, page 40, line 15, by inserting after the word "duty" the word "with".

Amend Sec. 801, page 51, line 18, by inserting after the word "absolutely" the following: "except section four thereof, which is hereby saved from repeal."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

RECONSIDERATION OF VOTE

Mr. GIBSON. Mr. Speaker I move that the vote by which House Bill No. 350, Printer's No. 341, entitled:

"An Act to amend Section 699.4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' by authorizing the production and performance of civic opera between certain hours on Sunday in cities of the second class upon approval of the electors."

was defeated on final passage, Tuesday, May 22, 1951, be reconsidered.

Mr. ROSE. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Warren, Mr. Gibson vote on the final passage of this bill?

Mr. GIBSON. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Rose, vote on the final passage of this bill?

Mr. ROSE. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

Mr. ANDREWS. Mr. Speaker, I desire to state my position regarding this particular measure as related to reconsideration.

It has always been my policy when I thought there was a substantial sentiment in favor of a bill that was in Committee to vote to discharge Committees.

It has always been my policy when a bill was defeated and a motion was made to reconsider, if I thought there was a substantial sentiment in favor of reconsideration, to vote to bring the bill back for the second time to the attention of the House.

In line with that traditional position I shall vote to reconsider, but when the bill comes up for final passage I shall vote against it.

Mr. SMITH. Mr. Speaker, I would just like to make a brief statement to clarify a misunderstanding I may have given some Members on this side of the House.

They asked me if this bill was the Civic Opera bill? I told them I did not think it was, but I understand that this is the Civic Opera bill and I would like to inform them that they are voting to bring back the Civic Opera bill. This is only as a matter of information that I am passing on to the Members of the House.

Mr. CORR. Mr. Speaker, I want to go along with the Minority Leader. I will vote to reconsider but I do not want that to be construed as a vote for the measure when it comes on the floor at a later date.

On the question recurring,

Will the House agree to the motion?

The SPEAKER declared the yeas appear to have it.

Whereupon, a division was called for, 118 Members, or more than a majority, having voted in the affirmative the question was determined in the affirmative, and the motion was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. SCHMIDT. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

RECONSIDERATION OF VOTE

Mr. ROBERTSON. Mr. Speaker I move that the vote by which House Bill No. 1038, Printer's No. 394, entitled:

"An Act regulating the sale and use of air and spring guns; providing for the licensing of those defined as dealers in air guns; conferring powers and imposing duties on the Commissioner of the State Police, certain courts chiefs of police of cities and sheriffs; and prescribing penalties."

was defeated on final passage, Thursday, May 24, 1951, be reconsidered.

Mr. ANDREWS. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Delaware, Mr. Robertson vote on the final passage of this bill?

Mr. ROBERTSON. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Cambria, Mr. Andrews vote on the final passage of this bill?

Mr. ANDREWS. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

Mr. WACHHAUS. Is this the BB buck shot bill as we know it, 1038?

The SPEAKER. The gentleman is correct.

Mr. WACHHAUS. Mr. Speaker, I thought this bill had died a natural death and was interred. But it seems it has not. I want to oppose the motion.

On the question recurring,

Will the House agree to the motion?

The SPEAKER declared the yeas appear to have it. Whereupon, a division was called for, 91 Members voted in the affirmative and 66 in the negative, the question was determined in the affirmative, and the motion was agreed to.

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. ROBERTSON. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

BILL POSTPONED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

RECONSIDERATION OF VOTE

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which Senate Bill No. 17, Printer's No. 281, entitled:

"An Act relating to the jurisdiction, powers, and duties of registers of wills, and regulating proceedings before them, and the costs thereof, the effects of their acts, and appeals therefrom."

was passed finally on Monday, June 4, 1951, be reconsidered.

Mr. ZIEGLER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cameron, Mr. Tompkins vote on the final passage of this bill?

Mr. TOMPKINS. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Dauphin, Mr. Ziegler vote on the final passage of this bill?

Mr. ZIEGLER. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 504, page 16, lines 11 and 12, by striking out the words "any lawful action taken pursuant" and inserting in lieu thereof "proceedings relating".

Amend Sec. 504, page 16, line 16, by striking out the words "will after probate".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

REPORTS FROM COMMITTEES

Mr. ROBERTSON from the Committee on Judiciary, reported as amended House Bill No. 962, entitled:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions, and assistants and employees; and repealing certain acts.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1387, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1388, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1389, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1390, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1391, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1392, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1393, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1394, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1395, entitled:

An Act making an appropriation to aid certain school districts.

Mr. BOWER from the Committee on Appropriations, reported as committed House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

BILLS ON FIRST READING

Mr. BOWER asked and obtained unanimous consent for House Bills Nos. 1387, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395 and 1396 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1387, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1388, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1389, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1390, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1391, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1392, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1393, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1394, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1395, entitled:

An Act making an appropriation to aid certain school districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS INTRODUCED AND REFERRED

By Mr. KELLER.

HOUSE BILL No. 1404.

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising consolidating and changing the laws relating thereto," by providing for the addition to the tax duplicates of school districts of the third and fourth class, of properties occupied during the fiscal year of the school district, in certain cases.

Referred to the Committee on Education.

By Mr. VAN SANT.

HOUSE BILL No. 1405.

An Act to add sections 809.1 and 849.1 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making the stealing and fraudulent acquisition of dogs and cats crimes and fixing the penalties therefor.

Referred to the Committee on Judiciary.

By Mr. ROSEN.

HOUSE BILL No. 1406.

An Act fixing employes compensation for any period of work performed beyond eight hours in any one day or period of twenty-four hours.

Referred to the Committee on Labor Relations.

By Mr. McGEE

HOUSE BILL No. 1407.

An Act to amend Section 431 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. —), No. 21, entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amend-

ing, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by authorizing the Pennsylvania Liquor Control Board to issue licenses to public or field warehouse storage companies for the warehousing of malt and brewed beverages; requiring the filing of a bond by such companies and authorizing banking institutions to accept warehouse receipts as collateral security for certain loans.

Referred to the Committee on Liquor Control.

By Mr. VARNER.

HOUSE BILL No. 1408.

An Act to amend Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 938), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class," by providing for expense accounts for sheriffs presently in office for the balance of their terms.

Referred to the Committee on Counties.

By Mr. GRAYBILL.

HOUSE BILL No. 1409.

An Act to further amend Section 711 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and organizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by regulating the payment of subsistence and the transfer of members of the State Police, and requiring that commissioner supply certain clothing for certain members.

Referred to the Committee on State Government.

By Mr. GRAYBILL.

HOUSE BILL No. 1410.

An Act to further amend Section 1 of the act, approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (P. L. 2420), entitled as amended "An act fixing the hours of rest each calendar week, and the vacation period of members of the Pennsylvania State Police and Guards in State Parks," by further regulating the hours of rest of members of the Pennsylvania State Police, and guards in State Parks; and providing for compensation for overtime duty.

Referred to the Committee on State Government.

By Mr. STIMMEL.

HOUSE BILL No. 1411.

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the Vocational Technical Textile Institute Board as a departmental Administrative Board in the Department of Public Instruction, and prescribing its powers and duties.

Referred to the Committee on Appropriations.

By Mr. STIMMEL.

HOUSE BILL No. 1412.

An Act establishing the Vocational Technical Textile Institute of Pennsylvania; providing for its operation and maintenance and for the admission of students thereto; authorizing the use of lands or facilities now owned by the Commonwealth or the acquisition of a site and the erection and equipment of buildings by the Department of Property and Supplies or the General State Authority, and the leasing thereof by the Commonwealth; conferring powers and imposing duties on the Vocational Technical Textile Institute Board and the Department of Public Instruction; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. DUNN.

HOUSE BILL No. 1413.

An Act prohibiting the selling, furnishing or giving of certain drugs to minors and providing penalties.

Referred to the Committee on Judiciary.

By Mr. JOHNSON.

HOUSE BILL No. 1414.

An Act providing that the Department of Highways shall notify the Department of Forests and Waters when it proposes to relocate or establish a highway which will provide a scenic view or vista; providing for the establishment and maintenance of parks by the Department of Forests and Waters at, adjacent to, or to preserve, such views or vistas under certain terms and conditions; providing for the acquisition of the land for the establishment of such parks by gift, devise, agreement or condemnation and providing for the payment of damages.

Referred to the Committee on State Government.

By Mr. JOHNSON.

HOUSE BILL No. 1415.

An Act to further amend the title and to reenact and further amend paragraph (c) of section one of the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled, as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Com-

monwealth at the time of his death; defining and taxing the transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer there of his been paid; and providing penalties; and citing certain acts for repeal," by eliminating transfers of property in contemplation of death and taxing all transfers made within one year of the date of death without adequate valuable consideration.

Referred to the Committee on Ways and Means.

By Mr. JOHNSON.

HOUSE BILL No. 1416.

An Act to amend the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," by providing for the examination of safe deposit boxes rented in the names of decedents, by an appraiser appointed by the Secretary of Revenue.

Referred to the Committee on Ways and Means.

By Mr. WOOD.

HOUSE BILL No. 1417.

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employes.

Referred to the Committee on Appropriations.

By Mr. SEYLER.

HOUSE BILL No. 1418.

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending, revising, and consolidating the law relating thereto," by making various changes in the provisions of said act.

Referred to the Committee on Cities—Third Class.

By Mr. GREER.

HOUSE BILL No. 1419.

An Act to further amend section 39 of the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking

association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by providing for the extension of the Commonwealth's lien on real property for a further period of time.

Referred to the Committee on Ways and Means.

By Messrs. BOWER and HELM.

HOUSE BILL No. 1420.

An Act to add section 211 to the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by limiting the effect of certain citations, violations, and penalties.

Referred to the Committee on Liquor Control.

By Mr. WOOD.

HOUSE BILL No. 1421.

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1422.

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1423.

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

Referred to the Committee on Appropriations.

MEMBERS THANKED

The SPEAKER. The Chair commends and thanks the Members for their patience during the long session today.

Due to the lateness of the hour, if there is no objection, the Chair will pass over the order of business of resolutions. The Chair hears none.

COMMITTEE MEETINGS

Appropriations, Mr. Wood, Chairman, Room 245-6, Wednesday, June 6, at 11:00 a. m.

Fisheries, Mr. Gibson, Chairman, Room 331, Wednesday, June 6, at 11:00 a. m.

Highways, Mr. Royer, Chairman, Room 329, Wednesday, June 6, at 9:00 a. m.

Labor Relations, Mr. Helm, Chairman, Room 323, Wednesday, June 6, at 10:00 a. m.

Municipal Corporations, Mr. Boorse, Chairman, Room 521, Wednesday, June 6, at 10:00 a. m.

Professional Licensure, Mr. Flack, Chairman, Room 325, Wednesday, June 6, at 11:15 a. m.

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Wednesday, June 6, at 10:00 a. m.

State Government, Mr. Watkins, Chairman, Room 324, Wednesday, June 6, at 10:00 a. m.

Ways and Means, Mr. Hall, Chairman, Room 522, Wednesday, June 6, at 10:30 a. m.

Welfare, Mr. Haudenschild, Chairman, Room 330, Wednesday, June 6, at 11:00 a. m.

(All times are Eastern Standard Time)

ADJOURNMENT

Mr. MAZZA. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 6, 1951, at 12:00 noon EST.

The motion was agreed to, and (at 5:53 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., WEDNESDAY, JUNE 6, 1951.

No. 57.

SENATE

WEDNESDAY, June 6, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. L. HERDMAN HARRIS, III, Rector of St. James Memorial Episcopal Church, Titusville, Pennsylvania, offered the following prayer:

Let us pray.

"God of all power and might, and Maker and Ruler of men, we commend our State to the guidance of Thy wisdom and to the keeping of Thy love. May the leaders whom Thy people select to serve them do so in honesty of purpose and in uprightness of life. May the public servants never forget their answerableness to the people whom they serve and to that people's God. Deliver them from the love of power and from motives of personal gain; from considerations of men or money in place of the demands of truth and justice; and from losing patriotism in partisanship.

Bless these Legislators in their ministry with an ever larger vision of truth, an ever deeper sense of the demands of righteousness, that through their faithfulness the life of our people may be guided by wise policies, and lifted to higher ideals and nobler achievements, through Jesus Christ, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT: A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for

appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 6, 1951.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 6, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

BERKS COUNTY

Mrs. Sylvia J. Wolf, Reading.

CAMBRIA COUNTY

Joseph D. Horvath, Summerhill Twp., Beaverdale.
James E. McCaffrey, Johnstown.

FAYETTE COUNTY

Edward Hay, Uniontown.
Miss Gertrude L. Spence, Brownsville.

LANCASTER COUNTY

Elwood E. Dussinger, Lancaster.

MERCER COUNTY

Howard W. Logan, Jamestown.

NORTHUMBERLAND COUNTY

Andrew C. Semicek, Jr., Mount Carmel.

PHILADELPHIA COUNTY

Howard Maisenhelder, Jr., 6416 Germantown Ave.
Miss K. B. Monihan, Kaufman Plush Company, Inc.,
Pensdale & Mitchell Sts.
Miss Sarah A. Moorman, 401 N. Broad St.
John J. Snyder, 3524 N. 17th St.

SCHUYLKILL COUNTY

Wayne Wesley Hill, Pottsville.

VENANGO COUNTY

Frank F. Malvaso, Oil City.

To compute from the date set opposite his name

BEDFORD COUNTY

Ross E. Hershberger, Bedford, 6-16-51.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. KEPHART, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

COMMUNICATION FROM THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 67 FROM THE SECRETARY OF THE COMMONWEALTH

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 6, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Secretary of the Commonwealth Senate Bill No. 67, Printer's No. 14, for further amendment.

Accordingly, I have directed the Secretary of the Commonwealth to return the original bill to you.

JOHN S. FINE.

COMMUNICATION

The Chair cleared his table and laid before the Senate the following communication which was read as follows:

RETURNING SENATE BILL No. 67, PRINTER'S No. 14

PENNSYLVANIA
OFFICE OF THE
SECRETARY OF THE COMMONWEALTH
HARRISBURG

June 6, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to return to you the original Senate Bill No. 67, Printer's No. 14, as directed by His Excellency, the Governor of the Commonwealth.

GENE D. SMITH,
Secretary of the Commonwealth

The PRESIDENT. The bill will be laid on the table.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, June 4, 1951.

Resolved, (if the House of Representatives Concur), That when the Senate adjourns this week, it reconvene on Monday, June 18, 1951, at two o'clock P. M., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, June 18, 1951, at three-thirty o'clock P. M., Eastern Standard Time.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 52

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 52, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 119, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible.

Which was committed to the Committee on Local Government.

House Bill No. 382, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane and patriotic purposes" by exempting young men's and young women's Christian associations.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 556, entitled:

An Act to amend Section 625 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

Which was committed to the Committee on Local Government.

House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by increasing the amount of pension in certain cases, increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

Which was committed to the Committee on Local Government.

House Bill No. 870, entitled:

An Act to further amend section 1, and to add section 5 to the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor, and regulating and providing for the regulation of the same," by fixing minimum retirement allowances and providing benefits for surviving spouse.

Which was committed to the Committee on Local Government.

House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act, approved the sixteenth day of April, one thousand nine hundred seven (P. L. 92), entitled, as amended "An act defining the duty of coroners, where death is sudden or violent, or is of a suspicious nature and character, and of police, and health authorities, in this Commonwealth, in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner, but where it appears the cause of death is not surrounded by suspicious circumstances," by prescribing duties of coroners and deputy coroners when death occurs to a minor in any institution for juvenile delinquents and dependents.

Which was committed to the Committee on Local Government.

House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first, one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and fifty-one.

Which was committed to the Committee on Appropriations.

House Bill No. 1173, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under Commission regulations from automobiles.

Which was committed to the Committee on Forests and Waters, Game and Fish.

SENATE BILL No. 126 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 126, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax refunds the licensing of foreign companies and repealing existing law

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

SENATE BILL No. 212 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 212, entitled:

A Supplement to the act approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenue derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania, with the State of New Jersey, amending the agreement entitled, "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey; creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as hertofore amended; to enlarge the jurisdiction and power of said commission with respect to the acquisition, construction, rehabilitation, improvement, maintenance and operation of bridges across the Delaware River, including approach highways; the financing thereof and the fixing, charging and collecting of tolls for the use of such bridges.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

SENATE BILL No. 433 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 433, entitled:

An Act to further amend sections thirty-one and thirty-two of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An

act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by reclassifying counties of the sixth and seventh classes, and providing for elections pursuant to changes of classification by counties.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

HOUSE CONCURS IN SENATE BILL No. 170

He also returned to the Senate, Senate Bill No. 170, entitled:

An Act to further amend sections one and two of the act approved the thirty-first day of May one thousand eight hundred ninety-three (P. L. 188) entitled "An act designating the days and half days to be observed as legal holidays and for the payment acceptance and protesting of bills notes drafts checks and other negotiable paper on such days" authorizing bank holidays in the event of public calamities and permitting banking institutions at their option to engage in banking trans-

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 171

He also returned to the Senate, Senate Bill No. 171, entitled:

An Act to further amend subsection B of section one thousand nine of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitation on powers of corporations authorized to engage in a banking or fiduciary business.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 357

He also returned to the Senate, Senate Bill No. 357, entitled:

An Act to reenact, revise and amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto."

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 406

He also returned to the Senate, Senate Bill No. 406, entitled:

An Act to further amend Section 305 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor districts auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts, and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 527

He also returned to the Senate, Senate Bill No. 527, entitled:

An Act to amend clause (h) of section one hundred two clauses (c) and (f) section two hundred two clause (c) of section two hundred five clauses (a) (b) (c) (d) (e) and (f) of section two hundred ten section three hundred six clause (c) of section five hundred two and clause (g) of section two hundred five of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by clarifying and correcting the provisions of said sections and setting forth provisions and requirements for contesting the validity of any election proceedings under section two hundred five

with the information that the House has passed the same without amendments.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 170, entitled:

An Act to further amend sections one and two of the act, approved the thirty-first day of May, one thousand eight hundred ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," authorizing bank holidays in the event of public calamities and permitting banking institutions at their option to engage in banking transactions on certain holidays.

Senate Bill No. 171, entitled:

An Act to further amend subsection B of section one thousand nine of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, or private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and duties and limitation on powers of corporations authorized to engage in a banking or fiduciary business.

Senate Bill No. 527, entitled:

An Act to reenact, revise and amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto."

Senate Bill No. 357, entitled:

An Act to further amend Section 305 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor districts auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts, and payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare.

Senate Bill No. 406, entitled:

An Act to further amend Section 305 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing, and consolidating the law relating to the care of the poor; and repealing existing laws," by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare.

Senate Bill No. 527, entitled:

An Act to amend clause (h) of section one hundred two clauses (c) and (f) of section two hundred two clause (c) of section two hundred five clauses (a) (b) (c) (d) (e) and (f) of section two hundred ten section three hundred six clause (c) of section five hundred two and clause (g) of section two hundred five of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by clarifying and correcting the provisions of said sections and setting forth provisions and requirements for contesting the validity of any election proceedings under section two hundred five.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. WATSON, from the Committee on Appropriations reported as committed, Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Welfare for the additional maintenance of certain hospitals in out-patient and dispensary service.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 61, entitled:

An Act making an appropriation to the National Agricultural College Farm School Pennsylvania, at Doylestown, Pennsylvania.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 162, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 196, entitled:

An Act making an appropriation to the City of Philadelphia for repairing Penn Treaty Monument and improving the grounds thereof located in the Eighteenth Ward of said City of Philadelphia.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 284, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades, for maintenance.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 344, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians, including children and elderly people, as well as family groups, industrial workers and others.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 363, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of furniture, furnishings and historical objects for Pottsgrove Mansion in the Borough of Pottstown.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 560, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 563, entitled:

An Act making an appropriation to the Treasury Department out of various funds, to pay replacement checks issued in lieu of outstanding checks when presented, and to adjust errors.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 568, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 465, entitled:

An Act making an appropriation to the Department of Welfare to reimburse State aided hospitals for part of the cost of training student nurses in approved schools of nursing.

Mr. FLEMING, from the Committee on Local Government re-reported as committed, House Bill No. 872, entitled:

An Act authorizing certain municipal corporations of other states to acquire use encumber and dispose of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property in such other state defining certain of their rights and liabilities in connection therewith and validating certain acquisitions and holdings if real property and appurtenances attached thereto by such municipal corporations heretofore consummated

Mr. McPHERSON, from the Committee on Judiciary General, reported as amended, Senate Bill No. 616, entitled:

An Act to further amend the act approved the fourth day of April, one thousand nine hundred twenty-five

(P. L. 127), entitled "An act relating to Adoption," by reducing the period during which an abandonment must have existed; eliminating certain consents necessary to an adoption; empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions; requiring all persons, societies, agencies, institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court; conferring jurisdiction upon orphans' courts, and in counties of the first class municipal courts, to determine the custody of certain children; providing for acknowledgments, judicial determination and consents relating to paternity and fixing the status of the parties concerned; prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties.

Mr. KESSLER, from the Committee on Labor and Industry, reported as committed, House Bill No. 1042, entitled:

An Act to amend subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements.

Mr. SNOWDEN, from the Committee on Highways, reported as amended, Senate Bill No. 615, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways, of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds;" by increasing annual registration fees for certain commercial motor vehicles, truck tractors, trailers and semi-trailers; prescribing additional equipment requirements for certain vehicles; increasing the maximum gross weights and axle loads allowed for certain vehicles; changing the requirements for weighing vehicles and removal of excess loads; and prescribing and changing penalties.

Mr. SCARLETT, from the Committee on Appropriations, reported as committed, Senate Bill No. 565, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to State Employees' Retirement System with respect to State employees receiving compensation from the State Workmen's Insurance Fund.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 564, entitled:

An Act making an appropriation from the State Stores Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 551, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 550, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 218, entitled:

An Act making an appropriation to the Paoli Memorial Association for improvements and maintenance and for planting on the Paoli Parade Ground situate in Malvern Borough, Chester County, Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 286, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware, Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 455, entitled:

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research, Incorporated, Fox, Chase, Philadelphia, Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 511, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the further restoration, preservation and improvement of Drake Well Memorial Park, birthplace of the petroleum industry.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 552, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 554, entitled:

An Act making an appropriation to The Glen Mills School, situate in Delaware County, Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 22, entitled:

An Act to amend clause (g) of Section 2801-A of and to add Section 2802-A to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing

creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating the Historical Preservation Fund providing for the payment of certain moneys into it and making an appropriation therefor

He also, from the Committee on Appropriations, reported as committed, House Bill No. 23, entitled:

An Act to further amend part of Section 302 and Sections 307 and 1501 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for the Historical Preservation Fund and for disbursements therefrom.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 867, entitled:

An Act transferring money from the Banking fund to the General Fund.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1020, entitled:

An Act transferring money from the Manufacturing Fund to the General Fund

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1289, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 283, entitled:

An Act making an appropriation to Sleighton Farm School for Girls, situate in Delaware County, Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 571, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of rates, rentals and other charges that may become due on leases and other contracts executed by such department with The General State Authority, for the use and occupancy by the Commonwealth of various projects, structures, buildings and facilities of the Authority, or for the services rendered by the Authority or its projects.

Mr. STEVENSON, from the Committee on Appropriations, reported as committed, Senate Bill No. 548, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one, and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred fifty-one.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 566, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat, oats, barley and rye by the eradication of rust spreading barberry bushes; and, providing for payment thereof to counties making like expenditures of county funds.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 579, entitled:

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township, Warren County, Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 611, entitled:

An Act creating the Pennsylvania Public Safety Commission as a commission providing for the appointment of a director of Public Safety, setting forth the powers and duties of the commission, and the director, defining the scope of existing safety agencies; and making an appropriation.

Mr. McCREESH, from the Committee on Public Health and Welfare, reported as amended, House Bill No. 444, entitled:

An Act to protect the blind pedestrians on public street and highways; requiring vehicles to come to a full stop in certain cases; restricting the use of certain colored canes by other pedestrians; and imposing penalties.

He also, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 431, entitled:

An Act to further amend clause (c) of Section 9 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons, and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind

old age assistance, and the State Emergency Relief Board, by increasing pensions for the blind.

Mr. RUTH, from the Committee on Appropriations, reported as committed, Senate Bill No. 258, entitled:

An Act making an appropriation to the Board of Finance and Revenue from the State Stores Fund for refund of distillers' licenses.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 544, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 545, entitled:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 546, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain disabled veterans, soldiers, sailors, marines, female field clerks, yeomen (female) and nurses.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 577, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

Mr. LANE, from the Committee on Labor and Industry, reported as amended, Senate Bill No. 706, entitled:

An Act to add clause (m) to section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and dean of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by designating diseases of the heart and tuberculosis of the respiratory system as occupational diseases when contracted or incurred by firemen or policemen.

Mr. HALUSKA, from the Committee on Appropriations reported as committed, Senate Bill No. 567, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 570, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

Mr. HOLLAND, from the Committee on Public Health and Welfare, reported as amended, House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court and Common Pleas of Dauphin County and prescribing penalties.

Mr. DENT, from the Committee on Appropriations, reported as committed, Senate Bill No. 576, entitled:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement system with respect to State employees receiving compensation from the Public Building Construction Fund.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 575, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 573, entitled:

An Act making an appropriation from the Banking Department Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 194, entitled:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation for refunds," by including combinations of certain organizations within exemption from fees.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 621, entitled:

An Act to further amend section 2 of the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns of State Highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding a new route in Luzerne County.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 110, entitled:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction, operation, and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike, at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County; conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County; prescribing conditions on which such turnpike shall become free; providing for grade separations, grade changes and relocations and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 617, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety, regulating the use of highways, and the operation of vehicles; tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by providing for official inspection stations and official inspections for certain motorcycles.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 496, entitled:

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the

City of Altoona, empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof, including compensation for damages to adjacent land owners; and making an appropriation.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 236, entitled:

Senate Bill No. 236, entitled:

An Act to further amend subsection (a) of Section 722 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including Philippine Pacific War Veterans, Navy Club of the United States, and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 481, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by defining "antique motor vehicle" and authorizing the operation of such vehicles with limitations as to use of lighting equipment in certain cases.

He also, from the Committee on Highways, reported as committed, House Bill No. 1059, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and

the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles, trailers, and semi-trailers involving a husband and wife and the assignment of registration plates in such cases.

He also, from the Committee on Highways, reported as committed, House Bill No. 375, entitled:

An Act to further amend subsection (b) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing townships of the first class to remove and impound vehicles

He also, from the Committee on Highways, reported as committed, House Bill No. 541, entitled:

An Act to further amend Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued

He also, from the Committee on Highways, reported as committed, House Bill No. 329, entitled:

An Act to further amend subsection (a) of Section 1103 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof; upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the installation of parking meters by local authorities at certain places.

He also, from the Committee on Highways, reported as committed, House Bill No. 530, entitled:

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles; tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts making an appropriation and providing for refunds," by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 708, entitled:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars, trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks

thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages causes by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways, and bridges; amending, revising, consolidating, and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by changing the provisions governing openings in the surface of highways in boroughs, incorporated towns and cities.

BILLS INTRODUCED AND REFERRED

Mr. ROBINSON read in his place and presented to the Chair Senate Bill No. 720, entitled:

An Act to amend Section 406 and clause (7) of Section 492 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. —), Act No. 21, entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by changing the hours during which clubs may sell malt and brewed beverages.

Which was committed to the Committee on Law and Order.

Messrs. WATSON, WADE and WOOD read in place and presented to the Chair Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof, for financing purposes under the provisions of this act; authorizing the issuance of turnpike revenue bonds of the Commonwealth, notes or other obligations, to pay the cost of such combined turnpike and its extensions; authorizing the commission to refund any bonds, notes or other obligations theretofore issued by the commission under the provisions of any act, including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved, whether or not any of the projects in respect of which such securities being refunded were issued are combined; authorizing the commission to fix tolls from time to time for the use of the projects so combined; providing for preliminary or interim financing through the issuance of notes or other obligations, constituting the same legal investments in certain instances and exempting the same from taxation; providing for bonds to be given by each appointed member of the commission and the

Secretary and Treasurer thereof, conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System; and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

Which was committed to the Committee on Highways.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 722, entitled:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by further defining the compensation for services allowable under said act.

Which was committed to the Committee on Judiciary General.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 723, entitled:

An Act to amend section 3 of the act, approved the fifteenth day of June, one thousand nine hundred thirty-nine (P. L. 359), entitled "An act relating to recognizances and official bonds of present and future sheriffs and coroners and to their sureties thereon; imposing the expense of corporate suretyships on such obligations upon the several counties and various duties upon the courts of common pleas and county officers thereof; authorizing the substitution of approved surety companies for individual or corporate sureties upon such obligations and the release of any surety upon any such recognizance by such court upon certain conditions; dispensing with sureties on such recognizances but providing for the acknowledgment, recording and indexing of same as liens on certain real estate; regulating such liens and releases therefrom; providing for refunds to sheriffs and coroners of certain premiums paid to sureties on their official bonds and recognizances; and repealing inconsistent laws, except as to existing claims or pending suits thereunder, subject to certain limitations," by fixing the time the lien of such recognizances shall run, including those heretofore executed.

Which was committed to the Committee on Local Government.

Mr. SCARLETT read in his place and presented to the Chair Senate Bill No. 724, entitled:

An Act to define, license and regulate resident and non-resident auctioneers, and apprentice auctioneers in certain political subdivisions, and revising, consolidating and making the law uniform relative thereto; conferring certain powers and duties on the State Auctioneers' Commission and on certain Departments and Officers of the State and Local Governments; providing for the keeping of records and the inspection thereof; repealing certain inconsistent laws and providing penalties.

Which was committed to the Committee on Education.

Messrs. MALLERY, STEVENSON and DENT read in place and presented to the Chair Senate Bill No. 725, entitled:

An Act to further amend Section 3 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled as amended "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons;

providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides; imposing duty on district attorneys to file such petitions and further modifying such procedure.

Which was committed to the Committee on Judiciary General.

Mr. MEADE read in his place and presented to the Chair Senate Bill No. 726, entitled:

An Act to further amend Section 27 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 748), entitled, as amended "An act relating to and regulating the purchase and sale of securities; providing for the registration and regulation of certain individuals and entities selling, contracting to sell or dispose of, attempting or offering to dispose of, soliciting offers to buy, or inducing holders thereof to exchange, securities defined herein, including securities issued by them, or engaging in the business of inducing holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them, or in the business of buying securities directly from individuals who are not registered hereunder, or in the business of advising others as to the value or investment qualifications of securities and the management of investment accounts, and the solicitors of such investment advisers; providing for the revocation and suspension of registration; conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for the administration of this act; providing for appeals to the Court of Common Pleas of Dauphin County, and to the Supreme Court of Pennsylvania; conferring jurisdiction upon the several courts of common pleas to issue injunctions against violations of this act and to appoint receivers and prescribing fees and penalties," by increasing the fees charged by the Pennsylvania Securities Commission.

Which was committed to the Committee on Banking.

Mr. McCREESH read in his place and presented to the Chair Senate Bill No. 727, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Home for Veterans of the G. A. R. and Wives, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 728, entitled:

An Act to reenact and further amend the second paragraph of Section 25 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," by authorizing affidavits of persons on active duty in the armed service of the United States to be taken before certain commissioned officers.

Which was committed to the Committee on Judiciary General.

REPORT FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 62, entitled:

An Act relating to the examination detention hearing commitment care treatment rehabilitation probation and discharge of any person who is not insane but who suffers from such conditions of emotional instability or of impulsiveness or behavior or who lacks the customary standards of judgment self-control and discretion or who fails to appreciate the consequences of his acts or who combines any one or more of such conditions so as to render such person irresponsible and thereby dangerous to himself or to others imposing certain duties on district attorneys courts and the Department of Welfare in respect thereto payment of maintenance costs and reimbursement in such cases

PETITIONS AND REMONSTRANCES

Mr. DENT. Mr. President, I do not intend to take the time of the Senate. I just want to call attention to a very important incident that happened today.

House Bill No. 1303, introduced by Mr. Kent of Meadville, came out of committee in the House today. That bill is a result of the talk that was made on the floor of the Senate on May 23 of this year, when I discussed the loopholes in the corporate net income tax. If this bill is passed, there is a great possibility that we may gather between thirty and forty million dollars of additional revenues to the Commonwealth under existing tax laws that are now upon the books. Faced with that possibility, and we hope that it can be done, with the other increases in revenue that we have called attention to, I think that it can easily be said that we can set aside and dispel the rumors that are flying fast and thick all over the Capitol about deals being made by the Minorities and the Majorities and the Majorities and the Minorities. There are no deals made that I know anything about.

Mr. President, we still stand upon the same firm ground that we stood upon back in January. We are opposed to the individual income tax in the Commonwealth and upon that position we stand.

I am happy to know that the Attorney General's office made a study of the remarks I made upon the floor, and as a result of that study has had introduced by Mr. Kent this piece of legislation that will close the loophole in the corporate net income tax law and will reach those persons and corporations in this Commonwealth that have so long escaped their just share of taxation. I am happy to announce that when that bill reaches the Senate of Pennsylvania, I can speak for the Democratic Minority and say that there will be twenty votes for it.

Mr. HALUSKA. Mr. President, I wish to concur in the remarks made by my colleague from Westmoreland County, Senator Dent, and in fairness to my Democratic colleagues I want to state that there are rumors afloat that six Democrats have made a deal. I think it is very unfair for such a rumor to get around. Our boys do not deal, they haven't dealt and are not going to deal, and anybody that makes such remarks certainly should be a little more careful, because it is unfair to try to label a Member of this Senate with making a

deal with the Governor for a job or money, when there is no foundation whatsoever for the rumor

Mr. Lane. Mr. President, I wish to concur in the statements made by the Minority Leader and also the Whip, and I want the Members of the Senate to know that as far as I know there are no deals, and I am one hundred per cent against this income tax bill.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 202, as follows:

An Act to further amend section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of building and loan or federal savings and loan associations insured by the federal savings and loan insurance corporation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" as amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 500) is hereby further amended to read as follows

Section 403 Use of Money in Sinking Fund Investment The money or other assets in the sinking fund shall be applied to the payment of any taxes covenanted to be paid on the general obligation bonds for the payment of which such fund was created to the payment of interest on such bonds and to the payment of the principal of such bonds at their maturity Any money in the sinking fund not needed for the time being for any of the above purposes may be invested in obligations issued by the United States of America and general obligation bonds of the Commonwealth of Pennsylvania or any political subdivision thereof or in deposits in banking institutions or in shares of building and loan associations or federal savings and loan associations the deposits or shares of which are insured by the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation respectively and which deposits or shares shall at no time exceed the maximum amount so insured The moneys and other assets held in the sinking fund shall not be used for any other purpose

except for such other investment purposes as may be specifically authorized by law

Any investment including bonds of the municipality held in the sinking fund may be sold at any time by the body board or commission having the management and control of such sinking fund

Nothing contained in this section shall be construed to require the sale of any obligations bonds or notes legally held in a sinking fund at the time this act takes effect

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 202

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 202.

Mr. WOLFE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 425, as follows:

An Act to further amend section four hundred eleven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An Act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the shooting restrictions on regulated shooting grounds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred eleven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An Act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the eighth day of April one thousand nine hundred forty-nine (P. L. 409) is hereby further amended to read as follows

Section 411 Shooting Restrictions on Regulated Grounds Such permits shall entitle the holder or holders thereof

and their guests to kill or take by shooting only not to exceed seventy-five per centum of the pheasants bobwhite quail of the subspecies approved by the commission and chukar partridges and ninety per centum of the mallard or black ducks propagated or purchased and released on the premises each year said propagation or release to be established to the satisfaction of the commission

All game birds released on said regulated shooting grounds shall be full-winged and fully able to care for themselves in a wild state and wherever the commission deems it desirable all mature birds released shall bear a metal leg band of a type approved by it Such propagated or released birds may be taken without regard to sex or age or daily or season bag limits so long as not more than the specified percentages herein enumerated are taken during the shooting period below authorized

(a) The period for taking domestically produced pheasants bobwhite quail of the subspecies approved by the commission [and] chukar partridges and mallard or black ducks more than two generations removed from the wild on regulated shooting grounds [in areas where wild ringneck pheasants and bobwhite quail of the subspecies approved by the commission thrive and normally produce a shootable supply of such birds] shall begin on the date and hour of the general state-wide open season for [small] such game birds as fixed by the act or the commission and continue [to] through the [thirty-first] last day of [December inclusive] February next following Sundays excepted unless other wise provided in paragraph (b) below

(b) The period for taking such ringneck pheasants bobwhite quail of the subspecies approved by the commission [and] chukar partridges and mallard or black ducks more than two generations removed from the wild on regulated shooting grounds established in areas [other than those stipulated in paragraph (a) above] where wild ringneck pheasants and bobwhite quail of the subspecies approved by the commission do not thrive and normally produce a shootable supply of such birds or which are commercially operated and are open to public use shall be fixed by the commission without regard to the general state-wide open season for small game the period so fixed to be certified to the holders of such permits at least thirty days in advance of the season.

(c) The period for taking domestically produced mallard or black ducks less than two generations removed from the wild on all regulated shooting grounds [unless otherwise fixed and so certified by the commission] shall conform with the season established for waterfowl hunting by Federal regulations in effect for the Commonwealth of Pennsylvania

All species of game other than those specified found on the premises covered by such regulated shooting grounds permits may be taken on said premises only under the general provisions of the law governing seasons bag limits etc

Every person hunting on such regulated shooting grounds or participating in a shoot held under a regulated shooting grounds permit shall be possessed of a resident or non-resident hunter's license for the current year as required by law

Section 2 The provisions of this act shall become effective immediately upon final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENT MADE BY THE HOUSE TO SENATE BILL No. 425

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 425.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silver,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 464, as follows:

An Act to add Section 17.1 to the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" by regulating the amendment of articles of incorporation and providing for fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and re-

pealing existing laws" is hereby amended by adding after Section 17 thereof a new section to read as follows

Section 17.1 Amendment of Articles of Incorporation Authorized Any domestic fraternal benefit society subject to the provisions of this act in the manner hereinafter provided may amend its articles of incorporation for any purposes not in consistent with the provisions of this act Provided however That such society at its option may change the location of its principal office in the manner prescribed in section thirty-seven of this act

First Before articles of amendment are filed with the Secretary of the Commonwealth a resolution authorizing the proposed amendment or amendments shall be adopted by the supreme legislative or governing body of the society at a regular or special meeting duly convened in the manner prescribed in its constitution and laws for making amendments to its constitution or laws The resolution shall contain the language of the proposed amendment or amendments by providing that the original articles of incorporation and all amendments thereto if any shall be amended so as to read as therein set forth in full or that any provision thereof shall be amended so as to read as therein set forth in full or that the matter stated in the resolution be added to or stricken from the articles of incorporation

Second Articles of amendment shall be executed in duplicate under the seal of the society and signed and attested by at least two duly authorized officers thereof and shall set forth

(1) The name of the society and the address including street and number if any of its principal office

(2) The act of Assembly under which the society was formed the date when the Governor approved the articles of incorporation and caused letters patent to issue the dates when and places where the original articles of incorporation were recorded and a reference by book and page number to the particular record books kept in the office of the Secretary of the Commonwealth and in the office of the county recorder of deeds respectively wherein the original articles of incorporation were recorded Provided however That in the event the society was incorporated by a decree of court then and in such case the articles of amendment shall set forth the name and location of the court the court term and number of the case the date when the court signed the decree of incorporation the date when and place where the original articles of incorporation were recorded and a reference by book and page number to the particular record book kept in the office of the county recorder of deeds wherein the original articles of incorporation were recorded

(3) The time and place of the meeting of the supreme legislative or governing body of the society and the total vote for and against by which the resolution authorizing the articles of amendment was adopted which approval vote shall be not less than the vote required to amend the constitution and laws of the society

(4) The text of the resolution

Third If a proposed amendment to the articles of incorporation is for the purpose of changing the corporate name the society shall first make application to the Secretary of the Commonwealth for the registration of the proposed new corporate name The application shall set forth the name of the society and the address including street and number if any of its principal office the date on which the Governor approved the articles of incorporation and caused letters patent to issue the act under which it was incorporated and the new corporate name which the society desires to use Provided however That in the event the society was incorporated by a decree of court then and in such case the application shall set forth the name of the society and the address including street and number if any of its principal office the name and location of the court the court term and number of the case the date on which the court signed the decree of incorporation the act under which the society was incorporated and the proposed new corporate name which the society desires to use If the Secretary of the Commonwealth finds that the proposed new name is available for corporate use he

shall register and reserve the name for a period of six (6) months and shall issue to the society a certificate that the proposed new corporate name has been duly registered. If the proposed new name is not available for corporate use the Secretary of the Commonwealth shall refuse to register such name and shall forthwith notify the society of this fact. Upon application of any party interested either for or against the proposed amendment to the articles of incorporation the Secretary of the Commonwealth shall include in any certificate issued by him under this section any information desired as to the names registered with the Department of State.

Fourth The articles of amendment executed in duplicate as aforesaid and in the case of a proposed change of the corporate name the certificate from the Secretary of the Commonwealth relating to the registration of the proposed new corporate name shall be filed by the society with the Secretary of the Commonwealth at the time mentioned in the advertisements as hereinafter provided.

Fifth The society shall advertise its intention to apply for approval of the articles of amendment in the same manner with respect to the newspapers designated and the number of insertions of the advertisements therein as is prescribed in this act with respect to notice of intention to apply for articles of incorporation and shall set forth briefly

(1) The name of the society and the address including street and number if any of its principal office

(2) A statement that the application is to be made under the provisions of this act

(3) The character and nature of the proposed amendment

(4) The date on which the articles of amendment will be filed in the office of the Secretary of the Commonwealth which shall be not less than three days after the advertisements appear and also the time thereafter which shall not be more than fifteen (15) days for filing objections with the Insurance Commissioner to said proposed amendments

Sixth The Insurance Commissioner shall consider the proposed articles of amendment and may make such examination and require such further information as he deems advisable. In case any objections are filed he shall fix a time for a hearing of which at least five days' notice shall be given to the society and to the objectors. If the Insurance Commissioner shall be satisfied that the society has complied with the provisions of this section he shall certify the same on the articles of amendment in duplicate and submit the same to the Attorney General for examination and if found by the Attorney General to be in accordance with the provisions of this act and not inconsistent with the Constitutions of this Commonwealth and of the United States he shall certify the same on the articles of amendment in duplicate with his approval endorsed to the Governor.

Upon receipt of such articles of amendment in duplicate certified and approved as aforesaid the Governor shall in case he approves the same endorse his approval thereon in duplicate and forward the same to the Secretary of the Commonwealth who shall cause the articles of amendment aforesaid together with the proceedings had thereon to be recorded in a book kept for that purpose.

The Secretary of the Commonwealth shall return one counterpart of said articles of amendment with all endorsement thereon to the society which shall have the same recorded in the recorder's office of the county in which the principal office of said society is located. Provided however That in the event the society was incorporated by a decree of court then and in such case the society shall file its said counterpart of the articles of amendment after recording the same in the county recorder's office aforesaid among the records of the court which incorporated the society.

The Secretary of the Commonwealth shall certify the other counterpart of said articles of amendment with all endorsements thereon and file the same in the office of the Insurance Commissioner and certified copies of the

same may be used in evidence for or against the society with the same effect as the original.

Seventh The Insurance Commissioner shall charge and collect fees as follows: For filing articles of amendment twenty-five dollars for each copy thereof forty cents per folio and one dollar for certifying the same. The Secretary of the Commonwealth shall collect such fees as are due and payable for like or equivalent services. All fees collected shall be transmitted daily into the State Treasury through the Department of Revenue.

Eighth The provisions of this section shall be severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect the validity of the remaining provisions of this section. It is hereby declared as a legislative intent that this section would have been adopted by the General Assembly had such unconstitutional provisions not been included therein.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 464

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 464.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Proport,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
Disilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freud,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for five minutes, to permit a meeting of the Committee on Labor and Industry.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORTS FROM COMMITTEES

Mr. KESSLER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KESSLER, from the Committee on Labor and Industry, reported as amended, House Bill No. 545, entitled:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employes.

Mr. RUTH. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on State Government, reported as committed, Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the expense and clerical allowance of members of the General Assembly; and making an appropriation.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 202, entitled:

An Act to further amend Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amendnig revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined or bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of building and loan or Federal Savings and loan associations insured by the Federal Savings and Loan Insurance Corporation.

Senate Bill No. 425, entitled:

An Act to further amend section four hundred eleven of the act, approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled, "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by changing the shooting restrictions on regulated shooting grounds.

Senate Bill No. 464, entitled:

An Act to add Section 17.1 to the act approved the seventeenth day of July, one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections; providing for the organization and incorporation of such societies and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies; designating tables of mortality as a basis for rates of contribution; requiring all societies to make annual and other reports; and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to and be supervised by the Insurance Commissioner; and repealing existing laws," by regulating the amendment of articles of incorporation and providing for fees.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

SENATE BILL No. 67 TAKEN FROM TABLE

Mr. WALKER. Mr. President, I call up from the table at this time Senate Bill No. 67, which was recalled from the Secretary of the Commonwealth, for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 67

Mr. WALKER. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 67, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. KEPHART. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted with the majority.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. WALKER. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. KEPHART. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted with the majority.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend page 1, line 1 of the title by striking out the following: "An Act" and inserting in lieu thereof the following: "A Joint Resolution."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. KEPHART. Mr. President, I ask unanimous consent that Senate Bill No. 67, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none. The bill will appear on tomorrow's Third Reading Calendar.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 219, on third reading, entitled:

An Act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State-Federal Social Security Board and conferring powers and imposing duties upon the Board authorizing the Board to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employee contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations. go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 505, as follows:

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appro-

priation to said Authority to pay expenses incident to its formation" by authorizing the leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 5 and the first paragraph of subsection (a) of Section 6 of the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" as amended by the act approved the twentieth day of April one thousand nine hundred forty-nine (P. L. 636) are hereby amended to read as follows

Section 5 Contracts to Lease and Leases by School Districts from Authority Any school district or districts within the Commonwealth shall have power and authority with the approval of the Superintendent of Public Instruction to enter into contracts with the Authority to lease as lessee from the Authority any school building and the furnishings and equipment thereof constructed or improved by the Authority for a term with respect to each not exceeding forty- (40) years at such rental or rentals as may be determined by the Authority and upon the execution of a contract or contracts for the construction of or during the period of construction of or upon the completion of said school building and the furnishings and equipment thereof the school district or districts shall have power and authority with the approval of the Superintendent of Public Instruction to lease as lessee any school building and the furnishings and equipment thereof [completed by the Authority] for a term with respect to each not exceeding forty (40) years at such rental or rentals as may be determined by the Authority

Section 6 Purposes and Powers Bonds (a) The bonds of the Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board and shall be of such series bear such date or dates mature at such time or times not exceeding forty (40) years from their respective dates bear interest at such rate or rates not exceeding six per centum per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and interchangeability privileges be payable in such medium of payment and at such place or places be subject to such terms of redemption at such prices not exceeding one hundred five per centum of the principal amount thereof and be entitled to such priorities in the revenues rentals or receipts of the Authority as such resolution or resolutions may provide The bonds shall bear the facsimile signatures of the Governor and of the President of the Authority together with a facsimile of the corporate seal and the manual signature of the secretary and treasurer in attestation thereof and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the Authority all as may be prescribed in such resolution or resolutions Any such bonds may be issued and delivered notwithstanding that [one or more of the officers signing such bonds or the treasurer whose facsimile signature shall be upon the coupons or any thereof shall have ceased

to be such officer or officers] any of the aforesaid persons signing such bonds or whose facsimile signature shall be upon the bonds or coupons shall have ceased to hold their respective offices at the time when such bonds shall actually be delivered

Section 2 Said act is hereby amended by adding immediately after Section 9 thereof a new section to read as follows

Section 9.1 Issuance of Bonds The bonds of the Authority may be issued pursuant to one or more resolutions or one or more trust indentures and as provided in such resolution or trust indenture the moneys set aside in any sinking fund pledged for any particular bonds or series of bonds shall be held for the sole benefit of such bonds separate and apart from the moneys pledged for any other bonds of the Authority issued under any other resolution or trust indenture

Section 3 Section 13 of said act is hereby amended to read as follows

Section 13 Limitation of Powers The Commonwealth does hereby pledge to and agree with any person firm or corporation or Federal agency subscribing to or acquiring the bonds to be issued by the Authority for the construction extension improvement or enlargement of any project or part thereof or for refunding purposes that the Commonwealth will not limit or alter the rights hereby vested in the Authority or limit or alter any provisions for the security and protection of the Authority and its bondholders contained in this act or as now provided by law until all bonds at any time issued together with the interest thereon are fully met and discharged The Commonwealth does further pledge to and agree with the United States and any other Federal agency that in the event that any Federal agency shall construct or contribute any funds for the construction extension improvement or enlargement of any project or any portion thereof the Commonwealth will not alter or limit the rights and powers of the Authority in any manner which would be inconsistent with the continued maintenance and operation of the project or the improvement thereof or which would be inconsistent with the due performance of any agreements between the Authority and any such Federal agency and the Authority shall continue to have and may exercise all powers herein granted so long as the same shall be necessary or desirable for the carrying out of the purposes of this act and the purposes of the United States in the construction or improvement or enlargement of any project or such portion thereof

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silver,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freud,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 506, on third reading, entitled:

An Act to amend Section 2511.1 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing the annual payments by the Commonwealth to school districts erecting or sharing in the erection of buildings or providing educational facilities under the State Public School Building Authority Act and making an appropriation.

be recommitted to the to the Committee on Appropriations.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 534, on third reading, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 589, entitled:

An Act to amend Section 1.1 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or nontidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on inland waters and changing penalties

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. ROBINSON. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 2, last line of title, by striking out the words "inland waters" and inserting in lieu thereof: "lakes and ponds;" Amend Sec. 1, (Sec. 1.1), page 3, line 2, by striking out the words "the inland waters" and inserting in lieu thereof: "lakes or ponds;" Amend Sec. 1, (Sec. 1.1), page 3, line 6, by striking out the words "the inland waters" and inserting in lieu thereof: "lakes or ponds;" Amend Sec. 1, (Sec. 1.1), page 3, line 13, by strik-

ing out the words "inland waters" and inserting in lieu thereof: "lakes and ponds."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. ROBINSON. Mr. President, I ask unanimous consent that Senate Bill No. 589, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 702, on third reading, entitled:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 972, on third reading, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teacher Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1112, as follows:

An Act to amend the title of and the act approved the twenty-eighth day of April 1887 (P. L. 63) entitled "An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Re-

formatory at Huntingdon" by correcting the name of said institution and of the governing board thereof and changing the age limit of persons who may be committed to and detained therein

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the twenty-eighth day of April 1887 (P. L. 63) entitled "An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon" is hereby amended to read as follows

An Act

In relation to the imprisonment government and release of [convicts in the Pennsylvania Industrial Reformatory at Huntingdon] inmates in the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania Section 2 Section 2 of said act as amended by the act approved the twenty-sixth day of May 1891 (P. L. 130) is hereby further amended to read as follows

Section 2 The [said board of managers shall when appointed as aforesaid] Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania shall have the charge and management of the [said Reformatory] school They shall appoint a general superintendent chaplain and physician and shall have power to remove them for causes impairing their faithful and intelligent administration of their office after opportunity shall be given the officer so charged to be heard upon written charges All other officers and employes shall be appointed and selected by the general superintendent and shall be reported to and confirmed by the said board of [managers] trustees at their next stated meeting It shall require at least the votes of [three managers] six trustees to confirm any of said appointments and upon report of the failure of any appointee to receive the [three] six votes required to confirm his appointment he shall be immediately discharged by the superintendent The general superintendent shall have the power to remove any employe appointed by him at his pleasure and all such subordinate officers shall be appointed only after rigid examinations as to their education trade knowledge moral character and fitness for the care and custody of those persons who may be assigned to the instruction and guardianship of said [Reformatory] school The annual compensation of the general superintendent the several officers and other employes shall be fixed annually at their first stated meeting after the first day of January of each year by the board of [managers] trustees in their discretion

Section 3 Section 2 to 14 inclusive of said act are hereby amended to read as follows

Section 3 The board of [managers] trustees shall examine all the accounts and expenditures with the vouchers for the same relating to the business of the [reformatory] school at least once each quarter year and shall certify the same with their approval or disapproval to the Governor And they shall at least once in each year report to the Legislature through the Governor the condition of the said [reformatory] school their proceedings in regard to inmates with a detailed statement of all moneys expended together with such recommendations as they shall deem proper

Section 4 Any court in this Commonwealth exercising criminal jurisdiction may sentence to the said [reformatory] school any male criminal between the ages of fifteen and [twenty-five] twenty-one years and not known to have been previously sentenced to a State prison State penitentiary State reformatory or to an industrial school of reformatory grade in this or any other State or country upon the conviction in such court of such male person of a crime punishable under existing laws in a State prison State penitentiary State reformatory or to an industrial school of reformatory grade And the said board of [managers] trustees shall receive and take into said [reformatory] school all male prisoners of the class aforesaid who shall be legally sentenced on conviction as aforesaid and all existing laws requiring the courts of this

Commonwealth to sentence to the State prison State penitentiary State reformatory or to an industrial school of reformatory grade male prisoners convicted of any criminal offense between the ages of fifteen and [twenty-five] twenty-one years and not known to have been previously sentenced to a State prison State penitentiary State reformatory or to an industrial school of reformatory grade in this Commonwealth or any other State or country shall be applicable to the said [reformatory] school so far as to enable courts to sentence the class of prisoners so last defined to said [reformatory] school and not to a State prison or State penitentiary

Section 5 Any person who shall be convicted of an offense punishable by imprisonment in the Pennsylvania Industrial [Reformatory at Huntingdon] School at Camp Hill Cumberland County Pennsylvania and who upon such conviction shall be sentenced to imprisonment therein shall be imprisoned according to this act and not otherwise

Section 6 Every sentence to the reformatory of a person hereafter convicted of a felony or other crime shall be a general sentence to imprisonment in the said Pennsylvania Industrial [Reformatory at Huntingdon] School and the courts of this Commonwealth imposing such sentence shall not fix or limit the duration thereof The term of such imprisonment of any person so convicted and sentenced shall be terminated by the board of [managers] of the reformatory] trustees as authorized by this act but such imprisonment shall not exceed the maximum term provided by law for the crime for which the prisoner was convicted and sentenced

Section 7 Whenever there is unoccupied room in the [reformatory] school the board of [managers] trustees may make requisition upon the inspectors of State prisons State penitentiaries State reformatories or industrial schools of reformatory grade who shall select such number as is required by such requisition from among the youthful well-behaved and most promising convicts in the State prisons State penitentiaries State reformatories or industrial schools of reformatory grade of the class described in section four of this act and transfer them to the [reformatory] school for education and treatment under the rules and regulations thereof and the board of [managers] trustees are hereby authorized to receive and detain during the term of their sentence to the State prison State penitentiary State reformatory or industrial school of reformatory grade such prisoners so transferred and the laws applicable to convicts in the State prison State penitentiary State reformatory or industrial school of reformatory grade so far as they relate to the commutation of imprisonment for good conduct and the provisions of this act shall be applicable to said convicts when transferred under this section

Section 8 Every clerk of any court by which a criminal shall be sentenced to the Pennsylvania Industrial [Reformatory at Huntingdon] School at Camp Hill shall furnish to the officer having such criminal in charge a record containing the trial and conviction of the defendant and the clerk of the court shall receive such compensation as is now allowed by law for making and certifying to the record as in other criminal cases

Section 9 That when any person has been convicted and sentenced it shall be the duty of the sheriff of the county in which the person has been so convicted and sentenced to deliver the said person to the proper officer or officers of said [reformatory institution at Huntingdon] Pennsylvania Industrial School at Camp Hill

Section 10 The board of [managers] trustees shall have the power to transfer temporarily to the State prison State penitentiary State reformatory or industrial school of reformatory grade of the proper district any prisoner who subsequent to his committal shall be shown to their satisfaction to have been at the time of his conviction more than [twenty-five] twenty-one years of age or to have been previously convicted of crime and may also so transfer any apparently incorrigible prisoner whose presence in the [reformatory] school appears to be seriously detrimental to the well being of the institution And

such [managers] trustees may by written requisitions require the return to the [reformatory] School of any person who may have been so transferred The said board of [managers] trustees shall also have power to make all rules and regulations necessary and proper and not contrary to the Constitution and laws of this Commonwealth for the employment discipline instruction education removal and absolute temporary or conditional release of all convicts in said [reformatory] industrial school and shall have authority to prevent the escape of convicts at all hazards

Section 11 As the aim and purposes of the industrial [reformatory] school is to prevent young first offenders against the laws of the State from becoming criminals and to subject them while in custody in this [reformatory] school to such remedial preventative treatment training and instruction as may make them honest reputable citizens the board of [managers] trustees is authorized and hereby empowered to establish by rules and regulations governing the superintendent and other officers such a system of discipline for the inmates as will secure to each instruction in the rudiments of an English education and in such manual handicraft skilled vocations as may be useful to each of the inmates after his discharge from the [reformatory] school whereby said person will be able to obtain self-supporting employment The contract system of labor shall not exist in any form whatever in said [reformatory] school but the prisoners shall be employed by the Commonwealth It shall be the duty of said board of [managers] trustees to maintain such control over all prisoners committed to their custody as shall prevent them from committing crime best secure their self-support and accomplish their reformation When any prisoner shall be received into the [reformatory] school upon direct sentence thereto they shall cause to be entered into register the date of such admission the name age nativity and nationality of the prisoner with such facts as can be ascertained of parentage of early social influences as seem to indicate the constitutional and acquired defects and tendencies of the prisoner and based upon these and estimate of the then present condition of the prisoner and the best probable plan of treatment Upon such register shall be entered quarterly yearly or oftener minutes of observed improvement or deterioration of character and notes as to methods and treatment employed also all orders or alteration affecting the standing or situation of such prisoner the circumstances of the final release and any subsequent facts of the personal history which may be brought to their knowledge

Section 12 The board of [managers] trustees shall under a system of marks or otherwise fix upon a uniform plan under which they shall determine what number of marks or what credit shall be earned by each prisoner sentenced under the provisions of this act as the condition of increased privilege or of release from their control which system shall be subject to revision from time to time Each prisoner so sentenced shall be credited for good personal demeanor diligence in labor and study and for results accomplished and be charged for derelictions negligences and offenses An abstract of the record in the case of each prisoner remaining under control of the said board of [managers] trustees shall be made up semi-annually considered by the [managers] trustees at a regular meeting and filed with the Secretary of the Commonwealth which abstract shall show the date of admission the age and the then present situation whether in the [reformatory] school State prison State penitentiary State reformatory or an industrial school of reformatory grade [asylum] or elsewhere whether any and how much progress of improvement has been made and the reason for release or continued custody as the case may be The [managers] trustees shall establish rules and regulations by which the standing of each prisoner's account of marks or credit shall be made known to him as often as once a month and oftener if he shall at any time request it and may make provisions by which any prisoner may see and converse with some

one of said [managers] trustees during every month When it appears to the said [managers] trustees that there is a strong or reasonable probability that any prisoner will live and remain at liberty without violating the law and that his release is not incompatible with the welfare of society then they shall issue to such prisoner on absolute release from imprisonment in the form provided in section fourteen of this act and shall certify the fact of such release and the grounds thereof to the Governor and the Governor may thereupon in his discretion restore such person to citizenship But no petition or other form of application for the release of any prisoner shall be entertained by the [managers] trustees Nothing herein contained shall construed to impair the power of the Governor to grant a pardon or commutation in any case

Section 13 If through oversight or otherwise any person be sentenced to imprisonment in the said [reformatory] school for a definite period of time said sentence shall not for that reason be void but the person so sentenced shall be entitled to the benefit and subject to the liabilities of this act in the same manner and to the same extent as if the sentence had been in the terms required by section six of this act and in such case said [managers] trustees shall deliver to such offender a copy of this act and written information of his relation to said [managers] trustees

Section 14 When in the opinion of the superintendent after due investigation and obtaining the opinion of the physician and moral instructor any person confined in the [reformatory] said school has given such evidence as is deemed reliable and trustworthy that such person has been so improved by his treatment in said [reformatory] school as to justify his liberation a certificate of the fact and the opinions of the superintendent doctor and moral instructor under their hands and seals shall be submitted to the board of [managers] trustees when after due notice to all the [managers] trustees at the next meeting thereafter said board shall consider the case of the person so presented and when the said board shall determine that such person is entitled to his discharge said board shall cause a record of the case of such person to be made showing the date of his commitment to the [reformatory] school the time he has been detained the cause thereof a copy of his sentence the copy of the certificate as aforesaid of the officers and the action thereon of the board said record to be signed by the [managers] trustees and sent to the judge of the court that sentenced said persons to the [reformatory] school who shall after consulting the district attorney and no further reason for detention existing send under the seal of the court to the said board an order to discharge the said person from said [reformatory] school

Section 4 Section 17 of said act as amended by the act approved the twenty-fifth day of April 1929 (P. L. 697) is hereby further amended to read as follows

Section 17 The duly authorized agent of the Department of Revenue shall cause to be kept an account of the cost of the support and maintenance of each convict with the county from which he is sent to the [reformatory] industrial school which said account shall monthly be approved by the said duly authorized agent of the Department of Revenue and if the same be true and correct shall be sworn to by said agent and shall promptly after the last day of each calendar month be sent to the commissioners of the proper county together with an order payable to the Department of Revenue drawn on the county treasurer of the proper county who shall accept and promptly pay the amount thereof to the Department of Revenue to be by it transmitted to the State Treasurer Provided That the aforesaid account and order rendered as of the thirty-first day of July one thousand nine hundred twenty-nine shall include all amounts due the Commonwealth from the counties which shall have accrued since the last prior billing of the counties by the board of trustees of the said [reformatory] industrial school

Section 5 Section 18 of said act is hereby amended to read as follows

Section 18 As soon as the board of [managers] trustees shall be fully organized with a general superintendent other officers and employees and the ground and buildings of the [reformatory] industrial school shall be fitted and furnished for the proper reception detention and management of convicts according to the provisions of this act they shall report the same in writing to the Governor of the Commonwealth who shall forthwith make public proclamation of these facts Thereupon sections four five six and seven of this act shall go into effect and not sooner

Section 6 The provisions of this act shall become effective the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Teole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko.
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 41, on second reading, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees

be placed on the Second Reading Postponed Calendar.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 54, entitled:

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 77, entitled:

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the organization hours of service vacations and sick leaves of firemen

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 188, entitled:

An Act to amend Section 1 and the fourth paragraph of Section 2 of the act approved the twelfth day of July one thousand nine hundred thirteen (P. L. 711) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" by increasing the number of judges of the Municipal Court of Philadelphia

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 206, entitled:

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to the township lists of water meter readings flat-rate water bills and other data for the purpose of determining sewer and drainage rates and providing reimbursement for their expenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 213, on second reading, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs town and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by adding a presumption of relationship to employment of diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 238, on second reading, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make arrests without warrants under certain circumstances

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 252, entitled:

An Act to amend Section 605 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employe providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by requiring the recorder's record of conveyances to contain complete post office addresses of grantees.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 265, on second reading, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system

including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employees of school districts.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 319, on second reading, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and County purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenues for State purposes" by providing for the method of valuation of taxable shares of stock in any regulated investment company.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 346, entitled:

An Act to provide for an additional law judge of the court of common pleas in the thirty-fifth judicial district.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 433, entitled:

An Act to further amend sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second class third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the limits of certain employe contributions and retirement allowances under the employees' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 499, entitled:

An Act to add Section 15.1 to the act approved the eighth day of July one thousand nine hundred forty-one

(P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by providing for optional minimum retirement allowances under certain conditions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 586, on second reading, entitled:

An Act relating to the administration without the appointment of a guardian of estates value at one thousand dollars or less of weak minded persons drug addicts and inebriates and providing a procedure therefor.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 643, on second reading, entitled:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 651, on second reading, entitled:

An Act to amend clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation allowable to attorneys employed by school directors in certain counties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 654, entitled:

An Act to further amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefore creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by providing for the collection and distribution of said taxes by the bureau further regulating the sale of properties turned over to the bureau by county commissioners and taxing districts and of properties purchase at tax sales by county commissioners under the provisions of said act imposing certain costs upon the taxing districts and further providing for the execution of deeds

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 655, on second reading, entitled:

An Act to amend the title and act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessments for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by further regulating the assessment and valuation of real property for local taxation purposes further defining the duties of assessors and chief assessors changing the time for the preparation

and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 666, on second reading, entitled:

An Act to further amend clause (a) of Section 503 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by clarifying the provisions relating to the jurisdiction and duty of the Board of Finance and Revenue to hear and determine certain petitions for refund by clarifying the provisions relating to the time of filing of certain petitions for refunds and eliminating obsolete provisions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 684, entitled:

An Act to further amend Section 7 of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employees and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such

employees requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" by further regulating the selection of jurors in counties of the second class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 692, on second reading, entitled:

An Act to amend Section 1 of the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled as amended "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" by further defining the word "veteran" to include all persons who served in the armed forces since the twentieth day of June one thousand nine hundred fifty and who are honorably discharged therefrom

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 694, entitled:

An Act authorizing cities boroughs towns and townships to accumulate over a period of more than one year monies required to match State grants and further regulating the budget taxation and appropriation powers of such political subdivisions therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 703, on second reading, entitled:

An Act authorizing the capture and destruction of birds in cities of the first class in certain cases

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 703, entitled:

An Act to amend subsection three of Section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing

permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 711, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 711, on second reading, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for hours of registration and removing certain obsolete provisions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 712, on second reading, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration com-

missions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 730, on second reading, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of Resident hunter's licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 757, entitled:

An Act to add Article XVII to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by providing for the establishment of a traffic court in cities of the second class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 866, entitled:

An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by increasing the allowance for expenses of township officers at annual meeting of the State association

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning

game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 840, entitled:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 944, entitled:

An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" by increasing the fees in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 960, entitled:

An Act to amend Section 8 of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas and orphans' courts courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their powers and duties and when such reports shall be evidence of the facts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing 'An act to authorize the appointment of stenog-

raphers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May fifteenth one thousand eight hundred and seventy-four repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May eighth one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties in this State' approved June tenth one thousand eight hundred and eighty-one' approved the twenty-fourth day of May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" by increasing the compensation of official stenographers for copies of stenographic notes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1101, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell at public sale and convey a certain tract of land situate in the City of Allentown County of Lehigh and providing for the disposition of the proceeds of the purchase moneys

go over in its order.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic, requiring licensure, conferring powers and imposing duties upon the State Board of Chiropractic Examiners, providing for the granting, suspension, and revocation of licenses issued by the board, conferring jurisdiction upon the Court of Common Pleas of Dauphin County, and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 61, entitled:

An Act making an appropriation to the National Agriculture College Farm School Pennsylvania at Doylestown Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 62, entitled:

An Act relating to the examination, detention, hearing, commitment, care, treatment, rehabilitation, probation and discharge of any person who is not insane, but who suffers from such conditions of emotional instability or of impulsiveness or behavior, or who lacks the customary standards of judgment, self-control and discretion or who fails to appreciate the consequences of his acts, or who combines any one or more of such conditions, so as to render such person irresponsible and thereby dangerous to himself or to others; imposing certain duties on district attorneys, courts and the Department of Welfare in respect thereto; payment of maintenance costs and reimbursement in such cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 110, entitled:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 162, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 194, entitled:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses,

bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth providing for the titling, including, liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including combinations of certain organizations within exemptions from fees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 196, entitled:

An Act making an appropriation to the City of Philadelphia for repairing Penn Treaty Monument and improving the grounds thereof located in the Eighteenth Ward of said City of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 218, entitled:

An Act making an appropriation to the Paoli Memorial Association for improvements and maintenance and for planting on the Paoli Parade Ground situate in Malvern Borough, Chester County, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 236, entitled:

An Act to further amend subsection (a) of Section 722 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth providing for the titling, including, liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by

including Philippine Pacific War Veterans, Navy Club of the United States, and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 258, entitled:

An Act making an appropriation to the Board of Finance and Revenue from the State Stores Fund for refund of distillers' licenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 283, entitled:

An Act making an appropriation to Sleighton Farm Schools for Girls, situate in Delaware County, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 284, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 286, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware, Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 329, entitled:

An Act to further amend subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused

by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the installation of parking meters by local authorities at certain places

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 344, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians including children and elderly people as well as family groups industrial workers and others.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 363, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of furniture furnishings and historical objects for Pottsgrove Mansion in the Borough of Pottstown.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 375, entitled:

An Act to further amend subsection (b) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing townships of the first class to remove and impound vehicles

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 431, entitled:

An Act to further amend clause (c) of Section 9 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons design-

nated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to each persons; providing for the liquidation of the State Emergency Relief Board, Boards, of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by increasing pensions for the blind.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 444, entitled:

An Act to protect the blind and incapacitated pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 455, entitled:

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research, Incorporated, Fox Chase, Philadelphia, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 465, entitled:

An Act making an appropriation to the Department of Welfare to reimburse State aided hospitals for part of the cost of training student nurses in approved schools of nursing.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 481, entitled:

An Act to further amend the act, approved the first day May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth providing for the titling, including, liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth,

liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by defining "antique motor vehicle" and authorizing the operation of such vehicles with limitations as to the use of lighting equipment in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Welfare for the additional maintenance of certain hospitals in out-patient and dispensary service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 496, entitled:

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the City of Altoona, empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof, including compensation for damages to adjacent land owners; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 511, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the further restoration, preservation and improvement of Drake Well Memorial Park, birthplace of the petroleum industry.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 530, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways to this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain acts upon counties providing for the disposition of fines forfeitures fees and

miscellaneous receipts making an appropriation and providing for refunds" by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 541, entitled:

An Act to further amend Section 511 and Section 610 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation, and providing for refunds," by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 544, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 545, entitled:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 545, entitled:

An Act to amend Subsection (f) of Section 302, of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis;

requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by providing that employers reserve accounts shall not be charged with compensation paid to certain employees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 546, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain disabled veterans, soldiers, sailors, marines, female field clerks, yeomen (female) and nurses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 548, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one, and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred fifty-one.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 550, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 551, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 552, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 554, entitled:

An Act making an appropriation to The Glen Mills School, situate in Delaware County, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 560, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 563, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 564, entitled:

An Act making an appropriation from the State Stores Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 565, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to State Employees' Retirement System with respect to State employees receiving compensation from the State Workmen's Insurance Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 566, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat, oats, barley and rye by the eradication of rust spreading barberry bushes; and providing for payment thereof to counties making like expenditures of county funds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 567, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 568, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 570, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 571, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of rates, rentals and other charges that may become due on leases and other contracts executed by such department with The General State Authority, for the use and occupancy by the Commonwealth of various projects, structures, building and facilities of the Authority, or for the services rendered by the Authority or its projects.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 573, entitled:

An Act making an appropriation from the Banking Department Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 575, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 576, entitled:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 577, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 579, entitled:

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township, Warren County, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 615, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 616, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abatement must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 617, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highway of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for official inspection stations and official inspection for certain motorcycles.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways, and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by changing the provisions governing openings in the surface of highways in boroughs, incorporated towns and cities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 621, entitled:

An Act to further amend section 2 of the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain

streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding a new route in Luzerne County.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 706, entitled:

An Act to add clause (m) to section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and dean of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by designating diseases of the heart and tuberculosis of the respiratory system as occupational diseases when contracted or incurred by firemen or policemen.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 708, entitled:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars, trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage,

stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the expense and clerical allowance of members of the General Assembly; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 867, entitled:

An Act transferring money from the Banking Fund to the General Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1020, entitled:

An Act transferring money from the Manufacturing Fund to the General Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1042, entitled:

An Act to amend subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1059, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for re-

funds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1289, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Thursday, June 7, 1951, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:57 o'clock, p. m., Eastern Standard Time, until Thursday, June 7, 1951, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, June 6, 1951

The House met at 12:00 noon EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Dear Father, be in our minds to guide our thoughts, be in our hearts to control our emotions, be on our right and on our left so that wherever we turn we shall see Thee and know Thy will for us.

We beseech Thee, watch over Thy servant Samuel, grant him a speedy recovery and that good health which it is Thine alone to give; through Jesus Christ our Lord.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Tuesday, June 5, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. McMILLEN.

HOUSE BILL No. 1424.

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars, trackless omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the owners of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of

Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds by changing the provisions relating to restrictions of the right to use highways.

Referred to the Committee on Motor Vehicles.

By Mr. GIBSON.

HOUSE BILL No. 1425.

An Act to amend paragraph one, section two of the act, approved the second day of July, one thousand nine hundred thirty-seven (P. L. 2772), entitled "An act to require certain records of oil and gas wells drilled in the Commonwealth showing the location of the same and the geologic formations encountered therein, and to make copies of such records available upon payment of prescribed fees; and providing fees and penalties," by directing the deposit in the General Fund of balance of moneys and future moneys collected from filing fees.

Referred to the Committee on Ways and Means.

By Mr. ROBERTSON.

HOUSE BILL No. 1426.

An Act to further amend Section 4 of the act approved the second day of May, one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring authorizing such Authorities to enter into contracts with the right of eminent domain on such Authorities; and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by extending the purposes and powers of Authorities to include housing projects and authorizing the leasing and fixing of rentals in the operation thereof.

Referred to the Committee on Municipal Corporations.

By Mr. ROBERTSON.

HOUSE BILL No. 1427.

An Act to add Article XX-A to the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by authorizing the creation of planning commissions in such townships and prescribing their powers and duties.

Referred to the Committee on Townships.

By Mr. JOHNSON.

HOUSE BILL No. 1428.

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "drugs" and "poison"; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength and purity," by de-

fining "prescription," further providing for meetings of the board and examination of pharmacists by the board, further regulating experience requirements of applicants for examination and registration as pharmacists; exempting physicians from certain requirements of the act.

Referred to the Committee on Professional Licensure.

By Mr. JOHNSON.

HOUSE BILL No. 1429.

An Act to amend Section 1 of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-five (P. L. 299), entitled "A supplement to an act approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "drugs" and "poison," and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law, and providing for the purchase of samples of drugs for determining their quality, strength, and purity,' providing for the registration of apprentices in pharmacy, requiring employers of such apprentices to see that they are registered, and imposing penalties," by requiring persons entering reputable and properly chartered colleges of pharmacy to apply to the State Board of Pharmacy for registration and certification as registered apprentices.

Referred to the Committee on Professional Licensure.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 452.

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 577.

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties salary and method of filling vacancies.

Referred to the Committee on Education.

GRADUATING CLASS HAZEL TOWNSHIP HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House the Senior High School graduating class of Hazel Township, Luzerne County, accompanied by their teachers Professors Henry C. Smith and Morton Bray and their teachers Miss Emily Bell and Miss Mary Mathers. They are here today as the guests of the gentleman from Luzerne, Mr. Mikula.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 277.

An Act to amend section six hundred eighty of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring new residents and residents becoming of age to notify assessors of such facts and prescribing penalties and providing for public notice of the requirement

HOUSE BILL No. 499.

An Act to further amend section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled "An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take any thing of value for obtaining the same and prescribing penalty for the violation of this act" by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury.

HOUSE BILL No. 577.

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the security required for deposits of

State moneys and to permit the designation of additional banks or trust companies as active depositories

HOUSE BILL No. 678.

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and others assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies

HOUSE BILL No. 721.

An Act to further amend clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids

HOUSE BILL No. 863.

An Act to further amend Sections 113 and 133 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey

HOUSE BILL No. 947.

An Act to amend Sections 1704 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for voting by boards of school directors establishing and maintaining joint schools or departments methods of adopting budget and employing teachers and for voting by joint school committees and the effect of failure to comply

HOUSE BILL No. 1043.

An Act to further amend section 1026 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by limiting the eligibility of candidates for county superintendents of schools

With information that the Senate has passed the same without amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 4, 1951.

Resolved (if the Senate concur), That House Bill No. 231, Printer's No. 232, entitled "An act relating to mental health, including mental illness, mental defect, epilepsy, and inebriety; and amending, revising, consolidating and changing the laws relating thereto," which was recalled from the Governor on May 24, 1951, be returned to the Governor without amendment.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary of the Governor being introduced, presented communications in writing from His Excellency the Governor, which were read as follows:

VETO OF HOUSE BILL No. 73

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 73, Printer's No. 351, entitled "An act to amend Article V of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by permitting school directors to attend meetings of educational or financial interest to districts and providing for the payment of their expenses."

This bill proposes to amend the Public School Code of 1949, P. L. 30, as amended, by adding a new section (516.1) to permit school directors to attend meetings of educational or financial interest to districts. It provides for reimbursement for all expenses in going to, attending and returning from the meeting not exceeding \$8.00 per day, together with mileage at the rate of \$.06 for each mile.

This bill has no restriction as to the kind of meetings, the number of meetings, or the place of meetings which a school board may authorize a director to attend at the cost of the district, except that in the opinion of the board it must be of educational or financial advantage to the district.

This restriction is so general that it amounts to none at all.

If this bill were approved, members of the board could attend meetings at public expense anywhere in the world. It would also be possible for members of a board to attend and be paid for an unlimited number of meetings a year.

Although the great majority of school directors would undoubtedly use this authority with discretion, the bill does open the door to abuses which are not now possible and which should not be permitted.

For these reasons, the bill is not approved.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. HELM. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

VETO OF HOUSE BILL No. 466

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 466, Printer's No. 174, entitled "An act requiring cities of the first class to make annual appropriations to Firemen's Pension Funds."

This bill would require the City of Philadelphia, a sum sufficient to make up any deficiency occasioned by an excess of current benefit payments over current contributions and investment income. The bill provides further that no such appropriation should be less than \$200,000.

Section 6-600 of the City Charter of Philadelphia vests in a Board of Pensions and Retirement the function of formulating and submitting to city council for consideration and enactment a comprehensive retirement system covering all city employees. I feel that inasmuch as the City of Philadelphia was adopted by the electorate of that city on April 17, 1951, it would be inappropriate for the General Assembly to reassume those powers so recently conferred upon the voters of Philadelphia.

For these reasons, the bill is not approved.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. WILBUR H. HAMILTON. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

VETO OF HOUSE BILL No. 568

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 568, Printer's No. 280, entitled "An act to further amend section one of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled 'An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same' by further prescribing for the management administration application and regulation of such fund in cities of the first class."

Under existing law, the various boroughs and cities themselves administer and control their respective police pension funds. This bill would, in the case of Philadelphia, vest these functions in a body comprised of the board of directors of the pension fund and the president and three members of the city council.

Section 6-600 of the City Charter of Philadelphia vests in a Board of Pensions and Retirement the function of formulating and submitting to city council for consideration and enactment a comprehensive retirement system covering all city employees. I feel that inasmuch as the City Charter of Philadelphia was adopted by the electorate of that city on April 17, 1951, it would be inappropriate for the General Assembly to reassume those powers so recently conferred upon the people of Philadelphia.

For these reasons, the bill is not approved.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. COSTA. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

VETO OF HOUSE BILL No. 569

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without approval, House Bill No. 569, Printer's No. 239, entitled "An Act to further amend the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled 'An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the reformation of the same' by providing a method of paying service increments from the retirement fund in cities OF THE FIRST CLASS to members of the police force after retirement."

The proposed amendment, relating only to cities of the first class, would, in addition to the other retirement benefits, provide for a "service increment" allowance. This allowance would be accorded any member who, after having reached the age of fifty, and after having completed sufficient prior service to become eligible for retirement, nevertheless continues in active service.

Section 6-600 of the City Charter of Philadelphia vests in a Board of Pensions and Retirement the function of formulating and submitting to city council for consideration and enactment a comprehensive retirement system covering all city employees. I feel that inasmuch as the City Charter of Philadelphia was adopted by the electorate of that city on April 17, 1951, it would be inappropriate for the general Assembly to reassume those powers so recently conferred upon the voters of Philadelphia.

For these reasons, the bill is not approved.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. COSTA. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

VETO OF HOUSE BILL No. 647.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 647, Printer's No. 284, entitled "An act to further amend Section 4 to amend subsection (d) of Section 4-1 to add Section 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled 'An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions' by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse."

The provisions of all the sections amended relate to survivorship pensions limited to the spouses of deceased pensioners.

Section 6-600 of the City Charter of Philadelphia vests in a Board of Pensions and Retirement the function of formulating and submitting to city council for consideration and enactment a comprehensive retirement system covering all city employees. I feel that inasmuch as the City Charter of Philadelphia was adopted by the electorate of that city on April 17, 1951, it would be inappropriate for the general Assembly to reassume those powers so recently conferred upon the voters of Philadelphia.

For these reasons, the bill is not approved.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. CELLA. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.
The motion was agreed to.

VETO OF HOUSE BILL No. 827.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 2, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 827, Printer's No. 268, entitled "An act to further amend the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled 'An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city council thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions' by reducing the retirement age."

The amendment proposed simply reduces the retirement age of employees of cities of the first class from sixty to fifty-five years.

Section 6-600 of the City Charter of Philadelphia vests in a Board of Pensions and Retirement the function of formulating and submitting to city council for consideration and enactment a comprehensive retirement system covering all city employees. I feel that inasmuch as the City Charter of Philadelphia was adopted by the electorate of that city on April 17, 1951, it would be inappropriate for the general Assembly to reassume those powers so recently conferred upon the voters of Philadelphia.

For these reasons, the bill is not approved.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. COSTA. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. SOLLENBERGER asked and obtained permission for the Committee on Education to meet during the session of the House.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 52.

An Act to amend Section 24 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" by permitting stockholders of banks banking institutions and trust companies to act as notary public for such banks institutions and companies and validating prior acts

SENATE BILL No. 119.

An Act regulating the suspension removal furloughing and reinstatement of police officers in boroughs and townships of the first class having police forces of less than three members and in townships of the second class.

SENATE BILL No. 153.

An Act to amend Section 209 of Article II of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the Orphans' Court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court

SENATE BILL No. 276.

An Act to amend Subsection C of Section 315 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the orphans' court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court

SENATE BILL No. 282.

An Act to further amend Section 620 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by increasing the maximum amount to be set aside as reserve for contingent losses.

SENATE BILL No. 426.

An Act to amend section seven hundred twenty-one of the act, approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled "An act

concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by changing the period for retriever trials.

SENATE BILL No. 510.

An Act to amend Section 4 of the act approved the tenth day of April one thousand nine hundred thirty-one (P. L. 23) entitled as amended "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute located on the left bank of Oil Creek in Oil Creek Township or Cherry Tre Township or both Venango County to establish and maintain a public museum and park as the Drake Well Memorial under the control and supervision of the Pennsylvania Historical Commission in cooperation with the Department of Forests and Waters and an advisory board to be appointed by the American Petroleum Institute prescribing the powers and duties of the Commission relative to said memorial authorizing the employment of certain assistants and employees and for the payment of their salaries empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth and making an appropriation" by further providing for the acceptance of gifts of money and securities by the Drake Well Memorial Advisory Board

SENATE BILL No. 526.

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by further regulating the withdrawals of certain optional payment shares providing that accounts of less than a certain amount need not be credited with dividends further regulating the terms of mortgage contracts and the terms of bonds securing mortgages and the types of property upon which mortgages may be taken.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. KRATZ for himself for the week after today's session.

Mr. BOLTON for himself for the week after today's session.

Mr. BAUMUNK for himself for the week after today's session.

Mr. GUARNIERI for himself for the week after today's session.

Mr. Guarnieri for Mr. AMARANDO for the week after today's session.

Mr. Guarnieri for Mr. PETA for the week after today's session.

Mr. Guarnieri for Mr. DOUGHERTY for the week after today's session.

Mr. GRANVILLE E. JONES for himself for the week after today's session.

Mr. Granville E. Jones for Mr. PETTIGREW for the week after today's session.

Mr. HEWITT for himself for the week after today's session.

REPORTS FROM COMMITTEES

Mr. BLOOM from the Committee on Appropriations, reported as committed, House Bill No. 243, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Pennsylvania Historical and Museum Commission, to acquire on behalf of the Commonwealth, certain land at the recognized site of William Penn's first landing in Pennsylvania, in the city of Chester, Delaware County, as a historical site; providing for the control management supervision, improvement and maintenance thereof; authorizing the Pennsylvania Historical and Museum Commission to make an enforce rules and regulations for the preservation and visitation thereof; and making an appropriation.

Mr. McKINNEY from the Committee on Appropriations, reported as committed, House Bill No. 370, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association, Grove City, Pennsylvania, for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County, Pennsylvania.

Mr. KOLANKIEWICZ from the Committee on Appropriations, reported as committed, House Bill No. 819, entitled:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia, Pennsylvania.

Mr. RAY L. RILEY from the Committee on Appropriations, reported as committed, House Bill No. 835, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of a lot of ground and Tiadaghton Elm Tree in Clinton County, Pennsylvania; to establish the same as an historic monument.

Mrs. VARALLO from the Committee on Appropriations, reported as committed, House Bill No. 1065, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Mrs. VARALLO from the Committee on Appropriations, reported as committed, House Bill No. 1066, entitled:

An Act making an appropriation to the Temple University Medical School at Philadelphia, Pennsylvania.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1069, entitled:

An Act making an appropriation to The Academy of Natural Sciences of Philadelphia to be used for salaries supplies and equipment in providing certain services to the public and for the purpose of the maintenance of the building of said academy.

Mr. GOODLING from the Committee on Appropriations, reported as committed, House Bill No. 1073, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, and the Board of Trustees of the Pennsylvania Soldiers' Orphan School, to acquire an unimproved tract of land in Franklin County for the use of the Pennsylvania Soldiers' Orphan School; and making an appropriation.

Mr. KOLANKIEWICZ from the Committee on Appropriations, reported as committed, House Bill No. 1095, entitled:

An Act reappropriating to Episcopal Hospital, Philadelphia, certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital.

Mr. LEISEY from the Committee on Appropriations, reported as committed, House Bill No. 1121, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

Mrs. VARALLO from the Committee on Appropriations, reported as committed, House Bill No. 1122, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University, Chester County.

Mr. KOLANKIEWICZ from the Committee on Appropriations, reported as committed, House Bill No. 1127, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Mr. STANK from the Committee on Appropriations, reported as committed, House Bill No. 1135, entitled:

An Act to amend the title and Sections 2 and 3 of the act, approved the third day of June, one thousand nine hundred forty-three (P. L. 847), entitled "An act creating a revolving fund in the State Treasury to be used by the State Council for the Blind, for making advancements to blind persons for the purchase of stock equipment and accessories necessary to operate vending or refreshment stands in locations leased or arranged for by said council; providing for the repayment of such advancements; authorizing the State Council for the Blind to adopt rules and regulations; and making an appropriations," by authorizing the State Council to purchase, own, install, maintain and lease, equipment and accessories for suitable business enterprises for the blind, accept Federal funds and making an additional appropriation.

Mr. COOPER from the Committee on Appropriations, reported as committed, House Bill No. 1138, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Point Park in Pittsburgh.

Mr. LEISEY from the Committee on Appropriations, reported as committed, House Bill No. 1143, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania, for the payment of the cost of construction to complete the new Boys' Dormitory.

Mr. COOPER from the Committee on Appropriations, reported as committed, House Bill No. 1144, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university, the purchase of apparatus and equipment therefor, and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university.

Mr. LEISEY from the Committee on Appropriations, reported as committed, House Bill No. 1147, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries, and for the purchase and transportation of books.

Mrs. VARALLO from the Committee on Appropriations, reported as committed, House Bill No. 1148, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, formerly Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

Mr. STANK from the Committee on Appropriations, reported as committed, House Bill No. 1149, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

Mrs. VARALLO from the Committee on Appropriations, reported as committed, House Bill No. 1150, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art—Textile Institute, Philadelphia.

Mr. KOLANKIEWICZ from the Committee on Appropriations, reported as committed, House Bill No. 1152, entitled:

An Act making an appropriation to the Department of Public Instruction to pay expenses in the operation of the Speech and Hearing Rehabilitation Centers.

Mr. LOVETT from the Committee on Appropriations, reported as committed, House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

Mr. DALRYMPLE from the Committee on Appropriations, reported as committed, House Bill No. 1166, entitled:

An Act making an appropriation to the Department of Public Instruction for payments to the School Districts on account of obligations to the Public School Building Authority as provided by law.

Mrs. VARALLO from the Committee on Appropriations, reported as committed, House Bill No. 1188, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania, East Falsl, Philadelphia, Pennsylvania.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1189, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used by the Navigation Commission of the Delaware River and its Navigable Tributaries for the removal of sunken wrecks from the tideway of the Delaware River and its navigable tributaries, and providing for reimbursement to the Commonwealth.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1217, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Mr. REIDENBACH from the Committee on Appropriations, reported as committed, House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives for the General Assembly for the payment of compensation of per diem employees.

Mr. REAGAN from the Committee on Appropriations, reported as committed, House Bill No. 1421, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1422, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Mr. WACHHAUS from the Committee on Welfare, reported as amended, House Bill No. 470, entitled:

An Act to further amend clause (c) of section 9 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the others' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by increasing pensions for the blind and providing pensions for blind persons heretofore ineligible for pensions.

Mr. HALL from the Committee on Education, reported as amended, House Bill No. 488, entitled:

An Act to impose a temporary tax on real estate for public school purposes in school districts of the first class A for current expenses.

Mr. PITZER from the Committee on Welfare, reported as amended, House Bill No. 633, entitled:

An Act to amend Sections 3 and 4 of the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance, with certain exceptions, to perform certain work, or be refused further assistance; conferring powers and imposing duties on county boards of assistance, and on certain State and local officers and employees; and on charitable institutions, persons, copartnerships, associations, corporations, and Satté and Federal employment officers; and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance; permitting non-profit cemetery associations, fire companies, public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts and changing the requirements for furnishing transportation.

Mr. GRANVILLE E. JONES from the Committee on State Government, reported as committed, House Bill No. 634, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth," by providing for pay-days every two weeks.

Mr. McCONNELL from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 690, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172), entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity'; requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by raising fees for permits to conduct a pharmacy.

Mr. AMARANDO from the Committee on State Government, reported as committed, House Bill No. 771, entitled:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds.

Mr. ROBERT K. HAMILTON from the Committee on State Government, reported as committed, House Bill No. 820, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service.

Mr. BAUMUNK from the Committee on Professional Licensure, reported as amended, House Bill No. 963, entitled:

An Act relating to and regulating the practice of the profession of public accounting; providing for the licensing and registration of persons practicing said profession and the suspension and revocation of said licenses and registrations for violation of this Act, subject to appeal and for their reinstatement; creating the State Board of Examiners for the Licensing of Public Accountants and describing the powers and duties of that Board and the Department of Public Instruction; providing for ownership of working papers; defining unlawful acts and acts not unlawful; prescribing penalties and repealing inconsistent laws.

Mr. STIMMEL from the Committee on State Government, reported as committed, House Bill No. 1005, entitled:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments, boards, commissions, and agencies, and of the political subdivisions thereof, to deduct, from the salaries, wages, or other compensation payable by them to any elected or appointed officers or employees, the premiums or other charges due from such persons under various contracts of group insurance, when written authorization to make such deductions is given by any such persons; and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance.

Mr. ZIEGLER from the Committee on Judiciary, reported as amended, House Bill No. 1102, entitled:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured, the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims; and providing rights of action to recover such liens if not paid.

Mr. SCHMIDT from the Committee on State Government, reported as amended, House Bill No. 1116, entitled:

An Act to further amend Sections 1 and 2 of the act approved the twenty-fourth day of July, one thousand nine hundred thirteen, (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," by defining further words and terms and regulating the sale of certain additional commodities.

Mr. PENGLASE from the Committee on State Government, reported as amended, House Bill No. 1123, entitled:

An Act to provide for the registration and protection of trademarks and to secure the rights, property, and interests therein, providing for the assignment, cancellation and revocation thereof, and imposing penalties for violations, conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof, and to repeal all acts inconsistent therewith.

Mr. AMARANDO from the Committee on State Government, reported as committed, House Bill No. 1133, entitled:

An Act to further amend sections seven, eleven and twenty-one and to add section twenty-one point one to the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed on probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth in to administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by removing the ceiling on salaries of the secretary of the board and of district supervisors, making the amount of such salaries subject to the determination of the Executive Board; and by further defining the jurisdiction, duties, powers and functions of the Pennsylvania Board of Parole.

Mr. McKINNEY from the Committee on State Government, reported as committed, House Bill No. 1153, entitled:

An Act to further amend Subsection (1) of Section 6 of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by giving trustees of the retirement fund same powers to invest as fiduciaries.

Mr. BYRNE from the Committee on State Government, reported as committed, House Bill No. 1163, entitled:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. 53), entitled as amended "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer to the Commonwealth for the care, maintenance and treatment of mental patients of such institutions, and all ground, lands, buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions; providing for the management and operation or closing and abandonment thereof; and the maintenance of mental patients therein; including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions, in whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws," by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

Mr. TOOMEY from the Committee on Fisheries, reported as committed, House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by prescribing penalties for violations of closed seasons.

Mr. HAROLD G. MILLER from the Committee on Professional Licensure, reported as committed, House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act, approved the twenty-first day of March, one thousand nine hundred forty-five (P. L. 51), entitled "An act defining and regulating the practice of Chiropody and providing penalties," by further defining Chiropody.

Mr. McGEE from the Committee on Professional Licensure, reported as committed, House Bill No. 1234, entitled:

An Act to amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees; and providing penalties," by further regulating the giving of treatments away from beauty culture shops and by students in beauty culture schools, and permitting educational demonstrations on Sunday.

Mr. DALRYMPLE from the Committee on Welfare, reported as committed, House Bill No. 1269, entitled:

An Act to amend Section 15 of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof,

from damage by gun powder; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Cannonsburg, and changing admission requirements relative thereto.

Mrs. MUNLEY from the Committee on Welfare, reported as amended, House Bill No. 1270, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls, or to certain other institutions, and imposing duties on the courts of this Commonwealth relative thereto.

Mr. KOHL from the Committee on State Government, reported as committed, House Bill No. 1295, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Department of Revenue, and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds.

Mr. McCULLOUGH from the Committee on Labor Relations, reported as committed, House Bill No. 1298, entitled:

An Act to further amend section four of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors; by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, re-issuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by increasing the working hours of minors between the ages of sixteen and eighteen years.

Mr. MADDEN from the Committee on Ways and Means, reported as committed, House Bill No. 1303, entitled:

An Act to provide revenue for State purposes by imposing a property tax, for a limited period of time, on the net incomes derived from sources within the Commonwealth of certain corporations, joint-stock associations, and limited partnerships; excluding certain income; providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties.

Mr. HERSCH from the Committee on State Government, reported as committed, House Bill No. 1306, entitled:

A Supplement to the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania; authorizing and empowering the Delaware River Joint Commission to construct, finance, operate, maintain and own a vehicular tunnel under, or an additional bridge across, the Delaware River, and defining certain functions, powers and duties of said Commission; authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

Mr. MULDOWNEY from the Committee on State Government, reported as committed, House Bill No. 1325, entitled:

An Act to amend Section 730 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State Government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring corporations, companies, associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address.

Mr. AMARANDO from the Committee on State Government, reported as committed, House Bill No. 1328, entitled:

An Act to further amend section 222 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, includ-

ing the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by providing for annual sick leave in addition to vacation leave to which State employees are entitled with pay, and making such sick leave cumulative under certain circumstances.

Mr. WEIDNER from the Committee on Ways and Means, reported as committed, House Bill No. 1348, entitled:

An Act to amend Section 1 of the act, approved the eighth day of May, one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes by imposing upon foreign corporations, limited partnerships and joint-stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania, and requiring the filing of certain reports in the office of the Auditor General, by exempting from the provisions thereof foreign non-profit corporations.

Mr. TOLL from the Committee on Ways and Means, reported as committed, House Bill No. 1349, entitled:

An Act to further amend Section 706 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government, providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations.

Mr. MINTESS from the Committee on Municipal Corporations, reported as amended, House Bill No. 1351, entitled:

An Act to further amend subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred fortyseven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs

towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court by excluding taxes imposed on real property transfers in certain school districts in determining tax limitations.

Mr. BUCCHIN from the Committee on Welfare, reported as committed, House Bill No. 1356, entitled:

An Act to amend sections one and thirteen of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 940) entitled "An act relating to boarding houses for children; providing for the licensing and inspection thereof; and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses; and prescribing penalties," by redefining "boarding houses for children" and increasing penalties.

Mr. BEAR from the Committee on Welfare, reported as committed, House Bill No. 1357, entitled:

An Act to amend the act approved the fourteenth day of April, one thousand nine hundred and twenty-five (P. L. 234), entitled "An act relating to Boarding Houses for Infants; providing for the licensing thereof and the adoption of rules and regulations for the maintenance, operation, and conduct thereof; by the Department of Welfare; and fixing penalties, by redefining "boarding houses for infants;" eliminating license fees; and increasing penalties.

Mr. SHOEMAKER from the Committee on Fisheries, reported as committed, House Bill No. 1373, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary rivers of the Commonwealth," by reclassifying chubs as bait-fish.

Mr. WHEELER from the Committee on Counties, reported as committed, Senate Bill No. 113, entitled:

An Act to amend subsection (i) of section 4 of the Act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its

political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor.

Mr. VARNER from the Committee on State Government, reported as amended, Senate Bill No. 296, entitled:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

Mr. VARNER from the Committee on State Government, reported as committed, Senate Bill No. 297, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the organization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

Mr. LYONS from the Committee on State Government, reported as amended, Senate Bill No. 325, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital, to sell and convey certain land used in connection with the Harrisburg State Hospital and appropriating the proceeds from the sale of such land for the purpose of acquiring other land for use in connection with such hospital.

Mr. ROBERTSON from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 380, entitled:

An Act to amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real

property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act

Mr. GUARNIERI from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 407, entitled:

An Act to further amend the title and section one of the act approved the third day of May one thousand nine hundred and nine (P. L. 424) entitled as amended "An act providing that in all counties of the first second third fourth fifth and sixth class advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" by extending the provisions of the said act to all counties and further defining publications excepted from its operation.

Mr. McGEE from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 519, entitled:

An Act to amend Section 1 of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318, entitled "An act to regulate the sale and possession of penicillium (Penicillin), and its derivatives, preparations and compounds in the interest of public health," by providing certain exception to said act.

Mr. SCHMIDT from the Committee on State Government, reported as committed, Senate Bill No. 610, entitled:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all rights title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh.

Mr. TOLL from the Committee on Highways, reported as amended, Senate Bill No. 31, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt.

Mr. LYONS from the Committee on Highways, reported as committed, Senate Bill No. 632, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 45

An Act to add Section 808.1 to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by prohibiting certain acts relating to hunting and trapping and the discharge of weapons in cemeteries.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 11, by striking out after the word "within" the following: "that portion of any cemetery or burial grounds actually in use as such" and inserting in lieu thereof the words "any cemetery or burial grounds."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that this bill, together with the communication from the Senate be laid upon the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 201

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 1, line 7, by striking out after the second word "of" the word "Revenue" and inserting in lieu thereof the words "Public Instruction."

Amend Section 1, page 3, line 4, by striking out after the word "(Welfare)" the word "Revenue" and inserting in lieu thereof the words "Public Instruction," line 7, by striking out after the word "(Welfare)" the word "Revenue" and inserting in lieu thereof the words "Public Instruction;" line 10, by striking out after the word

"(Welfare)" the word "Revenue" and inserting in lieu thereof the words "Public Instruction;" line 14, by striking out after the word "(Welfare)" the word "Revenue" and inserting in lieu thereof the words "Public Instruction;" page 4, line 19, by striking out after the part-word "fare)" the word "Revenue" and inserting in lieu thereof the after the word "(Welfare)" the word "Revenue" and in- words "Public Instruction;" page 5, line 6, by striking out serring in lieu thereof the words "Public Instruction;" line 17, by striking out after the word "(Welfare)" the word "Revenue" and inserting in lieu thereof the words "Public Instruction;" line 20, by striking out the bracket before the word "through" and after the word "Revenue"

Amend Section 2, page 6, line 10, by striking out after the word "(Welfare)" the word "Revenue" and inserting in lieu thereof the words "Public Instruction;" amend Section 3, page 7, line 6, by striking out after the word "(Welfare)" the words "Revenue" and inserting in lieu thereof the words "Public Instruction;" line 14, by striking out after the word "(Welfare)" the word "Revenue" and inserting in lieu thereof the words "Public Instruction."

Amend Section 5, page 8, line 14, by striking out after the word "(Welfare)" the words "Public Instruction."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 614

An Act to amend section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for qualifications of certain principals

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 1, last line of title by inserting after the word "of" the word "certain."

Amend Section 1, page 3, line 1, by striking out after the word "establish" the following: "and shall have at least three (3) years of teaching experience in the field for which such certificate is issued."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1226

An Act authorizing certain existing beneficial or protective societies, heretofore incorporated, to reincorporate or to merge and reincorporate as limited live insurance companies for the purpose of making insurance upon the health of individuals, and against personal injury and disablement and death, including endowment insurance; regulating such corporations, and limiting the amounts for which such corporations may issue policies.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 6, by striking out after the word "of" the word "this" and inserting in lieu thereof the word "the."

Amend Section 5, page 8, line 7, by striking out after the first word "and" the word "four" and inserting in lieu thereof the word "fourth;" line 11, page 8, by striking out after the word "case" the word "of" and inserting in lieu thereof the word "a."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BOORSE asked and obtained permission for the Committee on Municipal Corporations to meet during the session of the House.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 485, entitled:

An Act to further amend section 1429 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the qualifications of school nurses and their certificating by the Department of Public Instruction validating with limitations certain actions of boards of school directors in employing nurses and authorizing the said department to make back reimbursements in its discretion

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 531, entitled:

An Act to further amend Section 1 of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 334, No. 284) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" clarifying the prohibition against a married woman's right to sell real estate without the joinder of her husband.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 532, entitled:

An Act to reenact Section 802 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" relating to approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof in order to clarify effect of prior amendments

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 596, entitled:

An Act to amend Section 2 of the act approved the eighteenth day of April one thousand nine hundred twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons prescribing the procedure and the effect of the decree thereon" by reducing the time in which the petition shall be heard

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 724, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursements heretofore made

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 793, entitled:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 850, entitled:

An Act to amend Section 2001 of the act approved the tenth day of May one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the name of the Cheyney Training School for Teachers

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 851, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by changing the name of the Cheyney Training School for Teachers

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 962, entitled:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions and assistants and employees and repealing certain acts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 966, entitled:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 968, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1064, entitled:

An Act to amend Section 1132 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by conferring jurisdiction on the County Court of Allegheny County in certain cases of appeal from decisions of the Superintendent of Public Instruction

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1068, entitled:

An Act to further amend Section 2405 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain department boards and commissions shall be determined" by permitting delivery of unserviceable property to Superintendent of Public Instruction without charge for assignment to School districts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1174, entitled:

An Act to repeal the act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1237, entitled:

An Act to amend Section 1 of the act approved the sixth day of May one thousand nine hundred twenty-nine (P. L. 1557) entitled "An act permitting the sale of mortgaged real estate under a judgment upon the bond accompanying such mortgage to be made by the sheriff upon a writ of fieri facias without inquisition and without any other writ" by extending the provisions thereof to promissory notes accompanying mortgages

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1262, entitled:

An Act providing for the enforcement of foreign judgments by the registration thereof in the courts of this Commonwealth prescribing procedure for the obtaining of jurisdiction over the judgment debtor the raising of defenses thereto appeals therefrom and execution thereon and saving existing methods of enforcing the same

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1346, entitled:

An Act to amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by clarifying certain provisions thereof and correcting grammatical and typographical errors therein

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1347, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30)

entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by making corrections and conforming certain provisions to existing practice

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1381, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 401) entitled as amended "An act defining and providing for the licensing and regulation of private trade schools and classes conferring powers and imposing duties on the State Board of Private Trade Schools and prescribing penalties" by further defining "agent" prohibiting agents from representing more than one school clarifying the period for which a license is effective and requiring the keeping and maintaining of certain records by licensees

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 381, entitled:

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loans in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 535, entitled:

An Act to amend Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending the authority of school districts to lease property from the State Public School Building Authority

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration House Bill No. 627, entitled:

An Act empowering cities boroughs incorporated towns townships and school districts to levy assess and collect for general revenue purposes an annual tax on trailer coach parks and prohibiting the imposition of certain other taxes by them relating or incident to the same subject providing and authorizing machinery therefore and providing and permitting penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. ROBERT K. HAMILTON. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 628, entitled:

An Act regulating the operation of trail coach parks requiring their licensing imposing duties on the Department of Health of this Commonwealth providing for liens and the enforcement thereof against the property of tenants of such parks and for the right of dispossession by the licensee and fixing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. ROBERT K. HAMILTON. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1387, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1388, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1389, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1390, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1391, entitled:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1392, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1393, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1394, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1395, entitled:

An Act making an appropriation to aid certain school districts

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947"

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 289, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 556, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 578, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,
The House proceeded to the consideration on final passage of House Bill No. 341, as follows:

An Act giving liens against real property priority over each other in point of time fixing the time which priorities extend and imposing duties on judges and certain court and county officers and employees
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as the "Lien Priority Law"

Section 2 Liens against real property shall have priority over each other on the following basis

(1) Purchase money mortgages from the time they are delivered to the mortgagee if they are recorded within thirty days after their date otherwise from the time they are left for record

(2) Other mortgages and defeasible deeds in the nature of mortgages from the time they are left for record

(3) Verdicts for a specific sum of money from the time they are recorded by the court

(4) Adverse judgments orders and decrees from the time they are rendered

(5) Amicable judgments from the time the instruments on which they are entered are left for entry

(6) Writs which when issued and indexed by the prothonotary create liens against real property from the time they are issued

(7) Other instrument which when entered or filed and indexed in the prothonotary's office create liens against real property from the time they are left for entry or filing

Section 3 (a) The recorder of deeds shall endorse upon each mortgage and defeasible deed and on the record thereof the time when each is left for record

(b) The person who records a verdict or a judgment order or decree rendered in open court shall endorse on the record thereof the time it was recorded

(c) The judge who signs a judgment order or decree shall endorse thereon the time he signed it

(d) The prothonotary shall endorse upon (1) each instrument on which an amicable judgment is entered or which otherwise creates a lien against real property the time it was left for entry or filing and (2) each writ creating a lien against real property the time it was issued

(e) The prothonotary shall note on the dockets in his office where each verdict judgment order decree instrument or writ creating a lien against real property is entered the time it was recorded rendered left for filing or issued

Section 4 (a) The act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 440) entitled "An act relating to the lien of mortgages and defeasible deeds in the nature of mortgages and protecting the lien of mortgages given by purchasers to sellers if recorded within thirty days from the date of such mortgage" is hereby repealed in so far as it is inconsistent with or supplied by this act

All other acts and parts of acts are hereby repealed insofar as they are inconsistent with the provisions of this act

(b) This act does not affect the priority of any lien which now by law has priority to all other liens nor does it repeal or otherwise affect any provision of the act approved the third day of July one thousand nine hundred forty-seven (P. L. 1234) known as the "Judgment Lien Law" or of section three of the act approved the twenty-second day of April one thousand eight hundred fifty-six (P. L. 532) entitled "An act for the greater certainty of title and more secure enjoyments of real estate."

Section 5 The provisions of this act shall become effective on the first day of September one thousand nine hundred fifty-one and shall apply only to liens created on and after that date

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarrafi,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hall,	McMillen,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Boles,	Hamilton, W. H.,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bomberger,	Haudenschild,	Mikula,	Sollenberger,
Boorse,	Headlee,	Miller, H. G.,	Stank,
Bower,	Helm,	Miller, J. C.,	Stimmel,
Breisch,	Hersch,	Mills,	Stoner,
Breth,	Hewitt,	Mintess,	Swariz,
Brown,	Hocker,	Monroe,	Swope,
Bucchin,	Hoggard,	Moore, C. E.,	Tahl,
Byrne,	Hunter,	Moore, H. A.,	Taylor,
Cella,	Jenkins,	Moran,	Thompson, E. F.,
Clapper,	Johnson,	Muldowney,	

Clendening,	Jones, G. E.,	Munley,	Thompson, R. L.,
Cochran,	Jones, J. M.,	Murray,	Toil,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Poleh,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Luty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 983, as follows:

An Act requiring wells and cisterns to be covered or sealed and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In any case where the opening of a well or cistern constructed or used for the purpose of water supply is approximately at the level of the immediately surrounding ground surface any person owning or in possession of the land upon which the well or cistern is located shall cover or seal the well or cistern with such suitable covering as will protect all users of the land upon which the well or cistern exists against possible harm or injury which may arise from falling into such well or cistern

Section 2 Any person violating any of the provisions of this act shall upon summary conviction thereof before a magistrate be sentenced to pay a fine of not more than twenty-five dollars (\$25) and in default of the payment of the fine and costs shall be sentenced to imprisonment for not more than ten (10) days

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarrafi,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,

Blair,	Hall,	McMillen,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Boles,	Hamilton, W. H.,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bomberger,	Haudenshield,	Mikula,	Sollenberger,
Boorse,	Headlee,	Miller, H. G.,	Spencer,
Bower,	Helm,	Miller, J. C.,	Stank,
Brelsich,	Hersch,	Mills,	Stimmel,
Breth,	Hewitt,	Mintess,	Stoner,
Brown,	Hocker,	Monroe,	Swartz,
Buchlin,	Hoggard,	Moore, C. E.,	Swope,
Byrne,	Hunter,	Moore, H. A.,	Tahl,
Cella,	Jenkins,	Moran,	Taylor,
Clapper,	Johnson,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, G. E.,	Munley,	Thompson, R. L.,
Cochran,	Jones, J. M.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Lofthus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 752, as follows:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for making costs payable by the county to aldermen and justices of the peace due and payable

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" is hereby amended by adding at the end thereof a new section to read as follows

Section 3 All costs payable by a county to any alderman or justice of the peace pursuant to the provisions of this act shall be due and payable to such aldermen or justice of the peace within thirty days of the end of the calendar month in which transcripts were filed or in which the county's liability was determined Provided That such payment shall in no way alter any rights of such county to reimbursement for such costs

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarrafa,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyle,
Blair,	Hall,	McMillen,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Boles,	Hamilton, W. H.,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bomberger,	Haudenshield,	Mikula,	Sollenberger,
Boorse,	Headlee,	Miller, H. G.,	Spencer,
Bower,	Helm,	Miller, J. C.,	Stank,
Brelsich,	Hersch,	Mills,	Stimmel,
Breth,	Hewitt,	Mintess,	Stoner,
Brown,	Hocker,	Monroe,	Swartz,
Buchlin,	Hoggard,	Moore, C. E.,	Swope,
Byrne,	Hunter,	Moore, H. A.,	Tahl,
Cella,	Jenkins,	Moran,	Taylor,
Clapper,	Johnson,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, G. E.,	Munley,	Thompson, R. L.,
Cochran,	Jones, J. M.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Lofthus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 754, as follows:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing the time for making costs payable by the county to aldermen or justices of the peace due and payable

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" is hereby amended to read as follows

Section 1 Be it enacted &c That the costs of prosecution accruing on all bills of indictments charging a party with felony ignored by the grand jury shall be paid by the county and in all cases of conviction of any felony all costs shall be paid forthwith by the county unless the party convicted shall pay the same and in all cases in which the county pays the costs it shall have power to levy and collect the same from the party convicted as costs in similar cases are now collectible Provided That all such costs payable by the county to any alderman or justice of the peace inclusive of any costs charged against a county and not against a prosecutor pursuant to the act approved the twenty-fifth day of May one thousand eight hundred ninety-seven (P. L. 89) entitled "An act authorizing and requiring grand and petit juries to dispose of the costs in criminal prosecutions for larceny where the value of the goods alleged to be stolen is less than ten dollars and in the prosecutions for assault or assault and battery where felony is charged and in which the prosecutor had no reasonable ground for making the charge of felony" and its amendments shall be due and payable to the alderman or justice of the peace within thirty days of the end of the calendar month in which transcripts were filed or in which the county's liability was determined

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Good.	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hall,	McMillen,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Boles,	Hamilton, W. H.,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bomberger,	Haudenshield,	Mikula,	Sollenberger,
Boorse,	Headlee,	Miller, H. G.,	Spencer,
Bower,	Helm,	Miller, J. C.,	Stank,
Breisch,	Hersch,	Mills,	Stimmel,
Breth,	Hewitt,	Mintess,	Stoner,
Brown,	Hocker,	Monroe,	Swartz,
Bucchin,	Hoggard,	Moore, C. E.,	Swope,
Byrne,	Hunter,	Moore, H. A.,	Tahl,
Cella,	Jenkins,	Moran,	Taylor,
Clapper,	Johnson,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, G. E.,	Munley,	Thompson, R. L.,
Cochran,	Jones, J. M.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petroosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Poleh,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reldenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,

Geer,
Gibson,
Gleason,

Lyons,
Madden,
Madigan,
Markley,

Robertson,
Rose,
Rosen,
Rovanssek,

Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Jones, P. F..

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 6, as follows:

An Act relating to the administration and distribution of incompetents' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases the appointment bond removal and discharge of guardians of such estates their powers duties and liabilities the rights of persons dealing with such guardians and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning the determination of incompetency and the powers duties and liabilities of foreign guardians and also generally dealing with the jurisdiction powers and procedure relating to incompetents' estates

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

Preliminary Provisions

Section 101 Short Title This act shall be known and may be cited as the Incompetents' Estates Act of 1951

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

(1) "Prothonotary" means the prothonotary of the court of common pleas having jurisdiction

(2) "Court" means the court of common pleas having jurisdiction of the appointment of the guardian

(3) "Incompetent" means a person who because of mental infirmities of old age mental illness mental deficiency drug addiction or inebriety is unable to manage his property or is liable to dissipate it or become the victim of designing persons it includes a person heretofore declared to be a lunatic an habitual drunkard insane or weakminded

(4) "Guardian" means a fiduciary appointed by a court of competent jurisdiction to have the care and manage-

ment of the estate of an incompetent it includes committees and guardians heretofore appointed for incompetents

(5) "Foreign guardian" means a guardian or one performing the function of a guardian who is subject primarily to the control of the court of another jurisdiction and has not received ancillary authority in the Commonwealth

Section 103 Title to Real and Personal Estate Legal title to all real estate and personal property of an incompetent shall remain in him subject however to all the powers granted to his guardian by this act and to all orders of the court

Section 104 Effective Date This act shall take effect on the first day of January one thousand nine hundred fifty-two

Section 105 Severability If any provision of this act or the application thereof to any person or circumstances is held invalid the remainder of this act and the application of such provision to other persons or circumstances shall not be affected thereby and to this end the provisions of this act are declared to be severable

Article II

Small Estates

Section 201 When Guardian Unnecessary When the entire real and personal estate wherever located of a resident or nonresident incompetent has a gross value of one thousand dollars or less all or any part of it may be received and held or disposed of by the person or institution maintaining the incompetent without the appointment of a guardian or the entry of security in any of the following circumstances

(1) Award from Decedent's Estate or Trust When the court having jurisdiction of a decedent's estate or of a trust in awarding the interest of the incompetent shall so direct

(2) Interest in Real Estate When the court having jurisdiction to direct the sale or mortgage of real estate in which the incompetent has an interest shall so direct as to the incompetent's interest in the real estate

(3) Other Circumstances In all other circumstances when the court which would have had jurisdiction to appoint a guardian of the estate of the incompetent shall so direct

Section 202 Power of Person or Institution Maintaining Incompetent The court may authorize or direct the person or institution maintaining the incompetent to execute as natural guardian any receipt deed mortgage or other appropriate instrument necessary to carry out a decree entered under Section 201 and in such event may require the deposit of money in a savings account or the care of securities in any manner considered by the court to be for the best interests of the incompetent The decree so made except as the court shall expressly provide otherwise shall constitute sufficient authority to all transfer agents registrars and others dealing with property of the incompetent to recognize the persons named therein as entitled to receive the property and shall in all respects have the same effect as an instrument executed by a duly appointed guardian under court decree

Article III

Guardian Appointment Bond Removal and Discharge Evidence

A Appointment

Section 301 Petition and Hearing

(a) Resident The court upon petition and a hearing at which good cause is shown may find a person domiciled in the Commonwealth to be incompetent and appoint a guardian or guardians of his estate The petitioner may be the alleged incompetent's spouse a relative a creditor a debtor or any person interested in the alleged incompetent's welfare Notice of the petition and hearing shall be given in such manner as the court shall direct to the

alleged incompetent to all persons residing within the Commonwealth who are sui juris and would be entitled to share in the estate of the alleged incompetent if he died intestate at that time and to such other parties as the court may direct The alleged incompetent shall be present at the hearing unless (1) the court is satisfied upon the presentation of positive testimony that because of his physical or mental condition his welfare would not be promoted by his presence or (2) it is impossible for him to be present because of his absence from the Commonwealth It shall not be necessary for the alleged incompetent to be represented by a guardian ad litem in the proceeding

(b) Nonresident The court may find a person not domiciled in the Commonwealth having property in the Commonwealth to be incompetent and may appoint a guardian of his estate The appointment may be made after petition hearing and notice as in the case of a person domiciled in the Commonwealth or upon the submission of an exemplified copy of a decree establishing his incompetency in another jurisdiction The court shall give preference in its appointment to the foreign guardian of the nonresident incompetent unless it finds that such appointment will not be for the best interests of the incompetent

Section 302 County of Appointment

(a) Resident Incompetent A guardian of the estate of an incompetent may be appointed by the court of the county in which the incompetent is domiciled

(b) Nonresident Incompetent A guardian of the estate within the Commonwealth of an incompetent domiciled outside of the Commonwealth may be appointed by the court of the county having jurisdiction of a decedent's estate or of a trust in which the incompetent has an interest When the nonresident incompetent's estate is derived otherwise than from a decedent's estate or a trust within the Commonwealth a guardian may be appointed by the court of any county where an asset of the incompetent is located

(c) Exclusiveness of Appointment When a court has appointed a guardian of an incompetent's estate pursuant to sub-sections (a) (b) no other court shall appoint a similar guardian for the incompetent within the Commonwealth

Section 303 Nonresident Guardian When a guardian is or becomes a nonresident of the Commonwealth the acceptance of his appointment or the act of becoming a nonresident as the case may be shall constitute the Secretary of the Commonwealth his attorney-in-fact upon whom service of process and notices may be made as to all causes of action relating to the incompetent's estate

B Bond

Section 311 Necessity Form and Amount Except as hereinafter provided every guardian of the estate of an incompetent shall execute and file a bond which shall be in the name of the Commonwealth with sufficient surety in such amount as the court considers necessary having regard to the value of the personal estate which will come into the control of the guardian and conditioned in the following form

(1) When One Guardian The Condition of this obligation is that of the said guardian shall well and truly administer the estate according to law this obligation shall be void but otherwise it shall remain in force

(2) When Two or More Guardians The condition of this obligation is that if the said guardians or any of them shall well and truly administer the estate according to law this obligation shall be void as to the guardian or guardians who shall so administer the estate but otherwise it shall remain in force

Section 312 Fiduciary Estate The court in its discretion upon the application of any party in interest in addition to any bond required for the incompetent's individual estate may require a separate bond in the name of the Commonwealth with sufficient surety in such amount as the court shall consider necessary for the protection of

the parties in interest in an estate of which the incompetent is a fiduciary and conditioned in the following form

(1) When One Guardian The condition of this obligation is that if the said guardian shall well and truly account for property held by the incompetent as fiduciary according to law this obligation shall be void but otherwise it shall remain in force

(2) When Two or More Guardians The condition of this obligation is that if the said guardians or any of them shall well and truly account for property held by the incompetent as fiduciary according to law this obligation shall be void as to the guardian or guardians who shall so account but otherwise it shall remain in force

Section 313 When Bond not Required

(a) Corporate Guardian No bond shall be required of a bank and trust company or of a trust company incorporated in the Commonwealth or of a national bank having its principal office in the Commonwealth unless the court for cause shown deems it advisable

(b) Nonresident Corporation A nonresident corporation or a national bank having its principal office out of the Commonwealth otherwise qualified to act as guardian in the discretion of the court may be excused from giving bond

(c) Other Cases In all other cases the court may dispense with the requirement of a bond when for cause shown it finds that no bond is necessary

Section 314 Requiring or Changing Amount of Bond The court for cause shown and after such notice if any as it shall direct may require a surety bond or increase or decrease the amount of an existing bond or require more or less security therefor

C Removal and Discharge

Section 321 Grounds for Removal The court shall have exclusive power to remove a guardian when

(1) He is wasting or mismanaging the estate is or is likely to become insolvent or has failed to perform any duty imposed by law or

(2) He has been adjudged incompetent or

(3) He has become unable to discharge the duties of his office because of sickness or physical or mental incapacity and his disability is likely to continue to the injury of the estate or

(4) He has removed from the Commonwealth or has ceased to have a known place of residence therein without furnishing such security or additional security as the court shall direct or

(5) For any other reason the interests of the estate are likely to be jeopardized by his continuance in office or

(6) The incompetent of whose estate he is guardian is adjudged incompetent

Section 322 Procedure for and Effect of Removal The court on its own motion may and on the petition of any party in interest alleging adequate grounds for removal shall order the guardian to appear and show cause why he should not be removed or when necessary to protect the rights of creditors or parties in interest may summarily remove him Upon removal the court may appoint a substituted guardian and may by summary attachment of the person or other appropriate orders provide for the security and delivery of the assets of the estate together with all books accounts and papers relating thereto Any guardian summarily removed under the provisions of this section may apply by petition to have the decree of removal vacated and to be reinstated and if the court shall vacate the decree of removal nad reinstate him it shall thereupon make any orders which may be appropriate to accomplish the reinstatement

Section 323 Adjudication of Competency The court upon petition and after such notice as it shall direct may find after a hearing at which good cause is shown that a person previously adjudged incompetent has become competent

Section 324 Discharge of Guardian and Surety After confirmation of his final account and distribution to the parties entitled a guardian and his surety may be discharged by the court from future liability

D Evidence

Section 331 Evidence of Mental Condition In any hearing relating to the mental condition of a person whose competency is in question the deposition of or sworn statement by a superintendent manager physician or psychiatrist of any state-owned mental hospital or veterans administration hospital shall be admissible in evidence as to the condition of an inmate of such hospital in lieu of his appearance and testimony unless by special order the court directs his appearance and testimony in person

Article IV

Guardian Powers Duties and Liabilities

A In General

Section 401 Possession of Real and Personal Property The guardian of the estate of an incompetent until it is distributed or sold shall have the right to and shall take possession of maintain and administer each real and personal asset of the incompetent collect the rents and income from it and make all reasonable expenditures necessary to preserve it He shall also have the right to maintain or defend any action with respect to such real or personal property of the incompetent

Section 402 Inventory Every guardian within three months after real or personal estate of his ward comes into his possession shall verify by oath and file with Prothonotary (1) an inventory and appraisal of such personal estate (2) a statement of such real estate and (3) a statement of any real or personal estate which he expects to acquire thereafter

Section 403 Abandonment of Property When any property is so burdensome or is so encumbered or is in such condition that it is of no value to the incompetent the court may authorize the guardian to abandon it

Section 404 Liability Insurance The guardian at the expense of the estate may protect himself his employees and the incompetent by insurance from liability to third persons arising from the administration of the estate

Section 405 Continuation of Business The court aided by the report of a master if necessary may authorize the guardian to continue any business of the incompetent The order may be with or without notice If prior notice is not given to all persons residing within the Commonwealth who are sui juris and would be entitled to share in the estate of the incompetent if he died intestate at that time and to any other persons directed by the court it shall be given to all such persons within five days after the order or within such extended time as the court for cause shown shall allow Any person to whom notice is required to be given may at any time petition the court to revoke or modify the order The order may provide

(1) For the conduct of the business by the guardian alone or jointly with the others or as a corporation to be formed

(2) The extent of the liability of the estate or any part thereof or of the guardian for obligations incurred in the continuation of the business

(3) Whether liabilities incurred in the conduct of the business are to be chargeable solely to the part of the estate set aside for use in the business or to the estate as a whole

(4) The period of time the business may be conducted and

(5) Such other regulations including accountings as the court shall deem advisable

Section 406 Incorporation of Business After notice to all persons residing within the Commonwealth who are sui juris and would be entitled to share in the estate of the incompetent if he died intestate at that time and to any other persons directed by the court the court aided by the report of a master if necessary may authorize the guardian alone or jointly with others to organize a corporation to carry on a business held in the estate whether the business is owned solely by the incompetent or with others and may contribute for stock of the corporation as capital all or part of the property of the estate which was invested in the business

Section 407 Claims Against Co-Guardian When one of two or more guardians shall be individually liable to the incompetent the other or others shall take any legal action against him necessary to protect the incompetent

Section 408 Proceeding Against Guardian Any proceeding may be brought against a guardian or the surety on his bond in the county of the court having jurisdiction of the incompetent's estate and if the guardian or surety does not reside in that county process may be served on either of them personally or as follows

(1) When Resident of Another County By a duly deputized sheriff of any other county of the Commonwealth in which he shall be found

(2) When a Nonresident of the Commonwealth By the sheriff of the county of the court having jurisdiction of the estate sending by registered mail return receipt requested a true and attested copy of the process to the secretary of the Commonwealth accompanied by the fee prescribed by law and to the guardian or surety at his last known address with an endorsement thereon showing that service has been so made upon the Secretary of the Commonwealth

Section 409 Revival of Judgment Against Guardian When the incompetent holds a judgment which is a lien on real estate owned by the guardian individually any party in interest may suggest his interest in the judgment upon the record thereof and bring an appropriate action to revive it and to continue its lien Any judgment so revived shall remain for the use of all parties in interest

Section 410 Liability of Guardian on Contracts Unless he expressly contracts otherwise in writing a guardian shall not be personally liable on any written contract hereafter entered into which is within his authority as guardian nad discloses that he is contracting as guardian of a named incompetent Any action on such a contract shall be brought against the guardian in his fiduciary capacity only or against his successor in such capacity and execution upon any judgment obtained therein shall be had only against property of the incompetent

Section 411 Investments The powers and duties of guardians in making retaining and managing investments shall be as prescribed by law generally for fiduciaries

Section 412 Power of Attorney A guardian may convey real estate transfer title to personal estate or perform any other act of administration by an attorney or attorneys-in-fact Provided that this provision shall not authorize him to delegate the exercise of any discretionary power

Section 413 Voting Stock by Proxy The guardians or a majority of them either in person or by proxy may vote stock owned by the incompetent

Section 414 Nominee Registration Corporate Fiduciary As Attorney-in-Fact

(a) **Corporate Guardian** A bank and trust company or a trust company incorporated in the Commonwealth or a national bank with trust powers having its principal office in the Commonwealth any keep investments or fractional interests in investments held by it either as sole guardian or as co-guardian in the name or names of the guardians or in the name of a nominee of the corporate guardian Provided the consent thereto of the co-guardians if any is obtained And provided further that all such investments shall be so designated upon the records of the corporate guardian that the estate to which they belong shall appear clearly at all times

(b) **Individual Guardian** A guardian serving jointly with a bank and trust company or a trust company incorporate in the Commonwealth ro with a national bank having its principal office in the Commonwealth may authorize or cent to the corporate guardian having exclusive custody of the assets of the incompetent and to the holding of such investments in the name of a nominee of such corporate guardian to the same extent and subject to the same requirements that the corporate guardian if it were the sole guardian would be authorized to hold such investments in the name of its nominee

(c) **Corporate Fiduciary As Attorney-in-Fact** An individual guardian may employ a bank and trust company or a trust company incorporated in the Commonwealth or a national bank with trust powers having its principal

office in the Commonwealth to act as his attorney-in-fact in the performance of ministerial duties including the safe-keeping of estate assets Such attorney-in-fact when so acting may be authorized to hold such investments in the name of its nominee to the same extent and subject to the same requirements that such attorney-in-fact if it were the guardian would be authorized to hold such investments in the name of its nominee

Section 415 Acceptance of Deed in Lieu of Foreclosure The guardian may take for the incompetent from the owner of property encumbered by a mortgage owned by the incompetent a deed in lieu of foreclosure in which event the real estate shall be considered personally to the same extent as though titl had been acquired by foreclosure at sheriff's sale

Section 416 Compromise of Controversies Whenever it shall be proposed to compromise or settle any claim whether in suit or not by or against an incompetent or to compromise or settle any question or dispute concerning property of the incompetent the court on petition of the guardian or by any party in interest setting forth all the facts and circumstances and after such notice as the court shall direct aided if necessary by the report of a master may enter a decree authorizing the compromise or settlement to be made

Section 417 When Guardian Dies or Becomes Incompetent The fiduciary of the estate of a deceased or incompetent guardian by reason of such position shall not succeed to the administration of or have the right to possess any asset of an incompetent which was being administered by the deceased or incompetent guardian except to protect it pending its delivery to the person entitled to it The account of the deceased or incompetent guardian may be filed by the fiduciary of his estate and it shall be filed if the court shall so direct

Section 418 Surviving or Remaining Guardians or remaining guardians shall have all the powers of the original guardians

Section 419 Disagreement Among Guardians

(a) **Decision of Majority** If a dispute shall arise among guardians the decision of the majority shall control A dissenting guardian shall join with the majority to carry out a majority decision requiring affirmative action and may be ordered to do so by the court A dissenting guardian shall not be liable for the consequences of any majority decision even though he joins in carrying it out if his dissent is expressed promptly to all the other co-guardians Provided that liability for failure to join in administering the estate or to prevent a breach of trust may not be thus avoided

(b) **When No Majority** When a dispute shall arise among guardians as to the exercise or non-exercise of any of their powers and there shall be no agreement of a majority of them the court upon petition filed by any of the guardians or by any party in interest aided if necessary by the report of a master in its discretion may direct the exercise or non-exercise of the power as th court shall dem for the best interest of the incompetent

Section 420 Inherent Powers and Duties Except as otherwise provided in this act nothing in this act shall be construed to limit the inherent powers and duties of a guardian

B Sales Mortgages Leases Options and Exchanges

Section 441 Power to Sell Personal Property A guardian may sell at public or private sale any personal property of the incompetent

Section 442 Power to Lease A guardian may lease any real or personal property of the incompetent for a term not exceeding five years after its execution

Section 443 Order of Court Whenever the court finds it to be for the best interests of the incompetent a guardian may for any purpose of administration or distribution and on the terms with the security and after the notice directed by the court (1) Sell at public or private sale pledge mortgage lease or exchange any real or personal property of the incompetent (2) grant an option for the sale lease or exchange of any such property (3) join with the spouse of the incompetent in the performance of any

of the foregoing acts with respect to property held by the entreties or (4) release the right of the incompetent in the property of his spouse and join in the deed of the spouse in behalf of the incompetent

Section 444 Restraint of Sale The court on its own motion or upon application of anyone in behalf of the incompetent in its discretion may restrain a guardian from selling or carrying out any contract of sale of any personal property of the incompetent The order may be conditioned upon the applicant giving bond for the protection of the incompetent's estate

Section 445 Purchase by Guardian A guardian in his individual capacity may bid for purchase take a mortgage on lease or take by exchange real or personal property belonging to the incompetent subject however to the approval of the court and under such terms and conditions and after such reasonable notice to relatives of the incompetent or to persons having an interest in the welfare of the incompetent as the court shall direct When the purchaser mortgagee lessee is the sole guardian the court may make an order directing the prothonotary to execute a deed or other appropriate instrument to him

Section 446 Title of Purchaser If the guardian has given the bond if any required in accordance with this act any sale pledge mortgage or exchange by him whether pursuant to a decree or to a power under this act shall pass the full title of the incompetent therein free of any right of his spouse unless otherwise specified Persons dealing with the guardian shall have no obligation to see to the proper application of the cash or other assets given in exchange for the property of the incompetent Any sale or exchange by a guardian pursuant to a decree under Section 443 shall have the effect of a judicial sale as to the discharge of liens but the court may decree a sale or exchange freed and discharged from the lien of any mortgage otherwise preserved from discharge by existing law if the holder of such mortgage shall consent by writing filed in the proceeding No such sale mortgage exchange or conveyance shall be prejudiced by the subsequent removal of the guardian

Section 447 Collateral Attack No decree entered pursuant to this act shall be subject to collateral attack on account of any irregularity if the court which entered it had jurisdiction to do so

Section 448 Record of Proceedings County where Real Estate Lies Certified copies of proceedings of any court of the Commonwealth relating to or affecting the real estate of any incompetent may be recorded in the office of the recorder of deeds in any county in which the real estate lies

Article V

Property Rights and Obligations of Estates of Incompetents

A Control of Actions

Section 501 Substitution of Guardian in Pending Action or Proceedings

(a) Voluntary Substitution The guardian of the estate of an incompetent party to a pending action or proceeding in the orphans' court may become a party thereto by filing of record a statement of the material facts on which the right to substitution is based

(b) Compulsory Substitution If the guardian does not voluntarily become a party the clerk of The Orphan's Court upon the praecipe of an adverse party setting forth the material facts shall issue a citation upon the guardian to show cause why he should not be substituted as a party

(c) Status of Guardian Continuance If the guardian voluntarily becomes a party to the action or proceeding or if the citation upon him is made absolute he shall have all the rights and liabilities of a party to the action or proceedings The court may order such continuances and extensions as may be necessary to afford him a reasonable opportunity to appear and prosecute or defend the action or proceeding

Section 502 Death or Removal of Guardian An action or proceeding in the orphans' court to which a guardian

is a party is not abated by his death or resignation or by the termination of his authority The successor of the guardian may be substituted in the action or proceeding in the same manner as though the incompetent were a party

B Claims Rights of Creditors

Section 511 Effect of Determination of Incompetency An incompetent shall be incapable of making any contract or gift or any instrument in writing after he is adjudged incompetent and before he is adjudged to have regained his competency This section shall not impair the interest in real estate acquired by a bona fide grantee or of bona fide holder of a lien on real estate in a county other than that in which the decree establishing the incompetency is entered unless the decree or a duplicate original or certified copy thereof is recorded in the office of the recorder of deeds in the county in which the real estate lies before the record or entering of the instrument or lien under which the grantee or lienholder claims

Section 512 Specific Performance of Contracts

(a) Application to Court If any person makes a legally binding agreement to purchase or sell real or personal estate and is adjudged incompetent before its consummation his guardian shall the power to consummate it but if he does not do so the court on the application of any party in interest and after such notice and with such security if any as it may direct in its discretion may order specific performance of the agreement if it would have been enforced specifically had there been no adjudication of incompetency

(b) Execution and Effect of Deed or Transfer Any necessary deed or transfer shall be executed by the guardian or by such other person as the court shall direct The title of any purchaser under an agreement in which the incompetent was the vendor shall be the same as though the incompetent had conveyed or transferred such property while competent

(c) Indexing in Judgment Index When any petition for specific performance of an agreement to purchase or sell real estate is filed the prothonotary of the court of common pleas where the real estate or any part of it lies upon the receipt of a certificate of such fact by the prothonotary of the court where the petition was filed shall enter the petition upon the judgment index against the defendants and shall certify it as lis pendens in any certificate of search which he is required to make by virtue of his office

Section 513 Notice to the Commonwealth and Political Subdivisions When the Commonwealth or a political subdivision thereof has a claim for maintaining an incompetent in an institution the guardian within three months of his appointment shall give notice thereof to the Department of Revenue or to the proper office of such political subdivision as the case may be

Article VI

Accounts Audits Reviews Distribution Rights of Incompetent and Distributees

A Accounts

Section 601 Accounting Required A guardian shall file an account of his administration of real and personal property promptly at the termination of his guardianship or at such earlier time or times as shall be directed or authorized by the court

Section 602 Where Filed All accounts of guardians shall be filed in the office of the prothonotary

Section 603 Notice to Parties in Interest The guardian shall give written notice of the filing of his account and of its call for audit or confirmation to the former ward if he has been declared competent and otherwise to his succeeding guardian or personal representative and to such other persons as the court by general rule or special order shall direct

B Audits

Section 611 Confirmation of Accounts The account of a guardian shall be confirmed by the court or by the

prothonotary as local rules shall prescribe if no objections are presented within a time fixed by general rule of court. If any party in interest shall object to the account or shall request its reference to an auditor the court in its discretion may appoint an auditor.

Section 612 Recognition of Claims Upon the audit of the account of the guardian of a person who has died during incompetency the auditing judge or auditor passing on the account shall not pass upon any claims against the estate of the incompetent other than necessary administration expenses including compensation of the guardian and his attorney. All claims remaining unpaid at the incompetent's death shall be presented to the personal representative.

Section 613 Statement of Proposed Distribution A guardian filing an account shall file a statement of proposed distribution or a request that distribution be determined by the court or by an auditor as local rules may prescribe. The statement of proposed distribution shall be in such form and such notice thereof shall be given by advertisement or otherwise and objections thereto may be made as local rules prescribe.

Section 614 Decree of Distribution No account shall be confirmed or statement of proposed distribution approved until an adjudication or a decree of distribution is filed in conformity with local rules by the court or by the prothonotary of the court expressly confirming the account or approving the statement of proposed distribution and specifying or indicating by reference to the statement of proposed distribution the names of the persons to whom the balance available for distribution is awarded and the amount or share awarded to each.

C Review

Section 621 Rehearing Relief Granted If any party in interest shall within five years after the final confirmation of any account of a guardian file a petition to review any part of the account or of an auditor's report or of the adjudication or of any decree of distribution setting forth specifically alleged errors therein the court shall give such relief as equity and justice shall require. Provided that this section shall not authorize review as to any property distributed by the guardian in accordance with a decree of court before the filing of the petition. The court or master considering the petition may include in his adjudication or report findings of fact and of laws as to the entire controversy in pursuance of which a final order may be made.

D Distribution

Section 631 Award Upon Final Confirmation of Account A guardian shall be relieved of liability with respect to all real and personal estate distributed in conformity with a decree of court or in accordance with rule of court after confirmation of an account.

Section 632 Recording and Registering Decrees Awarding Real Estate A certified copy of every adjudication or decree awarding real estate or an appropriate excerpt from either of them may be recorded at the expense of the estate in the deed book in the office of the recorder of deeds of each county where the real estate so awarded lies and if recorded shall be indexed by the recorder in the grantor's index under the name of the incompetent and in the grantee's index under the name of the distributee and shall be registered in the survey bureau or with the proper authorities empowered to keep a register of real estate in the county. Provided that no adjudication or decree awarding real estate subject to the payment of any sums by the distributee shall be recorded or registered unless there is offered for recording concurrently therewith written evidence of the payment of such sum.

E Rights of Incompetent and Distributees

Section 641 Liability of Guardian for Interest A guardian who has committed a breach of duty with respect to estate assets shall in the discretion of the court be liable for interest not exceeding the legal rate on such assets.

Section 642 Disposition of Trust Income Except as otherwise provided by the trust instrument the trustee of an inter vivos or testamentary trust with the approval of the court having jurisdiction of the trust may pay income distributable to an incompetent beneficiary for whose estate no guardian has been appointed directly to the incompetent or expend and apply it for his care and maintenance or the care maintenance and education of his dependents.

Section 643 Distributions of Income and Principal During Incompetency All income received by a guardian of the estate of an incompetent in the exercise of a reasonable discretion may be expended in the care and maintenance of the incompetent without the necessity of court approval. The court for cause shown may authorize or direct the payment or application of any or all of the income or principal of the estate of an incompetent for the care maintenance or education of the incompetent his spouse children or those for whom he was making such provision before his incompetency or for the reasonable funeral expenses of the incompetent's spouse child or indigent parent. In proper cases the court may order payment of amounts directly to the incompetent for his maintenance or for incidental expenses and may ratify payments made for these purposes.

Article VII

Foreign Guardians

A Powers and Duties

Section 701 In General A foreign guardian may institute proceedings in the Commonwealth (subject to the conditions and limitations imposed on nonresident suitors generally) and may exercise all the other powers of a local guardian. Except in the case of powers with respect to securities for which special provision is made in Section 702 the maintenance of a proceeding or the exercise of any other power by a foreign guardian shall be subject to the following additional conditions and limitations.

(1) **Copy of Appointment** The foreign guardian shall file with the register of the county where the power is to be exercised or the proceeding is instituted or the property concerning which the power is to be exercised is located an exemplified copy of his appointment or other qualification in the foreign jurisdiction.

(2) **Affidavit** The foreign guardian shall execute and file an affidavit with the register of said county stating that after diligent search and inquiry the estate of which he is guardian is not to his knowledge or so far as he has been able to discover indebted to any person in the Commonwealth and that he will not exercise any power which he would not be permitted to exercise in the jurisdiction of his appointment. The affidavit shall be attached to the copy of appointment.

(3) **Taxes** When the foreign guardian exercises a power to sell or mortgage any Pennsylvania real estate all taxes due thereon to the Commonwealth or to any subdivision thereof must be paid or provided for.

Section 702 Security Transfers When there is no guardianship in the Commonwealth a foreign guardian upon submission of a certificate of his appointment shall have all the powers of a similar local guardian with respect to stock bonds and other securities of a Pennsylvania corporation or a federal corporation located in Pennsylvania and shall not be required to comply with the conditions and limitations of Section 701.

Section 703 Service of Process The acceptance by a foreign guardian of the privilege extended by the laws of the Commonwealth of exercising any of his powers within the Commonwealth shall constitute the Secretary of the Commonwealth his attorney-in-fact upon whom service of process and notices may be made in any suit or proceeding instituted in the courts of the Commonwealth arising out of or by reason of the exercise of any of his powers or the performance or nonperformance of any of his duties as such fiduciary.

Section 704 Proof of Authority in Court Proceedings Upon commencing any proceeding in any court of the

Commonwealth the foreign guardian in addition to the requirements of Section 701 shall file with the court in which the proceeding is commenced an exemplified copy of his official bond if he has given a bond. If the court believes that he should furnish security or additional security in the Commonwealth or in the domiciliary jurisdiction it may at any time order the action or proceeding stayed until sufficient security is furnished.

Section 705 Effect of Local Proceedings No person who before receiving actual notice of local administration or of application therefor has changed his position by relying on the powers granted to foreign guardians by this act shall be prejudiced by reason of the application for or grant of local administration.

B Distribution to Foreign Fiduciaries

Section 711 To Foreign Personal Representative When a share of an incompetent's estate administered in the Commonwealth is distributable to a deceased nonresident creditor or other distributee the court may award it to his domiciliary personal representative or to some other person performing the function of a personal representative unless it shall appear that the rights of any resident of the Commonwealth may be adversely affected or the court shall determine that for any reason ancillary administration within the Commonwealth is advisable.

Section 712 To Foreign Trustee Guardian or Committee When a share of an incompetent's estate administered in the Commonwealth is distributable to a nonresident minor a trustee subject to the jurisdiction of a foreign court or a nonresident incompetent the court may award it to the guardian or committee of the nonresident appointed in the foreign jurisdiction or to such trustee. Provided that the court shall be satisfied that adequate security or other protection has been provided in the domiciliary jurisdiction by the domiciliary law for the protection of the persons beneficially interested in the same so awarded.

C Transfer of Administration

Section 721 Award to Foreign Guardian When Incompetent Becomes a Nonresident When the incompetent for whose estate a guardian has been appointed by the court is or becomes a nonresident of the Commonwealth the court upon satisfactory proof that it will be for the best interests of the incompetent and that on rights of a resident of the Commonwealth will be adversely affected and that removal of the property will not conflict with any limitations upon the right of the incompetent to such property may direct the locally appointed guardian to transfer the assets of the incompetent within his control to a duly qualified guardian or guardians in the jurisdiction where the incompetent resides.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarraff,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hall,	McMillen,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Boles,	Hamilton, W. H.,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bombberger,	Haudenschild,	Mikula,	Sollenberger,
Boorse,	Headlee,	Miller, H. G.,	Spencer,
Bower,	Helm,	Miller, J. C.,	Stank,
Brelscha,	Hersch,	Mills,	Stimmel,
Breth,	Hewitt,	Mintess,	Stoner,
Brown,	Hocker,	Monroe,	Swartz,
Bucchin,	Hoggard,	Moore, C. E.,	Swope,

Byrne,	Hunter,	Moore, H. A.,	Tahl,
Cella,	Jenkins,	Moran,	Taylor,
Clapper,	Johnson,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, G. E.,	Munley,	Thompson, R. L.,
Cochran,	Jones, J. M.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 17, as follows:

An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom

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Article VI Repealer

Section 601 (a)	Specific Repeals
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Section 601 (c)	Saving Clause

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I Preliminary Provisions

Section 101 Short Title This act shall be known and may be cited as the Register of Wills Act of 1951

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

(1) "Register" means the register of wills having jurisdiction

(2) "Court" means the orphans' court having jurisdiction

(3) "Clerk" means the clerk of the orphans' court having jurisdiction

(4) "Personal representative" means an executor or administrator of any description

(5) "Letters" means letters testamentary or letters of administration of any description

(6) "Will" means a written will codicil or other testamentary writing and a nuncupative will

Section 103 Effective Date This act shall take effect on the first day of January one thousand nine hundred and fifty-two

Section 104 Severability If any provision of this act or the application thereof to any person or circumstances is held invalid the remainder of this act and the application of such provision to other persons or circumstances

shall not be affected thereby and to this end the provisions of this act are declared to be severable

Article II Jurisdiction and Powers

Section 201 Register's Jurisdiction Within the county for which he has been elected or appointed the register shall have jurisdiction of the probate of wills the grant of letters to a personal representative and any other matter as provided by law

Article VIII Repealer

Section 801 (a) Specific Repeals The following acts and parts of acts and all amendments of each are hereby repealed as respectively indicated

(1) The act approved the thirteenth day of June one thousand eight hundred thirty-six (P. L. 589) entitled "An act relating to lunatics and habitual drunkards" absolutely

(2) Section one of the act approved the sixteenth day of April one thousand eight hundred and forty-nine (P. L. 663) entitled "A supplement to the act relating to lunatics and habitual drunkards to punish aldermen and justices of the peace for misdemeanors relating to arbitrations in the district court in the city and county of Philadelphia relative to deeds of assignment relative to judgment liens relating to limitation of actions and relating to liens and terre tenants and for the more effectual punishment of the crime of arson" absolutely and section two thereof insofar as it affects estates of incompetents

(3) Section 7 of the act approved the fifteenth day of April one thousand eight hundred and fifty-one (P. L. 713) entitled "An act to annul the marriage contract between William Mead and Eliza his wife to the uniformed militia of Perry and Luberne Counties to the Cumberland Valley Railroad to the sale of the real estate of John Berge deceased to lunatics and habitual drunkards and to the Susquehanna Canal Company" insofar as it affects estates of incompetents

(4) The act approved the twenty-second day of March one thousand eight hundred sixty-five (P. L. 31) entitled "An act relating to the committees of the estates of lunatics and habitual drunkards" absolutely

(5) Section one of the act approved the twentieth day of February one thousand eight hundred sixty-seven (P. L. 30) entitled "An act to confer upon the committee of a lunatic or a habitual drunkard the power to institute actions of partition and prosecute those already commenced" absolutely

(6) The act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 94) entitled "An act respecting the estates of nonresident lunatics" absolutely

(7) The act approved the eighth day of May one thousand eight hundred seventy-four (P. L. 122) entitled "An act limiting the time within which inquisitions of lunacy or habitual drunkenness may be traversed" insofar as it affects estates of incompetents

(8) The act approved the twenty-fifth day of May one thousand eight hundred seventy-eight (P. L. 154) entitled "An act to enable married women whose husbands are lunatics to dispose of their separate estates" absolutely

(9) The act approved the twenty-eighth day of March one thousand eight hundred and seventy-nine (P. L. 14) entitled "An act enabling wives of lunatics to release their right of dower in the real estate of their husbands" absolutely

(10) The act approved the tenth day of June one thousand eight hundred and ninety-seven (P. L. 137) entitled "An act giving priority in the trial of lunacy cases traversing inquisitions of sheriff's juries in the courts of this Commonwealth" insofar as it affects estates of incompetents

(11) The act approved the tenth day of June one thousand eight hundred and ninety-seven (P. L. 138) entitled "An act providing for the taking filing and review-

ing of the testimony taken before sheriff's juries in inquisitions of lunacy in and by the several courts of this Commonwealth" insofar as it affects estates of incompetents

(12) The act approved the fifteenth day of July one thousand eight hundred and ninety-seven (P. L. 301) entitled "An act regulating applications for commissions to inquire into the lunacy or habitual drunkenness of inmates of any soldiers' and sailors' home almshouse home for the friendless or other charitable institution" insofar as it affects estates of incompetents

(13) The act approved the twenty-seventh day of April one thousand nine hundred and three (P. L. 325) entitled "An act entitled an act providing for the sale of real estate of lunatics at private sale and empowering courts of common pleas to order direct and approve such private sales" absolutely

(14) The act approved the twenty-eighth day of May one thousand nine hundred and seven (P. L. 292) entitled "An Act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" absolutely except section four thereof which is hereby saved from repeal

(15) The act approved the twenty-seventh day of April one thousand nine hundred and nine (P. L. 185) entitled "A supplement to an act entitled 'An act for the protection of persons unable to care for their property' approved the twenty-fifth day of June Anno Domini one thousand eight hundred and ninety-five authorizing the appointment of guardians of the estates of weak-minded persons non resident of this Commonwealth and extending to said guardians the powers conferred upon guardians of weak-minded persons by the said act approved June twenty-fifth one thousand eight hundred and ninety-five and its supplements so far as relates to the real and personal property of said non-resident weak-minded persons situate in the Commonwealth of Pennsylvania" absolutely

(16) The act approved the twenty-eighth day of May one thousand nine hundred thirteen (P. L. 358) entitled "An act relating to the competency as evidence of certain findings in proceedings in lunacy" absolutely

(17) Clauses 1 and 8 of Subsection (a) of Section 2 of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 388) entitled "An act relating to the jurisdiction powers and procedure of the orphans' court and the court of common pleas as to sales mortgages conveyances on ground-rent leases extinguishment of ground-rents partition exchange squaring and adjusting of lines between adjoining owners consolidation and combination of mining lands and the leasing thereof the joining by owners of undivided interests in making and taking conveyances in order to change the route or location of any right of way or passage over adjoining or other lands and the subdivision of premises so as to command the highest price or greatest rents and for such purpose the laying out or dedication of roads streets and alleys or the vacation of such as have not been accepted by the public authorities where the court shall be of opinion that such decree will be to the interest and advantage of all those interested and where the legal title is held by minors lunatics habitual drunkards or weak-minded persons a married person whose spouse is a lunatic or has abandoned him or her for one year or has been absent and unheard of for seven years by corporation having no capacity to convey or by any unincorporated association by any religious beneficial or charitable society or association incorporated or unincorporated and the title is subject to forfeiture if real estate is held in excess of the amount prescribed by its charter or by law by a corporation or individual or individuals and is subject to a trust of any description whatever by any person as to whom a presumption of death may have arisen or

any interest wherein is held by any person under legal disability to dispose thereof where the legal title is an estate tail or is subject to the lien of debts of a decedent not of record contingent remainders executory devises or remainders to a class some or all of whom may not be in being or ascertained where estates shall have been devised or granted for special or limited purposes where there is a power of sale but the time may not have arrived for its exercise any preliminary act may not have been done to bring it into exercise the time limited for its exercise may have expired or any one or more persons required to consent or join in its exercise may be non compos mentis have removed out of the state have died refuse to act unreasonably withhold consent or be absent and unheard of where there has been or shall be a defective appointment in any deed or will and the necessary power is not given to the executor devises or appointee to make sale and conveyance where a trust has been created and no power conferred on the trustee to do any of the acts which the court is hereby empowered to authorize or confirmed and to the effects of such decrees" insofar as they apply to estates of incompetents

(b) General Repeal All other acts and parts inconsistent herewith are hereby repealed

(c) Saving Clause This act shall not repeal or modify any of the provisions of the following acts or parts of acts or any of their amendments

(1) The act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 780) entitled "An act authorizing persons whose wives or husbands are non compos mentis to sell mortgage lease for years and convey upon ground rental real estate held in their own right"

(2) The act approved the sixth day of April one thousand nine hundred twenty-one (P. L. 99) entitled "An act relating to the jurisdiction powers and procedure of the court of common pleas as to sale mortgage conveyance upon ground rent and lease for years of real estate where the legal title is held by a married person whose spouse is an habitual drunkard and providing for the disposition of the proceeds thereof"

Section 202 Deputy Register Every register shall appoint a deputy or two deputies who shall have power to perform the duties of the office in his behalf and for whose conduct he and his surety shall be accountable In case of a vacancy in the office of register the first deputy shall exercise all the powers of the register until a successor is appointed or elected

Section 203 Witnesses Testimony The register shall have power to

(1) Subpoenas Issue a subpoena to any person in any county of the Commonwealth to appear or produce papers or records before him

(2) Administering Oaths Administer oaths and affirmations to parties and witnesses appearing before him and to designate any clerk or clerks in his employ to administer such oaths and affirmations to parties and witnesses appearing before them

(3) Depositions Issue commissions or rules to take the depositions of witnesses in another county or outside of the Commonwealth The practice relating thereto shall conform to the practice in the local orphans' court

Section 204 Witness Fees Witnesses appearing before the register in obedience to the register's subpoena shall be entitled to the same fees and mileage as are allowed by law to witnesses in the orphans' court

Section 205 Enforcement of Subpoenas Orders and Costs Should any person refuse to comply with any subpoena or order of the register or to pay all costs the register shall forthwith certify the record of the proceedings to the court The court upon petition of any party in interest shall compel payment of the costs and shall enforce obedience to the subpoena or order in the same manner as in cases of subpoenas and orders issued or made by the court

Section 206 Caveat

(a) Bond When a caveat has been filed the register

shall not delay the probate of a will or the grant of letters for more than ten days after the filing of the petition for probate or for grant of letters or after the filing of the caveat whichever shall be later unless within such ten-day period a party in interest shall file with the register his bond in the name of the Commonwealth with sufficient surety in such amount not less five hundred dollars or more than five thousand dollars as the register considers necessary conditioned for the payment of any costs which may be decreed against the caveator

(b) Failure to Give Bond If no bond is filed within the ten-day period the caveat shall be considered abandoned except as the register for cause shown shall extend the time

(c) Costs The register or the court upon appeal shall determine the amount of costs occasioned by a caveat and direct by whom they shall be paid. If all or part of the costs shall be finally decreed to be paid by the caveator any party interested in the costs may bring suit on the caveator's bond as provided by law

Section 207 Certification of Records to Court Whenever a caveat shall be filed or a dispute shall arise before the register concerning the probate of a will the grant of letters or the performance of any other function by the register he may certify or the court upon petition of any party in interest may direct the register at any stage of the proceeding to certify the entire record to the court which shall proceed to a determination of the issue in dispute. No letters of administration pendente lite shall be granted by the register after proceedings have been removed to the court except by leave of court

Section 208 Appeals

(a) When Allowed Any party in interest who is aggrieved by a decree of the register or a fiduciary whose estate or trust is so aggrieved may appeal therefrom to the court within two years of the decree provided that the executor designated in an instrument shall not by virtue of such designation be deemed a party in interest who may appeal from a decree refusing probate of it. The court upon petition of a party in interest may limit the time for appeal to six months

(b) Bond Anyone appealing from a decree of the register shall within ten days after filing his appeal file with the register his bond in the name of the Commonwealth with sufficient surety in such amount not less than five hundred dollars or more than five thousand dollars as the register considers necessary conditioned for the payment of any costs that may be decreed against him. If no bond is filed within the ten-day period the appeal shall be considered abandoned

(c) Effect of Appeal No appeal from a decree of the register shall suspend the powers or prejudice the acts of a personal representative to whom letters have been granted

(d) Excepted Appeals This section shall not apply to appeals for inheritance tax purposes nor to appeals specially regulated by law

Section 209 Bill of Costs The court may establish a bill of costs to be charged for the services of the register not otherwise provided by law

Article III Probate

Section 301 Place of Probate The will of a decedent domiciled in the Commonwealth at the time of his death shall be probated only before the register of the county where the decedent had his last family or principal residence. If the decedent had no domicile in the Commonwealth his will may be probated before the register of any county where any of his property is located

Section 302 Manner of Probate All wills shall be proved by the oaths or affirmations of two competent witnesses and

(1) Will Signed by Testator In the case of a will to which the testator signed his name proof by subscribing witnesses if there are such shall be preferred to the extent that they are readily available and proof of the

signature of the testator shall be preferred to proof of the signature of a subscribing witness

(2) Will Signed by Mark or by Another In the case of a will signed by mark or by another in behalf of the testator the proof must be by subscribing witnesses except to the extent that the register is satisfied that such proof cannot be adduced by the exercise of reasonable diligence. In that event other proof of the execution of the will including proof of the subscribers' signatures may be accepted and proof of the signature of a witness who has subscribed to an attestation clause shall be prima facie proof that the facts recited in the attestation clause are true

(3) Nuncupative Will In the case of a nuncupative will the witnesses shall have been present when the will was declared and shall have reduced it to writing or directed it to be reduced to writing

Section 303 Limit of Time for Probate

(a) Original Probate A will other than a nuncupative will may be offered for probate at any time

(b) Conclusiveness of Original Probate The probate of a will shall be conclusive as to all property real or personal devised or bequeathed by it unless an appeal shall be taken from the probate as provided in Section 208

(c) Effect Upon Grantee or Mortgagee A will offered for original or subsequent probate more than two years after the decedent's death shall be void against a bona fide grantee or mortgagee of real estate of the decedent if the conveyance or mortgage is recorded before the will is offered for probate. This subsection shall not apply to a will of a person dying before the effective date of this act offered for original probate within three years after the decedent's death

Section 304 Nuncupative Wills A nuncupative will shall not be admitted to probate nor shall letter thereon be issued unless notice has first been given to those who would be entitled to the estate in case of intestacy

Section 305 Wills in Foreign Language A writing not in English shall not be filed for probate or for any other purpose in the office of the register unless there is attached to it and filed with it a translation into English sworn to be correct. The register shall attack the translation to the original and shall file them in his office and in all cases where a recording is now or hereafter may be required both the original and the translation shall be recorded. A writing filed in violation of this section shall not constitute notice to any person

Section 306 Wills Probated Outside the Commonwealth A duly authenticated copy of a will proved outside of the Commonwealth according to the law of the place of probate may be offered for probate before any register having jurisdiction and letters testamentary or of administration with a will annexed may be granted thereon as though the original will had been offered before such register. If in addition to such copy there shall be produced a duly authenticated copy of the record of the probate proceeding of the original instrument the will shall be entitled to probate in this Commonwealth and appropriate letters shall be issued thereon without the production or examination of the witnesses to prove such will unless the record shows or it is satisfactorily proved that an essential requirement of Pennsylvania law for a valid will has not been met. In such event the probate proceedings may be supplemented by the submission of additional evidence to the register

Section 307 Enforcing Production of Will The register at the request of any party in interest shall issue a citation to any person alleged to have possession or control of a will of a decedent requiring him to show cause why it should not be deposited with him. In the absence of good cause shown the register shall order the will to be deposited with him

Article IV Letters Accounts

Section 401 Bonds of Personal Representatives If any register shall grant letters without having taken such

bond as may be required by law he and his surety shall be liable to pay all damages which shall accrue to any person by reason thereof Nothing herein stated shall be deemed to relieve the personal representative from liability which would otherwise be imposed upon him by law

Section 402 Revocation of Letters

(a) When No Will The register may revoke letters of administration granted by him whenever it appear that the person to whom letters were granted is not entitled thereto

(b) When A Will The register may amend or revoke letters testamentary or of administration granted by him not in conformity with the provisions of a will admitted to probate

Section 403 Transmission of Accounts to the Court All accounts filed with the register shall be transmitted to the court for audit and confirmation on dates fixed by the court by general rule or special order and shall be advertised as required by law

Article V

Records and Certified Copies

Section 501 Wills All probated wills shall be indexed and recorded by the register and shall remain in his office except for the period required to be in the custody of a higher court The recording may be accomplished by photographic or other mechanical process

Section 502 Inventories and Appraisements The register shall index and record all inventories and appraisements filed with him The recording may be accomplished by photographic or other mechanical process

Section 503 Certified Copies Every register upon the request of any person paying the fee therefor shall make and certify under the seal of his office true copies of his records or of papers filed with him or of proceedings before him Such certified copies shall be as good evidence as the original in any judicial proceeding in the Commonwealth

Section 504 Recording Proceedings in Another County Copies of wills and probate proceedings and records of the grant of letters of administration and proceedings relating thereto duly certified by the register may be filed in the office of the register in any county where real estate of the testator is located The register with whom such papers are filed shall forthwith record the same and the record thereof shall be as valid and effectual in law as the original or its duly certified copy or its record would be for all purposes of vesting title of evidence and of notice

Article VI

Repealer

Section 601 (a) Specific Repeals The following acts and parts of acts and all amendments of each are hereby repealed as respectively indicated

(1) Section 37 of the act approved the fifteenth day of March one thousand eight hundred thirty-two (P. L. 135) entitled "An Act relating to Registers and Registers' Courts" absolutely

(2) Section 7 of the act approved the second day of April one thousand eight hundred sixty-eight (P. L. 3) entitled "An Act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" absolutely

(3) Section 1 of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An Act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" except insofar as it applies to counties of the first class and Sections 2 to 23 both inclusive of the same act absolutely

(4) Section 224 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An Act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" insofar as it applies to registers of wills and Section 233 of the same act absolutely

(b) General Repeal All other acts and parts of acts inconsistent herewith are hereby repealed

(c) Saving Clause This act shall not repeal or modify the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 933) entitled "An Act prescribing the fees to be received by registers of wills in counties of the fifth sixth seventh and eighth class"

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarraff,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hall,	McMillen,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Boies,	Hamilton, W. H.,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bomberger,	Haudenshield,	Mikula,	Sollenberger,
Boorse,	Headlee,	Miller, H. G.,	Spencer,
Bower,	Helm,	Miller, J. C.,	Stank,
Breisch,	Hersch,	Mills,	Stimmel,
Breth,	Hewitt,	Mintess,	Stoner,
Brown,	Hocker,	Monroe,	Swartz,
Buchlin,	Hoggard,	Moore, C. E.,	Swope,
Byrne,	Hunter,	Moore, H. A.,	Tahl,
Cella,	Jenkins,	Moran,	Taylor,
Clapper,	Johnson,	Muldowney,	Thompson, E. F.,
Cleldening,	Jones, G. E.,	Munley,	Thompson, R. L.,
Cochran,	Jones, J. M.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovanssek,	Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection

Senate Bill No. 245, Printer's No. 282
was passed over at the request of the SPEAKER.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 289, Printer's No. 399
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 333, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents teachers supervisors principals supervising principals and other employees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand sixty-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1814) and the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1820) is hereby further amended to read as follows

Section 1066 Minimum Salaries Payment All county superintendents assistant county superintendents and supervisors of special education shall be entitled to the following minimum annual salaries

(1) County superintendents in counties having a population of less than forty-five thousand (45,000) [six thousand dollars (\$6000)] eight thousand dollars (\$8000)

(2) County superintendents in counties having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000) [six thousand five hundred dollars (\$6500)]

(3) County superintendents in counties having a population of one hundred fifty thousand (150,000) or more [seven thousand dollars (\$7000)] ten thousand dollars (\$10,000)

(4) Assistant county superintendents in all counties [five thousand five hundred dollars (\$5500)] seven thousand five hundred dollars (\$7500)

(5) County supervisors of special education in all counties [five thousand dollars (\$5000)] seven thousand dollars (\$7000)

The foregoing salaries shall be paid by the Commonwealth from appropriations made for this purpose or from the appropriations for the public schools except in the case of a full-time supervisor of special education appointed in any county in which there are fewer than five hundred fifty (550) teachers under the county superintendent either for the school districts under the county superintendent alone or jointly with one or more other school districts in which case the Commonwealth shall pay a fractional part of the minimum salary equal to the number of teachers under the county superintendent divided by five hundred fifty (550) The balance of such minimum salary shall if the services of the supervisor of special education so appointed is shared with one or

more districts not under the county superintendent be paid by such district or districts otherwise the same shall be apportioned among and be paid by the several districts under the county superintendent in the manner provided in section one thousand sixty-seven of the act to which this is an amendment

Section 2 Section one thousand seventy-five of said act as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1820) is hereby further amended to read as follows

Section 1075 Salary The board of school directors at any convention electing a district superintendent shall determine the amount of salary to be paid such district superintendent which compensation shall be paid out of the funds of the district

District superintendents shall be entitled to the following minimum annual salaries

(1) [In districts having a population of less than forty-five thousand (45,000) six thousand dollars (\$6000)] District superintendents having less than one hundred (100) teachers under their supervision eight thousand dollars (\$8000)

(2) [In districts having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000) six thousand five hundred dollars (\$6500)] District superintendents having one hundred (100) or more but less than three hundred (300) teachers under their supervision nine thousand dollars (\$9000)

(3) [In districts having a population of one hundred fifty thousand (150,000) or more seven thousand dollars (\$7000)] District superintendents having three hundred (300) or more teachers under their supervision ten thousand dollars (\$10,000)

Section 3 Section one thousand one hundred forty-two of said act as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 962) and by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1820) are hereby further amended to read as follows

Section 1142 Minimum Salaries and Increments [Districts First Class] Except as hereinafter otherwise provided all school districts [of the first class] and vocational school districts shall pay all regular and temporary teachers supervisors and principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate valid for the subjects or grades in which the teacher is giving instruction minimum annual salary two thousand [two] four hundred dollars [(\$2200)] (\$2400) minimum annual service increment two hundred dollars (\$200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [six (6)] eight (8)

(2) Teachers holding a college certificate valid for the subjects or grades in which the teacher is giving instruction minimum annual salary two thousand [two] four hundred dollars [(\$2200)] (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [eight (8)] ten (10)

(3) Teachers holding a Master's Degree and who also hold a college certificate valid for the subjects or grades in which the teacher is giving instruction minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [eight (8)] twelve (12)

(4) Supervisors who devote one-half or more of their time to supervision of instruction holding a standard or college certificate minimum annual salary [two thousand four hundred dollars (\$2400)] three thousand four hundred dollars (\$3400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(5) Supervisors who devote one-half or more of their time to supervision of instruction holding a Master's Degree minimum annual salary [two thousand six hundred dollars (\$2600)] three thousand four hundred dollars (\$3400) minimum annual service increment two

hundred dollars (\$200) minimum number of service increments [eight (8)] ten (10)

(6) Principals who devote one-half or more of their time to supervision and administration and having less than twenty (20) teachers under their supervision who hold a standard or college certificate minimum annual salary [three thousand dollars (\$3000)] three thousand four hundred dollars (\$3400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [seven (7)] eight (8)

(7) Such principals who hold a Master's Degree minimum annual salary three thousand [two] four hundred dollars [(\$3200)] (\$3400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [seven (7)] ten (10)

(8) Such principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary three thousand [four] eight hundred dollars [(\$3400)] (\$3800) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [seven (7)] eight (8)

(9) Such principals who hold a Master's Degree minimum annual salary three thousand [six] eight hundred dollars [(\$3600)] (\$3800) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [seven (7)] ten (10)

(10) Such principals having forty (40) or more teachers under their supervision but less than sixty (60) and who hold a standard or college certificate minimum annual salary [three thousand eight hundred dollars (\$3800)] four thousand two hundred dollars (\$4200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [seven (7)] eight (8)

(11) Such principals who hold a Master's Degree minimum annual salary four thousand two hundred dollars [(\$4000)] (\$4200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [seven (7)] ten (10)

(12) Such principals having sixty (60) or more but less than eighty (80) teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand [two] six hundred dollars [(\$4200)] (\$4600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [seven (7)] eight (8)

(13) Such principals who hold a Master's Degree minimum salary four thousand [four] six hundred dollars [(\$4400)] (\$4600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments [seven (7)] ten (10)

(14) Such principals having eighty (80) or more teachers under their supervision and who hold a standard or college certificate minimum annual salary five thousand dollars (\$5000) minimum annual service increments two hundred dollars (\$200) minimum number of service increments eight (8)

(15) Such principals who hold a master's degree minimum annual salary five thousand dollars (\$5000) minimum annual service increments two hundred dollars (\$200) minimum number of service increments ten (10)

16 Supervising principals having less than twenty (20) teachers under their supervision and who hold a standard certificate college certificate or Master's Degree minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment two hundred fifty dollars (\$250) minimum number of service increments eight (8) Provided That such supervising principals holding a Master's Degree shall receive thereafter two (2) additional service increments of two hundred dollars (\$200) each

17 Supervising principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard certificate college certificate or Master's Degree minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment two hundred fifty dollars (\$250) minimum number of service increments eight (8) Provided

That such supervising principals holding a Master's Degree shall receive thereafter two (2) additional service increments of two hundred dollars (\$200) each

18 Supervising principals having forty (40) or more teachers under their supervision but less than sixty (60) who hold a standard certificate college certificate or Master's Degree minimum annual salary four thousand six hundred dollars (\$4600) minimum annual service increment two hundred fifty dollars (\$250) minimum number of service increments eight (8) Provided That such supervising principals holding a Master's Degree shall receive thereafter two (2) additional service increments of two hundred dollars (\$200) each

19 Supervising principals having sixty (60) or more but less than eighty (80) teachers under their supervision and who hold a standard certificate college certificate or Master's Degree minimum annual salary five thousand dollars (\$5000) minimum annual service increment two hundred fifty dollars (\$250) minimum number of service increments eight (8) Provided That such supervising principals holding a Master's Degree shall receive thereafter two (2) additional service increments of two hundred dollars (\$200) each

(20) Supervising principals having eighty (80) or more teachers under their supervision and who hold a standard certificate or college certificate or Master's Degree minimum annual salary five thousand four hundred dollars (\$5400) minimum annual service increments two hundred fifty dollars (\$250) minimum number of service increments eight (8) provided that such supervising principals holding a Master's Degree shall receive thereafter two (2) additional service increments of two hundred dollars (\$200) each

Section 4 Section one thousand one hundred forty-three of said act as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 962) and by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1820) is hereby repealed

Section 5 Section one thousand one hundred fifty-two of said act is hereby amended to read as follows

Section 1152 Compensation in Excess of Schedule Temporary or Emergency Increases The foregoing schedules prescribe a minimum salary in each instance and where an increment is prescribed it is also a minimum It is within the power of the boards of school directors to increase for any person or group of persons included in any schedule the initial salary or the amount of an increment or the number of increments

Nothing contained in this act shall be construed to interfere with or discontinue any salary schedule now in force in any school district provided such schedule shall meet the requirements of this act nor to prevent the adoption of any salary schedule in conformity with the provisions of this act

In addition to the salaries provided for by this act the board of directors of each school district is hereby authorized to grant temporary or emergency increases in salaries to members of its teaching or supervisory staff for any period and to discontinue such increases at the end of the period for which the same were granted any law to the contrary notwithstanding In order to pay the amount of salary hereby provided for the board of school directors of any school district may revise its budget by increasing its appropriation or appropriations for salaries of members of the teaching and supervisory staffs of the school district for any year The funds therefor shall be provided from unexpended balances in existing appropriations from unappropriated revenue if any or from temporary loans Any temporary or emergency increases heretofore granted by any school district and the discontinuance thereof at the end of the period for which granted are hereby ratified confirmed and made valid notwithstanding the fact that the same may have been done without previous authority of law

No school district shall be required to pay any increments provided for hereby to any teacher who is rated unsatisfactory for any part of the probationary period of such teacher

Section 6 Notwithstanding any other provision of the Public School Code of 1949 its amendments and supplements professional employes of all school districts and vocational school districts and temporary professional employes who have satisfactory ratings shall receive for the school year one thousand nine hundred fifty-one one thousand nine hundred fifty-two (1951-1952) an increase in salary in excess of that paid during the school year one thousand nine hundred fifty one thousand nine hundred fifty-one (1950-1951) of not less than two (2) increments as set forth in this act Such sum thereafter shall become a part of the regular salary of said employes and shall be paid together with any increases to which said employes shall be entitled by reason of acquiring a college certificate or Master's Degree the provisions of this section shall not prohibit any board of school directors or board of public education from discontinuing any emergency or temporary increases in salary authorized pursuant to the provisions of section one thousand one hundred fifty-two of the public school code of 1949 at the end of the period for which they were granted

Section 7 Notwithstanding any other provisions of the public school code of 1949 its amendments and supplements the board of school directors or board of education of each school district is hereby authorized for the school year 1951-1952 to make such revision in its budget as may be necessary to meet the salary payments provided in these amendments and if necessary to make temporary loans to provide the additional revenue required

Section 8 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. REAGAN. Mr. Speaker, this bill, No. 333, is a bill which raises the salaries of county superintendents, assistant county superintendents, supervisors and assistant county supervisors, and the raise is on an average of about \$2 thousand per person. While I have not the exact figures I am told that this would require one half million dollars after it is passed.

This will raise the salaries of superintendents and assistant superintendents, particularly superintendents and supervisors, to approximately the level of our county judges, and will be about on the level with many of the presidents of our colleges.

Now is it possible to combine the next bill, Mr. Speaker, in discussing this matter?

The SPEAKER. Without objection the gentleman will proceed.

Mr. REAGAN. Mr. Speaker, Bill 334 is the general teachers' bill. I am told on good authority that it will require \$56 million to make this bill effective.

You will remember in the budget the Governor provided \$20 million for the purpose of taking care of raises among the school teachers. This bill would be \$36 million more and Bill 333 would be half a million.

That was the situation provided the tax bill passed—the income tax. It has not passed, and it is a matter of doubt whether it will pass. There is no money provided for these things, and it is undignified on the part of the House to pass bills for which we do not have the money to pay. We will be called irresponsible and putting the onus of everything upon the Senate and the Governor. This bill originates right here in the House. We are responsible for the provisions of this bill, and if

there is no money in sight we are responsible for whatever is said about us in the newspapers.

I therefore think, action should be deferred on these educational bills until such time as we know that there is money in sight to make them good.

Mr. ANDREWS. Mr. Speaker, I suggest to the Members of the House that we are not framing a school program from the stand-point of rural parsimony. We are in the process of trying to establish a school program upon such a financial basis as will assure to the children of this state the talent and devotion which they deserve as future citizens.

I also suggest to the Members of this House that inadvertently, and quite without plan they are proceeding properly in the matter of legislative priority. Apparently the gentleman who has just so eloquently addressed this Assembly would fix an arbitrary figure as to revenues and then cut the necessities of his Commonwealth within the perimeter of the circle he has drawn.

It is my conviction, and I hope that it is the conviction of this House, that we assay the needs of this Commonwealth in terms of human necessity. We count first needs, not dollars. We determine what the schools should have, the extent of our appropriation for health purposes, the range of our over-all services which in response to demand we are rendering to the public. Every service that this Commonwealth renders has been a service rendered to the home. If the people of this Commonwealth who formerly housed their own imbecile members now ask the state to do it, they must pay. If the communities that once financed their own relief needs say they prefer that those relief needs should be financed through the Commonwealth, they must pay, and if in response to public demand we raise the standards of education, then the public must pay.

The increases in the cost of the services which the state renders have not reflected the decreased purchasing power of the dollar. I am not amazed nor am I disturbed by the fact that these bills may entail an additional expenditure of \$55 million. It is my conviction and has been my conviction that instead of \$55 million—if that is the figure—it should have been \$10 million more, because we have not, as I said yesterday, equalized the formula through which the Commonwealth functions.

It had not been my intention to address the House today and I would not have taken the opportunity to impose upon you again had the plea not been made that we should not provide for necessary means for education before we had finally provided the money.

Let us determine what we should spend for the schools, what we should spend for these other things and then raise the money, because this is a great and rich state, and there are sources of revenue that need only to be tapped to pour forth abundant funds for all of the necessities of this Commonwealth.

Mr. HELM. Mr. Speaker, I certainly do not want to take the time of this House to debate these bills at length but I do want to straighten out the gentleman from Union, Mr. Reagan. As to the procedure in handling these bills I agree heartily with the gentleman from Cambria, Mr. Andrews.

We have before us a program that has been worked out by the committees of this House and the interested groups giving their advice. We have a well rounded program, a sound educational program, and we have

taken the responsibility of providing the necessary funds to finance this program.

I do want to say to the gentleman from Union, Mr. Reagan, however, that House Bill 333 in addition to providing salaries for district and county superintendents also provides a salary schedule for the teachers of this Commonwealth.

House Bill 334 provides the money to go back to the districts of this Commonwealth to pay for these increases.

Mr. REAGAN. Mr. Speaker, I did not know that 334 was a tax bill providing money to pay the provisions of either one of these bills.

So far as our eminent advisory on the other side is concerned, if he would have assisted us in passing the income tax we would have no difficulty in financing the whole proceedings.

Mr. CORR. Mr. Speaker, I rise not to debate the merits of this bill, but to call to the attention of those Members whose districts have been discriminated against, that this is their last chance to get their views on the record.

Since these bills benefit a large majority of the school districts of Pennsylvania I cannot and do not advocate the defeat of this measure. Even though it penalizes Pittsburgh and 338 other districts.

In the case of Pittsburgh, Bill 333 mandates that we expend a certain amount of money for teaching and other school subsidies. On the other hand Bill 334 short-changes us over a million dollars, gives us an obligation on one hand and on the other hand you do not provide the funds under the formula worked out. With this discrimination we are in the same position as if funds were provided for a hospital, welfare or other institution. Even though we feel we are not getting our share we do not want those other districts to be short-changed.

We just want to call attention and protest to the manner in which this bill was rushed through. In three days an important piece of legislation is pushed through this House and I am sure many of the Members do not understand the bill nor the amendments proposed by the gentleman from Allegheny, Mr. Rigby.

Take for example the Philadelphia Republicans, they voted solidly against the amendments. By those amendments they receive an additional benefit of nearly \$2 million. You cannot make me believe that they understood the provisions of this bill, and there are other groups that were affected in the same manner. I just want to call to the attention of those groups that have been discriminated against, if they have anything to say, well, get it off your chest at this time.

Mr. ROSE. Mr. Speaker, I assume the debate that has been taking place here, and the discussion pertaining to House Bill 333 are equally applicably to 334. I did not wish to speak on House Bill 333, but I think I would be remiss in my duty as a Representative from Philadelphia if I did not again call the attention of the Members of the House to what our Minority Leader yesterday so eloquently expressed.

The formula which of course is being presented here in House Bill 334 is highly discriminatory in so far as Philadelphia is concerned.

Since I have been a Member of the House I think I have risen on each occasion when the reimbursement bills have been presented to the Members of the House

for consideration and protested to the manner in which Philadelphia has been treated as a stepchild.

A couple of weeks ago we passed a measure in this House permitting the Board of Education in Philadelphia to impose an additional five mill tax. We were assured that the Board probably would not use such. We were assured that this would be so because we felt that the State at least at this session would not repeat the errors it has committed in the past and would deal more squarely with Philadelphia. But we come to the point where Philadelphia, because of the formula which is expressed in this measure, is again being discriminated against and we in Philadelphia believe it is high time that a community that turns into the State coffers the large bulk of taxes received by the State should be given more equal treatment.

I am hopeful that we will not be compelled to use this five mill additional tax that may be imposed in Philadelphia by the Board of Education. The tax burden of the property holders in Philadelphia is excessive as it is. I am afraid, with the discrimination allowed in this measure, that we may be forced to increase the burden on the taxpayers of Philadelphia and we in Philadelphia do not like it at all.

Mr. ANDREWS. Mr. Speaker, one word of wisdom for the benefit of the gentleman from Union.

I would say to him if this House had accorded the same consideration to minority views concerning matters of finance that the House upon occasion has accorded minority views concerning other matters of legislation this General Assembly would not now have come to its present sorry pass.

Mr. RIGBY. Mr. Speaker, I agree with the views of the gentleman from Allegheny, Mr. Corr, that the City of Pittsburgh is certainly being short-changed.

I am going to vote for these bills because Mr. Helm, as of yesterday, has assured us that Dr. Logan said this money will be available. It is going to be interesting to me to see how it is going to be available. I am anxious to see all school teachers obtain a better salary now. But as far as the City of Pittsburgh is concerned they are being short-changed.

In this bill 334 the state is going to spend between \$135 to \$140 million in teacher unit subsidies in 1952. Pittsburgh will get only two percent of this amount even though it has five percent of all the public school teachers in the state of Pennsylvania. For that reason we believe that we are being short-changed and this bill is going to make it necessary for the school board of Pittsburgh to increase the real estate tax millage. Of course no one likes that.

That is my reason for getting up. I am going to vote for the bill but I do feel that Pittsburgh is being short-changed.

Mr. SARRAF. Mr. Speaker, I yield to the gentleman from Blair, Mr. Sollenberger.

The SPEAKER. The gentleman from Allegheny Mr. Sarraf yields to the gentleman from Blair, Mr. Sollenberger.

Mr. SOLLENBERGER. Mr. Speaker, when I arrived in the House I heard the gentleman from Union, Mr. Reagan, talking. I do not know exactly what he meant but the inference might have been that when we came to the

superintendents we were going to have to expend a lot of money back home for their salaries.

If Mr. Reagan knows the school law, he knows that the state pays the salaries of the Commission people in the public schools, that is, the superintendent and the assistants, and that is the amount in the law. If the county board or a district board should raise that amount beyond the salary stated in the law then the district board would pay the extra amount. If it is the county superintendent or an assisant county superintendent then the amount beyond the amount in the law will be paid by all the districts under the office of the county superintendent, prorated as they pay other prorated bills.

That ought to clear up the wrong inference that we are going to have to pay this bill back locally.

The gentleman from Philadelphia Mr. Rose said that he felt that Philadelphia was being discriminated against. Under the present law the minimum amount paid to any district is \$800. If they are wealthy enough they could come under \$800, but the freeze clause which is kept in this bill entitles them to the minimum of state aid. Fortunately Philadelphia at the present time receives \$38 per teacher-pupil unit beyond the \$800, or \$838.

In this proposed bill Philadelphia will receive \$500 per teacher unit which is between \$3,750,000 and \$4 million added to what they now get, and that is the wording of the bill. If that is discrimination against a wealthy and good city, then what about these poor districts that have less than \$100,000 per teacher-pupil ratio of the value back of each teacher and the twenty-two or the thirty pupils. That is not discrimination, that is paying a goodly amount to the City of Philadelphia. I did not like to say this but when the inference was made that that city was not being treated well I could not sit still and let it pass, because that is a very nice amount of money.

Mr. SARRAF. Mr. Speaker, I would like to interrogate Mr. Sollenberger.

The SPEAKER. Will the gentleman from Blair, Mr. Sollenberger, permit himself to be interrogated?

Mr. SOLLENBERGER. I shall, Mr. Speaker.

Mr. SARRAF. Mr. Speaker, I appreciate what the gentleman has said in relation to the condition in Philadelphia that that is not discrimination, as he puts it. Will you please explain the condition in Pittsburgh?

Mr. SOLLENBERGER. Mr. Speaker, I shall be pleased to do so from the explanatory point of view. I wish they could get more, but under the present findings of the Tax Equalization Board their wealth happens to be enough that it brings them to the point that they will receive approximately \$250 per teacher-pupil ratio which would be a little less than \$700,000.

Mr. SARRAF. Mr. Speaker, \$700,000?

Mr. SOLLENBERGER. Mr. Speaker, yes.

Mr. SARRAF. Mr. Speaker, compared to Philadelphia, if I remember the figure that you gave us, what was it, please?

Mr. SOLLENBERGER. Mr. Speaker, between three and three-quarter and \$4 millions—I think that is about correct.

Mr. SARRAF. Mr. Speaker, then the percentage there would be about six to one as compared to about three to one in Pittsburgh?

Mr. SOLLENBERGER. Mr. Speaker, the Doctor is right in his methemathical figures, but he has left out

something. The teacher relationship between Pittsburgh and Philadelphia is three to one approximately, which means that there are 2700 plus against about 7800 or 7900 in the city of Philadelphia. That makes a world of difference in the amount of money.

Mr. SARRAF. Mr. Speaker, previous to these particular bills 333 and 334, your ratio between Pittsburgh and Philadelphia has always been about one to three, has it not?

Mr. SOLLENBERGER. Mr. Speaker, I do not believe that I could answer that; that is with proof, but I would presume there is an element of truth in that, yes.

Mr. SARRAF. Mr. Speaker, and yet under this bill, does it not apparently raise them to almost six to one? Approximately, I do not mean to be exact about it.

Mr. SOLLENBERGER. Mr. Speaker, yes, that is the amount of money you are receiving?

Mr. SARRAF. Mr. Speaker, that is right.

Mr. SOLLENBERGER. Mr. Speaker, that would be true, between one-fifth and one-sixth.

Mr. SARRAF. Mr. Speaker, thank you very much.

Mr. Speaker, as you have noted, I cannot understand it myself, there is no discrimination, nobody is injured, evidently. Yet yesterday, judging from the remarks of the Chairman of the Committee, we are getting a very small amount in Pittsburgh. As I told you yesterday, the real estate tax bill raising one and a half mills on the citizens of Pittsburgh will appear on your calendar tomorrow. This should be moved slowly, as I say, and as the representative on the other side stated.

Mr. ROSE. Mr. Speaker, I just want to make this comment in response to the statement made by the gentleman from Armstrong.

It is true that under this measure Philadelphia is receiving a fairly substantial amount. We are grateful for the generosity displayed by the gentleman on the other side, and I realize the problem that he and his Committee had to wrestle with. They apparently felt that they did an equitable job in presenting this measure to us for consideration today, but it is still our contention in Philadelphia that we are being discriminated against, although less so in this session than in the past. If the formula were more equitable Philadelphia would get far more than the \$3 to \$4 millions that is going to be given us for educational purposes, probably twice as much.

We are grateful for the help given to us, but we feel that they have not gone far enough.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Greer,	McConnell,	Rubin,
Andrews,	Guarnieri,	McCormack,	Sarraff,
Banker,	Gutendorf,	McCullough,	Sax,
Barkdoll,	Guthrie,	McDermitt,	Scanlon,
Baumunk,	Hagerty,	McGee,	Schmidt,
Bear,	Hall,	McKinney,	Scott,
Beaver,	Hamilton, R. K.,	McMillen,	Seyler,
Beech,	Hamilton, W. H.,	McNally,	Shoemaker,
Berkstresser,	Harney,	Mikula,	Smith,
Blair,	Haudenshield,	Miller, H. G.,	Snider,
Bloom,	Headlee,	Miller, J. C.,	Sollenberger,
Boles,	Helm,	Mills,	Spencer,
Bombberger,	Hersch,	Mintess,	Stank,

Bower,	Hewitt,	Monroe,	Stimmel,
Brelsich,	Hocker,	Moore, C. E.,	Stoner,
Breth,	Hoggard,	Moore, H. A.,	Swartz,
Brown,	Hunter,	Moran,	Swope,
Bucchin,	Jenkins,	Muldowney,	Tahl,
Byrne,	Johnson,	Munley,	Taylor,
Cella,	Jones, G. E.,	Murray,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Mustu,	Thompson, R. L.,
Clendening,	Jump,	Najaka,	Toll,
Cochran,	Kamyk,	Naugle,	Tompkins,
Conway,	Keller,	Needham,	Toomey,
Cooper,	Kent,	Olsen,	VanSant,
Corr,	Kline,	Penglase,	Varallo,
Costa,	Kohl,	Peta,	Varner,
Coyle,	Kolankiewicz,	Petrosky,	Wachhaus,
Dalrymple,	Kornick,	Pettigrew,	Wargo,
Davis,	Kubacki,	Pfaff,	Waterhouse,
Dennison,	Lederer,	Pichney,	Watkins,
Dougherty,	Lelsey,	Pitzer,	Weldner,
Dowling,	Leonard, L.,	Polaski,	Welsh,
Dunn,	Leonard, W. C.,	Polen,	Wescott,
Erb,	Leven,	Price, H. W. Jr.,	Westrick,
Ewing,	Light,	Price, R. A.,	Whalley,
Ferster,	Limper,	Readinger,	Wheeler,
Fillip,	Loftus,	Reese,	Williams,
Filo,	Lopresti,	Reidenbach,	Wilt,
Firmstone,	Lovett,	Reilly, J. M.,	Wood,
Flack,	Lutty,	Rigby,	Yeakel,
Gaffney,	Lyons,	Riley, R. L.,	Yester,
Geer,	Madden,	Robertson,	Yetzer,
Gibson,	Madigan,	Rose,	Young,
Gleason,	Markley,	Rosen,	Ziegler,
Goodling,	Maxwell,	Rovansek,	Sorg,
Graybill,	Mazza,	Royer,	Speaker

NAYS—10

Bolton,	Frost,	Lafore,	Shotwell,
Boorse,	Jones, T. H. W.,	Reagan,	White,
DuBois,			

NOT VOTING—12

Duffy,	Greenwood,	McInroy,	Schuster,
Fenrich,	Jones, P. F.,	Metz,	Verona,
Good,	Kratz,	Mihm,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 334, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections 4 5 and 6 of section two thousand five hundred one and sections two thousand five hundred two and two thousand five hundred three of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1806) are hereby further amended to read as follows

Section 2501 Definitions For the purposes of this article the following terms shall have the following meanings

* * * * *

(4) "Minimum Subsidy" shall designate the minimum

amount per teaching unit payable by the Commonwealth to any school district or vocational school district under the provisions of this act the minimum subsidy shall be [eight hundred dollars (\$800)] one thousand dollars (\$1000)

(5) "Maximum Subsidy" shall designate the maximum amount per teaching unit which may be payable by the Commonwealth to any one school district or vocational school district under the provisions of this act The maximum subsidy shall be for the school year [1948-1949 two thousand four hundred fifty dollars (\$2450) for the school year 1949-1950 three thousand three hundred fifty dollars (\$3350) and for each school year thereafter three thousand four hundred fifty dollars (\$3450)] 1950-1951 three thousand eight hundred fifty dollars (\$3850) for the school year 1951-1952 four thousand dollars (\$4000) for the school year 1952-1953 four thousand three hundred dollars (\$4300) for the school year 1953-1954 four thousand five hundred dollars (\$4500) for the school year 1954-1955 four thousand seven hundred dollars (\$4700) for the school year 1955-1956 four thousand nine hundred dollars (\$4900) for the school year 1956-1957 five thousand one hundred dollars (\$5100) for the school year 1957-1958 five thousand three hundred dollars (\$5300) for the school year 1958-1959 and for each school year thereafter five thousand five hundred dollars (\$5500) Provided That in the event that Federal moneys shall at any time be made available to the Commonwealth for school purposes the Superintendent of Public Instruction may from time to time increase the amount of the applicable maximum subsidy to school districts but not to vocational school districts to an extent necessary to absorb the amount of any allocation of Federal moneys so that "maximum subsidy" as hereinabove limited shall always have reference to payments made out of appropriations of Commonwealth moneys irrespective of any available Federal moneys

(6) "Standard Reimbursement Fraction" School districts' or vocational school districts' standard reimbursement fraction shall be computed annually in the month of December by the Department of Public Instruction

[In the case of a school district its standard reimbursement fraction shall be computed for the school year 1948-1949 by subtracting from two thousand four hundred fifty dollars (\$2450) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand four hundred fifty dollars (\$2450) for the school year 1949-1950 by subtracting from three thousand three hundred fifty dollars (\$3350) an amount determined by multiplying the school districts valuation per district teaching unit as determined by the State Tax Equalization Board by four-one thousandths (.004) and dividing the difference so obtained by three thousand three hundred fifty dollars (\$3350) and for every school year thereafter by subtracting from three thousand four hundred fifty (\$3450) an amount determined by multiplying the school district's valuation per district teaching unit as determined by the State Tax Equalization Board by four-one thousandths (.004) and dividing the difference so obtained by three thousand four hundred fifty dollars (\$3450)]

A school district's assessed valuation to be used for purposes of computing the standard reimbursement fraction for the school year 1948-1949 shall be the assessed valuation of the district's taxable real property as determined for the preceding year for county tax purposes for the school year 1949-1950 and for every school year thereafter each district's valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property by the State Tax Equalization Board

[In the case of a vocational school district its standard reimbursement fraction shall be computed for the school year 1948-1949 by subtracting from two thousand four hundred fifty dollars (\$2450) an amount determined by multiplying the assessed valuation per district teaching unit by three one-thousandths (.003) and dividing the difference so obtained by two thousand four hundred

fifty dollars (\$2450) for the school year 1949-1950 by subtracting from three thousand three hundred fifty dollars (\$3350) an amount determined by multiplying the school district's valuation per district teaching unit as determined by the State Tax Equalization Board by two one-thousandths (.002) and dividing the difference so obtained by three thousand three hundred fifty dollars (\$3350) and for every school year thereafter by subtracting from three thousand four hundred fifty dollars (\$3450) an amount determined by multiplying the school district's valuation per district teaching unit as determined by the State Tax Equalization Board by two one-thousandths (.002) and dividing the difference so obtained by three thousand four hundred fifty dollars (\$3450)]

In the case of a school district its standard reimbursement fraction shall be computed for the school year 1950-1951 by subtracting from three thousand eight hundred fifty dollars (\$3850) an amount determined by multiplying the school district's valuation per district teaching unit by four-one thousandths (.004) and dividing the difference so obtained by three thousand eight hundred fifty dollars (\$3850) for the school year 1951-1952 by subtracting from four thousand dollars (\$4000) an amount determined by multiplying the school district's valuation per district teaching unit by four-one thousandths (.004) and dividing the difference so obtained by four thousand dollars (\$4000) for the school year 1952-1953 by subtracting from four thousand three hundred dollars (\$4300) an amount determined by multiplying the school district's valuation per district teaching unit by four-one thousandths (.004) and dividing the difference so obtained by four thousand three hundred dollars (\$4300) for the school year 1953-54 by subtracting from four thousand five hundred dollars (\$4500) an amount determined by multiplying the school district's valuation per district teaching unit by four-one thousandths (.004) and dividing the difference so obtained by four thousand five hundred dollars (\$4500) for the school year 1954-1955 by subtracting from four thousand seven hundred dollars (\$4700) an amount determined by multiplying the school district's valuation per district teaching unit by four-one thousandths (.004) and dividing the difference so obtained by four thousand seven hundred dollars (\$4700) for the school year 1955-1956 by subtracting from four thousand nine hundred dollars (\$4900) an amount determined by multiplying the school district's valuation per district teaching unit by four-one thousandths (.004) and dividing the difference so obtained by four thousand nine hundred dollars (\$4900) for the school year 1956-1957 by subtracting from five thousand one hundred dollars (\$5100) an amount determined by multiplying the school district's valuation per district teaching unit by four-one thousandths (.004) and dividing the difference so obtained by five thousand one hundred dollars (\$5100) for the school year 1957-1958 by subtracting from five thousand three hundred dollars (\$5300) an amount determined by multiplying the school district's valuation per teaching unit by four-one thousandths (.004) and dividing the difference so obtained by five thousand three hundred dollars (\$5300) for the school year 1958-1959 and for each school year thereafter by subtracting from five thousand five hundred dollars (\$5500) an amount determined by multiplying the school district's valuation per district teaching unit by four-one thousandth (.004) and dividing the difference so obtained by five thousand five hundred dollars (\$5500)

In the case of a vocational school district its standard reimbursement fraction shall be computed for the school year 1950-1951 by subtracting from three thousand eight hundred fifty dollars (\$3850) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by three thousand eight hundred fifty dollars (\$3850) for the school year 1951-1952 by subtracting from four thousand dollars (\$4000) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by four thousand dollars (\$4000) for the

school year 1952-1953 by subtracting from four thousand three hundred dollars (\$4300) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by four thousand three hundred dollars (\$4300) for the school year 1953-1954 by subtracting from four thousand five hundred dollars (\$4500) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by four thousand five hundred dollars (\$4500) for the school year 1954-1955 by subtracting from four thousand seven hundred dollars (\$4700) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by four thousand seven hundred dollars (\$4700) for the school year 1955-1956 by subtracting from four thousand nine hundred dollars (\$4900) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by four thousand nine hundred dollars (\$4900) for the school year 1956-1957 by subtracting from five thousand one hundred dollars (\$5100) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by five thousand one hundred dollars (\$5100) for the school year 1957-1958 by subtracting from five thousand three hundred dollars (\$5300) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by five thousand three hundred dollars (\$5300) for the school year 1958-1959 and for each school year thereafter by subtracting from five thousand five hundred dollars (\$5500) an amount determined by multiplying the valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by five thousand five hundred dollars (\$5500)

A school district's or vocational school district's valuation to be used for purposes of computing the standard reimbursement fraction shall be the valuation placed upon its taxable real property by the State Tax Equalization Board

A school district's or vocational school district's number of district teaching units for purposes of determination of the standard reimbursement fraction shall be obtained as follows (i) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school during the preceding school term (ii) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school during the preceding school term and (iii) add the quotients obtained under (i) and (ii) above except when the pupil-teacher ratio exceeds thirty-three (33) in which case the sum obtained under (i) and (ii) above shall be multiplied by thirty-three (33) and the product so obtained shall be divided by the pupil-teacher ratio of the district No school district or vocational school district shall be credited with less than one teaching unit or be assigned a reimbursement fraction lower in value than the minimum subsidy divided by the maximum subsidy All one-room schools operated in accordance with the provisions of this act shall if their operation is approved by the State Council of Education be credited with at least one teaching unit The State Council of Education shall withhold its approval of any one-room one teacher school unless (i) topography distance or condition of roads are such as to make transportation of pupils impractical or (ii) it is impossible to accommodate pupils in existing graded schools in the district or other districts or (iii) the district is financially unable to construct a consolidated school

Section 2502 Payments on Account of Instruction [Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1948-1949 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the

district's public schools and joint elementary schools by two thousand four hundred fifty dollars (\$2450) and by the district's standard reimbursement fraction]

Every school district and every vocational school district shall be paid by the Commonwealth [for the school year 1949-1950] on account of the instruction of all pupils in average daily membership in the district's public schools [and] joint elementary schools and joint high schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools [and] joint elementary schools [by three thousand three hundred fifty dollars (\$3350) and] joint high schools by the district's standard reimbursement fraction and for the school year 1950-1951 by three thousand eight hundred fifty dollars (\$3850) for the school year 1951-1952 by four thousand dollars (\$4000) for the school year 1952-1953 by four thousand three hundred dollars (\$4300) for the school year 1953-1954 by four thousand five hundred dollars (\$4500) for the school year 1954-1955 by four thousand seven hundred dollars (\$4700) for the school year 1955-1956 by four thousand nine hundred dollars (\$4900) for the school year 1956-1957 by five thousand one hundred dollars (\$5100) for the school year 1957-1958 by five thousand three hundred dollars (\$5300) for the school year 1958-1959 and for each school year thereafter by five thousand five hundred dollars (\$5500) Provided That the amount of payment to be made by the Commonwealth to any school district during the school year [1950-1951 for the school year 1949-1950] 1951-1952 and 1952-1953 for the school years 1950-1951 and 1951-1952 on account of the instruction of pupils under the provisions of this section shall not be less than the amount paid to the district during the school year 1949-1950 on account of the instruction of pupils Provided further that if the number of teaching units in any school district for the school year 1950-1951 or 1951-1952 is less than the number of teaching units for the school year 1948-1949 the payment by the Commonwealth shall be reduced proportionately

[Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1950-1951 and for every school year thereafter on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools [and joint elementary schools] by three thousand four hundred fifty dollars (\$3450) and by the district's standard reimbursement fraction]

In addition to the payments hereinbefore specified the following supplemental payments shall be made to the district of residence on account of pupils enrolled in elementary schools or high schools operated by joint boards of which the district of residence is a member and pupils enrolled in school operated by union or merged districts

(1) In the case of joint elementary schools five hundred dollars (\$500) per teaching unit multiplied by the standard reimbursement fraction of the district of residence

(2) In the case of joint high schools five hundred dollars (\$500) per teaching unit multiplied by the standard reimbursement fraction of the district of residence

(3) In the case of elementary schools operated by union or merged districts eight hundred dollars (\$800) per teaching unit multiplied by the district's standard reimbursement fraction

(4) In the case of high schools operated by union or merged districts eight hundred dollars (\$800) per teaching unit multiplied by the district's standard reimbursement fraction

In all cases the supplemental payments specified in the foregoing shall be made only for organizations approved by the Department of Public Instruction

Notwithstanding the foregoing provisions of this section when because of sparsity of population road or climatic conditions or lack of other available high school facilities the State Council of Education has approved the con-

tinued operation of a small high school the district shall receive an amount based on a number of teaching units equal to the number of teachers approved by the State Council of Education as being required to provide a satisfactory educational program in such school provided that the number of teachers employed is not less than the number approved

For no year shall any school district or vocational school district receive less than the minimum subsidy per teaching unit

Section 2503 Payments on account of tuition (a) Each school district regardless of classification sending pupils to another school district or vocational school district or to a joint [high] school approved by the Department of Public Instruction shall be paid by the Commonwealth for every school year on account of tuition an amount to be determined by multiplying the sum of "overhead cost per pupil" and "instruction cost per elementary pupil" or "instruction cost per high school pupil" as the case may be as defined in section two thousand five hundred sixty-one of this act or in the case of district pupils attending a school not located in this Commonwealth on the basis of a reasonable tuition charge per pupil to be determined by the Superintendent of Public Instruction (1) by the number of district pupils [except district pupils attending a high school operated by a joint board of which the district of residence is a member] sent to schools of other districts or to [a joint school] joint schools and (II) by the district's standard reimbursement fraction and (III) for tuition up to and including the school year 1948-1949 by seventy-five-one-thousands (.75) and thereafter by eighty-five-one-thousandths (.85) and (IV) subtracting from the amount so obtained the per pupil state appropriation paid to the district where the pupil attends school multiplied by the number of pupils

[(b) Each school district regardless of classification which is a member of a joint board which operates a joint high school sending pupils to such joint high school approved by the Department of Public Instruction shall be paid by the Commonwealth for the school year 1948-1949 and for every school year thereafter on account of the instruction of such pupils an amount to be determined by multiplying the sum of "overhead cost per pupil" and "instruction cost per high school pupil" as defined in section two thousand five hundred sixty-one of this act (I) by the number of district pupils sent to such joint high school and (II) by the district's standard reimbursement fraction]

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays weretaken and were as follows:

YEAS—186

Andrews,	Greer,	McConnell,	Rubin,
Amarando,	Guarnieri,	McCormack,	Sarra,
Banker,	Gutendorf,	McCullough,	Sax,
Barkdoll,	Guthrie,	McDermitt,	Scanlon,
Baumunk,	Hagerty,	McGee,	Schmidt,
Bear,	Hall,	McKinney,	Scott,
Beaver,	Hamilton, R. E.,	McMillen,	Seyler,
Beech,	Hamilton, W. H.,	McNally,	Shoemaker,
Berkstresser,	Harney,	Mikula,	Smith,
Blair,	Haudenshield,	Miller, H. G.,	Snider,
Bloom,	Headlee,	Miller, J. C.,	Sollenberger,
Boles,	Helm,	Mills,	Spencer,
Bomberger,	Hersch,	Mintess,	Stank,
Bower,	Hewitt,	Monroe,	Stimmel,
Brelsch,	Hocker,	Moore, C. E.,	Stoner,
Breth,	Hoggard,	Moore, H. A.,	Swartz,
Brown,	Hunter,	Moran,	Swope,
Bucchn,	Jenkins,	Muldowney,	Tahl,
Byrne,	Johnson,	Munley,	Taylor,
Cella,	Jones, G. E.,	Murray,	Thompson, E. F.,

Clapper,	Jones, J. M.,	Musto,	Thompson, R. L.,
Clendenning,	Jump,	Najaka,	Toll,
Cochran,	Kamyk,	Naugle,	Tompkins,
Conway,	Keller,	Needham,	Toomey,
Cooper,	Kent,	Olsen,	VanSant,
Corr,	Kline,	Penglass,	Varallo,
Costa,	Kohl,	Peta,	Varnar,
Coyle,	Kolankiewicz,	Petrosky,	Wachhaus,
Dalrymple,	Kornick,	Pettigrew,	Wargo,
Davis,	Kubacki,	Pfaff,	Waterhouse,
Dennison,	Lederer,	Pichney,	Watkins,
Dougherty,	Lelsey,	Pitzer,	Weidner,
Dowling,	Leonard, L.,	Polaski,	Welsh,
Dunn,	Leonard, W. C.,	Polen,	Wescott,
Erb,	Leven,	Price, H. W. Jr.,	Westrick,
Ewing,	Light,	Price, R. A.,	Whalley,
Ferster,	Limper,	Readinger,	Wheeler,
Filip,	Loftus,	Reese,	Williams,
Filo,	Lopresti,	Reidenbach,	Wilt,
Firmstone,	Lovett,	Relly, J. M.,	Wood,
Flack,	Lutty,	Rigby,	Yeakel,
Gaffney,	Lyons,	Riley, R. L.,	Yester,
Geer,	Madden,	Robertson,	Yetzer,
Gibson,	Madigan,	Rose,	Young,
Gleason,	Markley,	Rosen,	Ziegler,
Goodling,	Maxwell,	Rovansek,	Sorg,
Graybill,	Mazza,	Royer,	Speaker

NAYS—9

Bolton,	Frost,	Lafore,	Shotwell,
Boorse,	Jones, T. H. W.,	Reagan,	White,
DuBois,			

NOT VOTING—12

Duffy,	Greenwood,	McInroy,	Schuster,
Fenrich,	Jones, P. F.,	Metz,	Verona,
Good,	Kratz,	Mihm,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. HELM asked and obtained unanimous consent to address the House.

It is my desire to express to my colleagues in this House my sincere appreciation and the appreciation of my co-sponsors, the gentleman from Carbon County, Mr. Scott, and the gentleman from Indiana County, Mr. McMillen, for the favorable action on the two important pieces of legislation upon which we have just voted, House Bill 333 and House Bill 334.

I consider it a privilege to have been one of the co-sponsors of this legislation which has as its purpose the continued development of our public schools. Recently I read a statement with which I was greatly impressed. It read as follows:

Children can be children only once. If they are denied a good education while young, the loss can never be fully made up to them. Some children need careful and wise guidance. Others are growing up unschooled or inadequately schooled. In a fast-moving, tense, loose-triggered world, young people need more than ever to be equipped to cope with an uncertain and difficult future. A good school system should be one of the universally recognized means of giving that kind of preparation.

While I had never thought too much about it before, it is for this reason, I suppose, that I have been a member of a school board for fourteen years. It is for this reason, perhaps, that I have been interested in and joined in during recent bienniums in the sponsorship of major pieces

of legislation of benefit to teachers, and providing more liberal appropriations from the Commonwealth for the public schools.

It is this reason, also, I am sure, that has prompted the gentleman from Blair County, Mr. Sollenberger, Chairman of our Committee on Education, to give such devoted service to this body; that has compelled other members in years past to join in sponsorship of school legislation; that has prompted all members of the General Assembly on this side and the other side alike to be responsive to the needs of the public schools; and which prompted our Governor in his inaugural address to say:

Our greatest wealth, our most valuable possessions, are the two million children and youth in our Commonwealth. Soon they must assume the responsibilities of leadership. To them falls that opportunity of perpetuating the American way of life. They must be prepared for that opportunity physically, mentally, and spiritually, that they will not fail.

The legislation that has just been approved by this House should be far reaching in its benefits.

The provision of House Bill 333 which concerns salaries gives to Pennsylvania teachers a state-wide mandated single salary schedule second to none in the Nation. It provides, also, for all professional employes a double increment, and thus compensates for the salary lag due to the spiraling cost of living.

The subsidy program in House Bill 334 has been geared to meet the salary requirements of House Bill 333. Practically all districts of the Commonwealth will receive, under the provisions of this bill, sufficient additional appropriations to provide for the increased salaries payable during the next term.

I am sure that I express the wish of every Member of this House that as a result of this legislation the best talented youth of our Commonwealth may recognize the opportunities for public service in the profession of teaching, and that our devoted public school teachers now in service will receive new inspiration in the knowledge that the importance of their work is being recognized.

I should like to express my appreciation to the organized teaching profession of the Commonwealth, which through the Pennsylvania State Education Association, initiated and sponsored the program. I express, also, appreciation to the Pennsylvania State School Directors Association which joined in the development of the bills as they were before us today; to Mr. Wagner, Chairman, and his colleagues of the Education Committee in the Senate, for joining in the conferences; to our Superintendent of Public Instruction, Doctor Francis B. Haas, and his associates for their counsel and their factual guidance; and finally, to the Pennsylvania Congress of Parents and Teachers, which, knowing the educational needs of the children of the Commonwealth, has supported this program from the beginning.

Again may I express appreciation to all my colleagues in this House for their favorable action on these measures. We have acted not for ourselves, but for posterity.

BLAIRSVILLE CHAPTER OF NATIONAL FORENSIC LEAGUE WELCOMED

The SPEAKER. The Chair is pleased to welcome the Blairsville Chapter of the National Forensic League, Blairsville High School, Blairsville, under the supervision

of Mrs. Watt, teacher. They are the guests of the gentleman from Indiana, Messrs. McMillen and Hewitt.

MEADVILLE YMCA BOYS WELCOMED

The SPEAKER. The Chair welcomes twenty-nine YMCA boys from Meadville, under the supervision of Mr. Lawrence Best and Mr. Robert Ballantyne. They are guests of the gentleman from Crawford, Mr. Kent.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from Allegheny, Honorable Charles M. Christler, accompanied by his two children.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 589, as follows:

An Act to amend section one thousand one hundred forty-seven of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for additional increments for holders of college certificates or Masters' Degrees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand nine hundred forty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1144 Additional Increments for College Certificate or Master's Degree Any professional employe or temporary professional employe who during the term of his employment shall receive a college certificate or shall earn a Master's Degree shall commencing with the next succeeding school term be entitled to the compensation prescribed for his new status which shall be at least two hundred dollars (\$200) in excess of the increment earned by him during the previous year

And temporary professional employe who holds a Master's Degree at the time of his initial employment in the public schools of this Commonwealth shall receive commencing with the second year of service compensation of at least two hundred dollars (\$200) in excess of that to which such employe would otherwise be entitled

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BOLTON. Mr. Speaker, I would like to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Bedford, Mr. Clapper, permit himself to be interrogated?

Mr. CLAPPER. Mr. Speaker, I shall.

Mr. BOLTON. Mr. Speaker, how much will this bill cost the Commonwealth of Pennsylvania?

Mr. CLAPPER. Mr. Speaker, in response to the gentleman's question, I would answer in this way: Not having

the actual data as to how many teachers hold a master's degree in the state of Pennsylvania I would be unable to answer that question. It would also be necessary to know how many individuals now in the teaching profession would earn their master's degree during the coming school term.

Mr. BOLTON. Mr. Speaker, I thank the gentleman.

Apparently the sponsors of this bill are requesting the House of Representatives to sign a blank check for an unknown amount of money for an unknown number of people. It seems to me that the House should certainly be supplied with sufficient information to intelligently judge the cost of this bill before it comes up for passage.

Mr. CLAPPER. Mr. Speaker, for the benefit of the Members of the House I would like to say that the number of teachers who would be benefited by this bill would not be too large, because a large number of the teachers holding master's degrees already are receiving the \$200. This bill just takes care of those who have not already been granted the \$200 increase.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Amarando,	Graybill,	Mazza,	Rubin,
Andrews,	Greenwood,	McConnell,	Sarrafa,
Banker,	Greer,	McCormack,	Sax,
Barkdoll,	Guarnieri,	McCullough,	Scanlon,
Baumunk,	Gutendorf,	McDermitt,	Schmidt,
Bear,	Guthrie,	McGee,	Schuster,
Beaver,	Hagerty,	McInroy,	Scott,
Beech,	Hall,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker
Goodling,	Maxwell,	Royer,	

NAYS—4

Bolton, DuBois, Reagan, White,

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 590, as follows:

An Act to amend section one thousand one hundred forty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for increments for professional employes holding a Master's Degree or its equivalent

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred forty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1144 Additional Increments for College Certificate or Master's Degree Any professional employe who during the term of his employment shall receive a college certificate or shall earn a Master's Degree shall commencing with the next succeeding school term be entitled to the compensation prescribed for his new status which shall be at least two hundred dollars (\$200) in excess of the increment earned by him during the previous year

Any professional employe who is the holder of a Master's Degree or its equivalent earned prior to the end of the school year 1947-48 and received less than two hundred dollars (\$200) remuneration therefor shall receive during the school term following the effective date of this act the sum of two hundred dollars (\$200) or the difference between the amount paid on account of such degree and two hundred dollars (\$200) which sum shall be paid in addition to the minimum salary and increments required to be paid under this act provided no board of school directors or board of public education shall be required to pay any such employe an amount in excess of the maximum salary and increments to which such employe is entitled under this schedule

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Amarando,	Graybill,	Mazza,	Rubin,
Andrews,	Greenwood,	McConnell,	Sarra,
Banker,	Greer,	McCormack,	Sax,
Barkdoll,	Guarnieri,	McCullough,	Scanlon,
Baumunk,	Gutendorf,	McDermitt,	Schmidt,
Bear,	Guthrie,	McGee,	Schuster,
Beaver,	Hagerty,	McInroy,	Scott,
Beech,	Hall,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,

Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Slider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnar,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker
Goodling,	Maxwell,	Royer,	

NAYS—4

Bolton, DuBois, Reagan, White,

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 713, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing boards of school directors to enter into contracts with and make appropriations to the county board of school directors for services further providing for the appointment and payment of a secretary and a treasurer of the county board of school directors and auditing the treasurer's accounts and providing for the assessment of school districts for special services furnished by the county board of school directors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred eight of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 508 Majority Vote Required Recording The affirmative vote of a majority of all the members of the board of school directors in every school district duly recorded showing how each member voted shall be required in order to taken action on the following subjects

Fixing length of school term
 Adopting textbooks
 Appointing or dismissing district superintendents assistant district superintendents associate superintendents principals and teachers
 Appointing tax collectors and other appointees
 Levying and assessing taxes
 Purchasing selling or condemning land
 Locating new buildings or changing the locations of old ones

Dismissing a teaching after a hearing
 Creating or increasing any indebtedness
 Adopting courses of study
 Establishing additional schools or departments
 Designating depositories for school funds
 Entering into contracts of any kind including contracts for the purchase of fuel or any supplies where the amount involved exceeds one hundred dollars (\$100)

Fixing salaries or compensation of officers teachers or other appointees of the board of school directors

Entering into contracts with and making appropriations to the county board of school directors for the district's proportionate share of the cost of services provided or to be provided for by the county board

Failure to comply with the provisions of this section shall render such acts of the board of school directors void and unenforceable

Section 2 Article IX of said act is hereby amended by adding at the end thereof three new sections to read as follows

Section 927 Audits The accounts of the treasurer of the county board shall be audited annually in the manner following

(a) By three auditors elected by the School Director's Association of the county

(b) Section 928 Bond of Treasurer Every person elected treasurer of the county board of school directors shall furnish before entering upon the duties of his office a proper bond in such amount and with such surety or sureties as the county board of school directors may approve conditioned upon the faithful performance of his duties as treasurer The cost of said bond shall be paid for out of the funds of the county board of school directors

Section 929 Compensation of the secretary and treasurer The secretary and treasurer of the county board of school directors or either of them may receive for their services such compensation as the county board of school directors shall determine the amount of which shall be payable out of the funds of the county board and shall be reported annually to the Superintendent of Public Instruction and be printed in his report

Section 3 Section nine hundred twenty-five of said act as amended by the act approved the twentieth day of April one thousand nine hundred forty-nine (P. L. 622) is hereby further amended by adding at the end thereof two new clauses to read as follows

Section 925 Powers and duties the county board of school directors in respect to school districts under the supervision of the county superintendent shall have power and its duty shall be

* * * * *

(14) To assess each school district under the jurisdiction of the county board for services and any school district not under the jurisdiction of the county superintendent which has contracted with the county board for services for such district's proportionate share of the cost of such services The proportionate share of a district shall be determined by multiplying the cost of the services by a fraction the numerator of which shall be the number of pupils in average daily membership in the district and the denominator of which shall be the total number of pupils in average daily membership in all districts to which such services will be furnished Provided That no

school district shall be liable for such assessment unless the county board shall have notified the secretary of the district in writing (forty (40) days prior to the county convention of school directors that action will be considered to provide such services

(15) Each school district subject to assessment for services furnished by the county board of school directors shall make payment of said assessment as provided by action of the county board of school directors In the event any district fails to pay its assessment when due the same shall be withheld from State appropriations by the Superintendent of Public Instruction and paid over to the county board of school directors

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bolton,	Haudenschild,	Mikula,	Snider,
Bomberger,	Headlee,	Miller, H. G.,	Sollenberger,
Boorse,	Helm,	Miller, J. C.,	Spencer,
Bower,	Hersch,	Mills,	Stank,
Breisch,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Bucchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Cella,	Johnson,	Muldowney,	Taylor,
Clapper,	Jones, G. E.,	Munley,	Thompson, E. F.,
Clendenfing,	Jones, J. M.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varnier,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Relly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 732, Printer's No. 405
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1179, as follows:

An Act to amend Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as added by the act approved the fourth day of May one thousand nine hundred forty-three (P. L. 159) is hereby amended to read as follows

Section 330.17 Reducing in Rank Suspension Furloughing Discharging (a) No person employed in a county police force shall be reduced in rank (except superintendent of police) suspended furloughed discharged or reinstated except for the following reasons (1) neglect or violation of any official duty (2) violation of any law of this Commonwealth which provides that such violation constitutes a misdemeanor (carrying both a fine and imprisonment) or a felony (3) inefficiency (except as hereinafter provided) willful disobedience of orders or conduct unbecoming a police officer (4) drinking of intoxicating liquor while on duty or the use of which renders him unfit for duty when called upon In every such case of reduction of rank (except that of superintendent of police) suspension furlough or discharge a copy or statement of the reasons therefor and written answers thereto shall be furnished to the person sought to be reduced in rank suspended furloughed or discharged if he shall demand it He shall have the right to appeal to the commission for a hearing on the reasons or charges preferred against him Upon the written request for such a hearing the commission shall arrange for such hearing within ten days from receipt of such request At any such hearing the person against whom the charge or reason is made may be present in person and by counsel and the burden shall be upon the party making such charges or reasons to justify his action In the event the commission fails to uphold the action of the party who made the charges or reasons then the person against whom the charges were preferred shall be paid in full his salary for the time he may have been prevented from performing his usual employment as a police officer and no record of the case shall be placed against his service record in the police force If in the case of demotion of any employe (except that of superintendent of police) the charges or reasons are sustained then such person shall not be reverted below his seniority standing on the roster of the grades of patrolman in the police force A written record of all testimony shall be taken at any and all hearings held by the commission and such records shall be sealed and not available to public inspection in the event no appeals are taken from the action of the commission In the event the commission shall sustain the party who preferred the charges or reasons then the party against whom the charges or reasons were made shall have immediate right of appeal to the court of com-

mon pleas of the county Such appeal shall be taken within the period of ninety days from the date of entry by the commission of its final order and shall be by petition Upon such appeal being taken and docketed the court of common pleas shall fix a day for the hearing and proceed to hear the appeal de novo on the original record and the employe shall be reduced suspended furloughed or discharged in accordance with the order of the court of common pleas

(b) In cases where a member of a county police force whose duties are those of an outside policeman is found to be physically unfit to perform such duties or whenever any such member has served for a period of twenty years and is at least fifty years of age such member upon application to the board of county commissioners shall if there is nay vacancy existing in the number of building policemen as set forth in the budget of the county be assigned to inside work as building policeman or other special duties without any diminution in pay Where more applications are made and filed than there are vacancies existing such assignments shall be made first to applicants found to be physically unfit and secondly to applicants in order of their seniority in service Where two or more applicants have equal seniority in service assignments shall be determined by the alphabetical order of the first letter of the surname of the applicants As vacancies occur assignments shall be made according to a seniority list determined as aforesaid

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

Mr. BEECH. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1, (Sec. 330.17), page 4, line 18, by inserting after the word "duties" the following: "due to an infirmity resulting from the performance of his duties as a policeman."

Amend Sec. 1, (Sec. 330.17), page 5, line 1, by inserting after the word "policemen" the following: "building guards, or other positions the responsibility of which is building protection or security."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

House Bill No. 1184, Printer's No. 411
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1187, as follows:

An Act to amend the title and Sections 1 2 5 and 6 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1161) entitled "An act to provide for the prompt peaceful and just settlement

or labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employees for the enforcement of such public policy and providing penalties" by bringing within the provisions of this act public utility employers and employees engaged in furnishing urban passenger transportation to the public making editorial corrections and making the provisions thereof effective as to presently existing labor disputes and work stoppages.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and Sections 1 2 5 and 6 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1161) entitled "An act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employees for the enforcement of such public policy and providing penalties" are hereby amended to read as follows

An Act

To provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing urban passenger transportation electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employees for the enforcement of such public policy and providing penalties

Section 1 That it is hereby declared to be the public policy of the Commonwealth of Pennsylvania that it is necessary and essential in the public interest to facilitate the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing urban passenger transportation electric gas water and steam heat services to the public and their employees which cause or threaten to cause an interruption in the supply of service necessary to the health safety and well being of the citizens of the Commonwealth of Pennsylvania and to that end to encourage the making and maintaining of agreements concerning wages hours and other conditions of employment through collective bargaining between public utility employers and their employees and to provide settlement procedures for labor disputes be-

tween public utility employers and their employees in cases where the collective bargaining process has reached an impasse and stalemate and as a result thereof the parties are unable to effect such settlement and which labor disputes are likely to cause interruption of the supply of a public utility service on which the community so affected is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service

Section 2 As used in this act

(a) The term "public utility" or "public utility employers" means a private employer subject to the jurisdiction of the Pennsylvania Public Utility Commission and engaged in the business of rendering urban passenger transportation electric gas water and steam heat services to the public in this Commonwealth

(b) The term "collective bargaining" means collective bargaining of or similar to the kind provided for by the Pennsylvania Labor relations Act as interpreted by the decisions of the courts in this Commonwealth

Section 5 [If in] In any case of a labor dispute between a public utility employer and its employees if the collective bargaining process reaches an impasse and stalemate with the result that [the] employer and employees are unable to effect a settlement [then] either party to the dispute or the Pennsylvania Labor Relations Board may request the Governor in writing to appoint a mediator Upon the filing of any such request the Governor shall consider the same and if in his opinion the collective bargaining process has failed and such dispute if not settled is likely to cause the interruption of the supply of a public utility service on which a community is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service the Governor shall appoint a mediator from among the mediators employed by the Department of Labor and Industry to attempt to effect a settlement of such labor dispute

Section 6 The mediator so named shall expeditiously meet with the disputing parties or their representatives and shall exert every reasonable effort to effect a prompt settlement of the labor dispute After the appointment of a mediator by the Governor [as provided for in section 5 hereof] there shall be no interruption of work and no strikes or slowdowns by employees and there shall be no lockout or other work stoppage by the employer until such time as all of the procedure provided for in this act has been exhausted or during the effective period of any order issued by a board of arbitration pursuant to the provisions of this act unless the Governor shall determine that failure to settle the dispute would not cause severe hardship to be inflicted on a substantial number of persons

Section 2 This amendment shall be effective as to any presently existing labor disputes and work stoppages as well as future labor disputes involving public utility employers engaged in furnishing urban passenger transportation but no person shall be subject to prosecution under this law for any acts committed prior to the effective date of this act in labor disputes and work stoppages involving public utility employers engaged in furnishing urban passenger transportation

Section 3 As to labor disputes or work stoppages existing at the time of the passage of this act involving public utility employers engaged in furnishing urban passenger transportation it shall be unlawful for any group of employees acting in concert to continue a strike or to continue any work stoppage or slowdown and it shall be unlawful for any employer to lock out his employee the parties to such labor dispute or work stoppage shall have the right to apply to the Governor for the appointment of a mediator as provided in section five of the act to which this is an amendment and to proceed to the disposition of the labor dispute or work stoppage as provided by the further provisions of said act

Section 4 The provisions of this act shall become effective immediately upon final enactment

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. TOLL. Mr. Speaker, this bill 1187 is an amendment to the Compulsory Arbitration Act of 1947. In view of the recent decision of the United States Supreme Court on this subject, I want to call your attention to the fact that you are about to vote on an amendment to an Act which will be declared unconstitutional if it is appealed to the United States Supreme Court.

The Act of 1947, the Compulsory Arbitration Act, which has been on our books for four years covers gas, electric, steam, steam heat and water. It is now being extended to include urban passenger transportation.

The Act of 1947 specifically covers wages, hours, and other conditions of employment as you will note in Section 1. This is similar to a wording of Section 9a of the Labor Management Relations Act of 1947. That is a Federal Act which provides for collective bargaining in respect to rates of pay, wages, hours of employment or other conditions of employment.

This brings the Pennsylvania Act in direct conflict with federal labor legislation. The problem is, has Congress so occupied the field of labor legislation that by the doctrine of paramount rights it has excluded the states from making enactments which negate the right of workers employed in industries affecting inter-state commerce to strike. The National Labor Relations Act of 1935 Section 7 as amended by the Labor Management Relations Act of 1947,—that is the Wagner Act, and the Taft-Hartley Act guaranteed the right to strike with certain restrictions.

The Supreme Court of the United States has recently held that these two Acts do not permit concurrent state regulation of peaceful strikes for higher wages. I refer to the decision of the United States Supreme Court on February 26, 1951 in the statute involving the same subject which was passed in the State of Wisconsin.

If any of you have examined the magazine which is received by all the state Representatives called "State Government," the issue of 1951, this subject was called to your attention, that anti-strike legislation under that heading is an out-growth of the recent United States Supreme Court decision invalidating a Wisconsin utility strike ban.

Attorney General J. E. Taylor of Missouri has ruled that Missouri's four year old Public Utility anti-strike law is unconstitutional as in conflict with federal labor legislation.

Congress has occupied this field and closed it to state regulation. The United States Supreme Court in the Wisconsin case held that these acts were intended by Congress to regulate labor relations to the fullest extent of its constitutional power under the commerce clause.

This subject is not merely being discussed for the benefit of the lawyers, but as law-makers all of the members of the House should be familiar with the problem of conflicted between state and federal legislation.

The National Labor Relations Act of 1935 and the Labor Management Relations Act of 1947 are the supreme rule of the land. Under Article VI of the Constitution, the Supreme Court having found that the Wisconsin Public

Utility anti-strike law conflicts with that of the federal legislation the judgment enforcing the Wisconsin Act cannot stand.

I want to read to you a page from the thesis prepared by a Philadelphia student, Lester Eistenstadt, which was prepared for the benefit of the faculty of the undergraduate division of the Wharton School, in which he states:

The contention of the respondents (in Wisconsin, he is comparing the Wisconsin statute and the Pennsylvania statute as the subject of his thesis) that the importance of gas and transit service to a local community make it best for local governmental authority to handle this problem and the rebuttal by the National Labor Relations Board that compulsory arbitration destroys free collective bargaining make it apparent that this problem is one for legislative solution—not judicial. Therefore, the Court must take comprehensive and valid federal legislation as enacted and declare invalid state regulation which impinges on that legislation.

In summation, the United States Supreme Court, in considering the Wisconsin statute stated:

The National Labor Relations Act of 1935 and the Labor-Management Relations Act of 1947 are the supreme law of the land under Article VI of the Constitution. Having found that the Wisconsin Public Utility Anti-Strike Law conflicts with that federal legislation, the judgments enforcing the Wisconsin act cannot stand.

This student in making a comparison between Wisconsin and Pennsylvania says as follows:

It seems apparent that if and when an appeal is taken by either party to a labor dispute from a decision of the board of arbitration under the Pennsylvania compulsory arbitration law, or from an injunction by a Court of Common Pleas under this Act, the Supreme Court of the Commonwealth should, and the Supreme Court of the United States will, declare the Pennsylvania law to be unconstitutional.

In conclusion this student in his thesis makes the following observation: The Act of 1947, the Compulsory Arbitration Act, is a loosely-drawn document with numerous sins of omission and commission. In fact, the legalistic approach to the solution of an intricate problem intertwined with human emotions that must live with any solution doomed this piece of legislation from the very start. If constitution, the Pennsylvania statute will be a cause of endless disputes and inequities, to say nothing of litigation ad infinitum. However, an examination of a recent Supreme Court decision which invalidated a similar Wisconsin enactment makes it certain that unless there is Congressional passage of some form of compulsory arbitration, this Pennsylvania statute will meet the same fate. The unconstitutional aspects of the Pennsylvania statute are a blessing, because this statute could easily become a monster on the stage of human and labor relations.

I call your attention to the fact that the amendments contained in Hous Bill 1187 relating to urban passenger transportation would increase the size and the scope of this monster.

Mr. MAZZA. Mr. Speaker, I rise to oppose this bill, because I feel it is going to disrupt the collective bargaining which is already set up with the public utility workers. I feel that if we are going to legislate compulsory arbi-

tration, that we are off on the wrong track. I feel that we absolutely should continue to go in with the law as it is written. If we are going to legislate arbitration, then we are absolutely on the wrong track.

I urge the Members of this House to vote down this particular bill.

Mr. LOUIS LEONARD. Mr. Speaker, I rise to oppose House Bill 1187. I believe I qualify to speak against a bill of this kind.

I have had considerable experience in trying to bring about settlements of labor disputes. I find that if it is agreeable to both sides to have arbitration, well, we have no kick to that, but when it comes down to utilities which affect all of the people that the utilities serve, it is a different proposition. The employer can sit back in his chair, knowing all the time that if the men strike the peoples' sentiment will grow against the strikers. The newspapers always take that position, and naturally you will deny the worker who works for the utilities the same right as enjoyed by all other workers.

You cannot legislate harmonious labor relations by force. Why should we consider a bill of this kind when we would be setting aside the rights and privileges that are guaranteed these workers?

I hope the Members of the House look at it from that viewpoint and vote this bill down.

Mr. BOLTON. Mr. Speaker, as the learned gentleman on the other side of the House has pointed out, this bill is an amendment to a presently existing law on the statute books of Pennsylvania. Section 1 of this law reads as follows:

That it is hereby declared to be the public policy of the Commonwealth of Pennsylvania that it is necessary and essential in the public interest to facilitate the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employes which cause or threaten to cause an interruption in the supply of service necessary to the health, safety and well being of the citizens of the Commonwealth.

Urban passenger transportation in this day of highly industrialized cities and communities is as much a public utility as the services and supplies that are presently mentioned in the Act of 1947. A cessation of such public utility service can cause tremendous damage, endanger life and cause loss of property.

I recognize in some of the arguments put out by the opponents of this bill, the fine Italian hand of Mr. James L. McDevitt, president of the Pennsylvania Federation of Labor, who wrote a letter to some Members of this House on May 18th in which he states that the Pennsylvania Federation of Labor had not opposed the passage of the 1947 bill because of the possibility of loss of life and property through work stoppages; but that he is now and always has been over the years unalterably opposed to the principle of compulsory arbitration because "it denies us the right of free collective bargaining."

Apply it now to the field of transportation means only the first step in a series of such amendments that would eventually place all types of work as under a compulsory law that would finally result, Mr. Speaker, in a totalitarian form of government.

He goes on further to say: surely no one can say that a

strike in the transportation industry would cause the loss of lives or property.

Some seven years ago I was with an infantry unit in France, and at that time we had reached a point in the operation in which we were engaged, where my unit became the reserve unit. As such we became entitled to the luxury of a fox hole and a daily issue of the "Stars and Stripes" which at that time was the official army newspaper. As we reached this rest area we received a copy of the "Stars and Stripes" in which it stated that the Philadelphia Transportation Company had been struck by the union, and that a Division of the United States Army had been moved in to operate the facilities of the company.

At that time the unit of which I was a member was seriously "hurting" as the expression was at the time, due to the interruption in the supply of food, clothing, ammunition, replacements and new weapons, and we had the rather peculiar feeling when we read of this transportation company strike, that very possibly Philadelphia, which was one of the principal arsenals of this country at the time, would certainly be hampered in its efforts to keep our unit in condition.

We were seriously "hurting" at the time for replacements, for infantry replacements, and we read that the 104th United States Army Division had been pulled from its preparation for overseas movement to take the place of the employes of the Philadelphia Transportation Company.

Mr. Speaker, I submit, despite Mr. McDevitt's statement, that the cessation of service in the Philadelphia Transportation Company caused loss of life and caused a serious loss of property in the city of Philadelphia and the Commonwealth of Pennsylvania.

One of the learned gentlemen on the other side of the House has stated that a law student has questioned the constitutionality of the 1947 Public Utility No-strike Act.

We must say it is the first law student that has made the Judiciary—since I can remember, at any rate.

He discussed at some length the Supreme Court decision on the Wisconsin Public Utility No-strike law. I assure the gentleman I am quite familiar with that decision. I have had the decision checked, and the Pennsylvania law checked, by two firms of first rate constitutional lawyers. They find no trouble with the 1947 Act or my amendment thereto.

In addition, I have checked the lack of legislation. If the gentleman is familiar with the Supreme Court decision, he must realize that both the majority decision and the dissenting opinion in that case both specifically mentioned the loopholes in the Taft-Hartley Act because of which they declared the Wisconsin law unconstitutional.

I am in constant touch with a member of the United States Congress who is a member of the House Labor and Education Committee. He informs me that legislation is now in his committee and probably will be favorably reported out and favorably voted on by the Congress to fill in the vacant spots in the Taft-Hartley Act which will in that case, validate the Wisconsin law.

Of course, this learned law student apparently has made a thorough analysis of the Wisconsin law, and I believe, the gentleman said a Missouri law. I am not familiar with either but I presume the Pennsylvania law can stand on its own legs.

Organized labor, the management side of labor, has opposed the passage of this amendment to the 1947 Act. However, the small labor side of the picture, the people who actually labor, have written to me and to several other Members of this House to some extent. I would like to read one communication I have received. This is a post card from a gentleman in Philadelphia. It reads as follows:

Dear Sir: More speed to you and your bills to stop transit strikes. I am a Union man myself but I am sick and tired of walking to work because of strikes. If necessary, why not have a secret ballot to poll labor?

The gentleman, I am afraid, is a little bit ignorant of parliamentary processes of the Pennsylvania General Assembly although it might be a good idea. This post card is typical of other communications, and six telephone calls which I received—three from president of American Federation of Labor Unions and three from shop stewards in American Federation of labor unions, all of whom wished me luck with the bill and said if there was anything they could do to help me to get it through, they would be glad to do so—"just do not mention my name," of course, was at the end of the communication.

I feel that this amendment to the 1947 Act is definitely in the public interest. Organized labor states that it abrogates or negates that sacred cow of organized labor, labor's right to strike. I think Section 1 of the old Act of 1947 covers that argument without any argument. This is an act to provide for the prompt, peaceful and just settlement of labor disputes in the supplying of a public utility service on which the community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service. It provides procedures for the adjustment and settlement of such disputes.

The question here is not the right of labor to strike or how organized labor or the management end of labor feels towards this bill; the question is will the public welfare be served by the passage of this bill. I believe it is and I request all Members of this House of Representatives to provide for that public welfare by the passage of the act.

Mr. ANDREWS. Mr. Speaker, when the present speaker was Majority Floor Leader I frequently had occasion to admire the brevity and the effectiveness of his addresses. On more than one occasion I made a labored and highly intellectual presentation in favor of a bill.

Mr. Speaker, that Floor Leader rose and said: "This is a bad bill. I hope the Members of the House will all vote against it." And down went my labored argument.

I would like to emulate and imitate that formula and say: "Gentlemen of the House: This is a bad bill. I hope you will vote against it."

Mr. LOUIS LEONARD. Mr. Speaker, I would like to interrogate Mr. Bolton.

The SPEAKER. Will the gentlemen from Montgomery, Mr. Bolton, permit himself to be interrogated?

Mr. BOLTON. I shall, Mr. Speaker.

Mr. LOUIS LEONARD. Mr. Speaker, Mr. Bolton in his remarks on this bill, said that there were several Union A F of L presidents who called him and wished him luck. What I am interested in, did Mr. Bolton know these men were A F of L union presidents?

Mr. BOLTON. Mr. Speaker, I do not know the gentlemen who called me personally, all I know is their statement that they were the heads of the local of the A F of L. They gave me the very complicated names of these Unions and I attempted no further identification.

Mr. LOUIS LEONARD. Mr. Speaker, did the gentleman just personally take his word for it that he was the president of a Union?

Mr. BOLTON. Mr. Speaker, I took his word for it. I still take his word for it. I believe the man implicitly.

Mr. LOUIS LEONARD. Mr. Speaker, I thank the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—20

Bolton,	DuBois,	Jones, T. H. W.,	Pitzer,
Bomberger,	Frost,	Kratz,	Riley, R. L.,
Brown,	Geer,	Lafore,	Whalley,
Clendening,	Graybill,	Leisey,	Young,
Davis,	Harney,	Leonard, W. C.,	

NAYS—170

Amarando,	Gutendorf,	McMillen,	Schuster,
Andrews,	Guthrie,	McNally,	Scott,
Banker,	Hagerty,	Mihm,	Seyler,
Barkdoll,	Hall,	Mikula,	Shoemaker,
Bear,	Hamilton, R. K.,	Miller, H. G.,	Shotwell,
Beaver,	Hamilton, W. H.,	Miller, J. C.,	Smith,
Beech,	Headlee,	Mills,	Snider,
Berkstresser,	Helm,	Mintess,	Sollenberger,
Blair,	Hersch,	Monroe,	Spencer,
Bloom,	Hewitt,	Moore, C. E.,	Stank,
Boles,	Hocker,	Moore, H. A.,	Stimmel,
Bower,	Hoggard,	Moran,	Stoner,
Breisch,	Hunter,	Muldowney,	Swartz,
Breth,	Jenkins,	Munley,	Swope,
Bucchin,	Johnson,	Murray,	Tahl,
Byrne,	Jones, G. E.,	Musto,	Taylor,
Cella,	Jones, J. M.,	Najaka,	Thompson, E. F.,
Clapper,	Jump,	Naugle,	Toll,
Cochran,	Kamky,	Needham,	Tompkins,
Conway,	Kent,	Olsen,	Toomey,
Cooper,	Kline,	Penglase,	VanSant,
Corr,	Kohl,	Peta,	Varallo,
Costa,	Kolankiewicz,	Petrosky,	Varner,
Coyle,	Kornick,	Pettigrew,	Verona,
Dalrymple,	Kubacki,	Pfaff,	Wachhaus,
Lederer,	Ledger,	Pichney,	Wargo,
Dowling,	Leonard, L.,	Polaski,	Watkins,
Dunn,	Leven,	Polen,	Weldner,
Erb,	Limper,	Price, H. W. Jr.,	Welsh,
Ewing,	Lopresti,	Price, R. A.,	Wescott,
Fenrich,	Lovett,	Readinger,	Westrick,
Ferster,	Lutty,	Reese,	Wheeler,
Fillip,	Madden,	Reidenbach,	White,
Flo,	Madigan,	Reilly, J. M.,	Williams,
Firmstone,	Markley,	Rigby,	Wilt,
Flack,	Maxwell,	Rose,	Wood,
Gaffney,	Mazza,	Rosen,	Yeakel,
Gibson,	McConnell,	Rovansek,	Yester,
Gleason,	McCormack,	Rubin,	Yetzer,
Good,	McCullough,	Sarra,	Ziegler,
Goodling,	McDermitt,	Sax,	Sorg,
Greer,	McGee,	Scanlon,	Speaker
Guarnieri,	McInroy,	Schmidt,	

NOT VOTING—17

Baumunk,	Haudensfield,	Lyons,	Roberison,
Boorse,	Jones, P. F.,	McKinney,	Royer,
Dennison,	Keller,	Metz,	Thompson, R. L.,
Duffy,	Light,	Reagan,	Waterhouse,
Greenwood,	Loftus,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. HELM, asked and obtained permission for the Committee on Labor Relations to meet during the session of the House.

Mr. FLACK asked and obtained permission for the Committee on Professional Licensure to meet during the session of the House.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1287, as follows:

An Act to further amend subsection B or section one thousand nine of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further limiting the amount which may be invested in shares of other banking institutions The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection B of section one thousand nine of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 685) is hereby further amended to read as follows

Section 1009 Limitation upon Investing in Shares

* * * * *

B Any bank or bank and trust company may purchase or invest an amount not excess of ten per centum of its unimpaired capital and ten per centum of its unimpaired

surplus in the shares of any national banking association located within this Commonwealth or the shares of any bank bank and trust company or trust company incorporated under the laws of this Commonwealth Provided That no such purchase or investment may be made if the resulting ownership of shares in such national banking association or bank bank and trust company or trust company exceeds ten per centum of the authorized capital of such national banking association or bank bank and trust company or trust company [and any] Any bank or bank and trust company may purchase or invest in the shares of a Federal Reserve Bank or the shares of any corporation organized under the laws of this Commonwealth solely for the purpose of conducting a safe deposit business without regard to any limitations prescribed by this act

This subsection shall not be construed to affect the shares of any national banking association located within this Commonwealth or the shares of any bank bank and trust company or trust company incorporated under the laws of this Commonwealth lawfully held on the effective date of this amendment However such shares shall be computed in determining the power under this act of a bank or bank and trust company to make any additional purchases of or investment in such shares

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bea,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. E.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bolton,	Haudenaheld,	Mikula,	Snider,
Bomberger,	Headlee,	Miller, H. G.,	Sollenberger,
Boorse,	Helm,	Miller, J. C.,	Spencer,
Bower,	Hersch,	Mills,	Stank,
Brelsach,	Hewitt,	Mintess,	Stimmel,
Breth,	Koecker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Bucchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Cella,	Johnson,	Muldowney,	Taylor,
Clapper,	Jones, G. E.,	Munley,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglass,	Varnar,
Dairymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Krats,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBols,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Fenster,	Light,	Reagan,	White,
Filip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,

Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Lutty,
Lyons,
Madden,
Madigan,
Markley,
Marwell,

Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovansek,

Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1288, Printer's No. 423 and
Senate Bill No. 25, Printer's No. 139

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 122, as follows:

An Act to further amend paragraph (8) of subsection A and subsection B of section 1208 section 1209 and subsection C of section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees share holders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for authorized investments and limitations on loans and discounts of savings banks

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Paragraph (8) of subsection A of section 1208 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons re-

stricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 782) are hereby further amended to read as follows

Section 1208 Authorized Investments of Savings Banks Not Under Special Charter A Except as otherwise specifically provided in this act a savings bank other than a savings bank organized under a special act of the General Assembly shall not make any investments except as follows

* * * * *

(8) (a) Bonds or notes secured by mortgages or deeds of trust which are first liens upon unencumbered improved real property including improved farm land situated within the Commonwealth or within fifty miles of the boundary thereof to the extent of not more than two-thirds of the actual value of such real property and for a term not exceeding ten years or for a term not exceeding twenty years if such mortgages or deeds of trust contain provisions requiring monthly quarterly semi-annual or annual payments sufficient in amount to pay all interest and effect full repayment of principal within the [such twenty year] term thereof Provided however that such saving bank while having the entire investment in such a bond or note may subject to like conditions in respect to amortization invest in a bond or note secured by a mortgage or deed of trust or judgment which is a second lien on the same real property if the total invested in both liens does not at any time exceed two-thirds of the actual value of such real property [and bonds]

(b) Bonds or notes secured by mortgages or deeds of trust which are insured by or for which a written commitment to insure has been made by the Federal Housing Administrator pursuant to the provisions of the National Housing Act [of one thousand nine hundred and thirty-four] approved the twenty-seventh day of June one thousand nine hundred and thirty-four its amendments and supplements

(c) Bonds or notes secured by mortgages or deeds of trust of dwellings for not more than four families and improved farm land guaranteed or for which a written commitment to guarantee has been made in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act Provided however that each such loan is guaranteed in an amount equal to at least twenty per centum thereof

(d) Bonds or notes secured by mortgages or deeds of trust of business property guaranteed in whole or in part or for which a written commitment to guarantee has been made in accordance with the provision of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act Provided however that the non-guaranteed portion of each such business loan does not exceed two-thirds of the value of such business property

(e) Secondary bonds or notes secured by mortgages or deeds of trust guaranteed in full or for which a written commitment to so guarantee has been made in accordance with Section five hundred and five of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to said act and

(f) Bonds or notes secured by mortgages or deeds of trust of real property insured or for which a written commitment to insure has been made in accordance with the provisions of Title One of the "Bankhead-Jones Farm Tenant Act" of the twenty-second day of July one thousand nine hundred and thirty-seven its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act

B Any building which is upon and is included in the valuation of such real property shall be insured against loss by fire [to] for the benefit of the savings bank by the [mortgagor] borrower during the term of the bond or note in a company which is authorized to do business [in Pennsylvania] where such real property is situated and is approved by the saving bank making the investment. It shall be lawful for a savings bank to renew such policies at the expense of such [mortgagor] borrower from year to year or for a longer or shorter period not however exceeding the term of the bond or note in case the [mortgagor] borrower shall fail to do so. All necessary charges and expenses paid by such savings bank for such renewals shall be paid by such [mortgagor] borrower. In the event that the [mortgagor] borrower shall refuse upon demand to pay such charges and expenses they shall be added to the amount secured by the mortgage or deed of trust and shall together with interest from the date of payment of such charges and expenses by such savings bank constitute a lien upon the property to [mortgaged] encumbered. All expenses of searches examinations certificates of title or appraisal of actual value and all expenses of drawing and recording of papers shall be paid by such [mortgagor] borrower. [The actual value of the real property shall be determined by two reputable persons especially familiar with real property values in the vicinity of the particular property to be appraised selected from or approved by the board of trustees. They shall inspect the property and shall state in writing that the actual value of the real property inspected to the best of their judgment as is stated. Such report shall be filed and preserved among the records of the savings bank.] In case of bonds or notes authorized for purchase or investment in sub-paragraph (8a) the actual value of the real property shall be the average written appraisals thereof made after inspection of the property by two reputable persons approved by the board of trustees of the savings bank and familiar with real property values in the vicinity of the property appraised which appraisals shall be filed among the records of the saving bank.

Section 2 Subsection B of Section 1208 of said act as last amended by the act approved the twenty-second day of May one thousand nine hundred thirty-seven (P. L. 349) is hereby further amended to read as follows:

[B] C A savings bank other than a savings bank organized under a special act of the General Assembly may make such additional investments as are authorized by its articles but it shall not purchase or invest in bonds secured by mortgage upon real property other than such as are expressly authorized by this act nor shall it invest in the shares of capital of any corporation whatsoever [except a Federal Reserve Bank] except shares of a Federal Reserve Bank and the shares of any corporation organized under the laws of this Commonwealth for the purpose of conducting a safe deposit business and to the extent of not in excess of ten per centum of the surplus and unallocated reserve of the savings bank not more than ten per centum of the authorized capital stock of any national banking association located within this Commonwealth or of any bank and trust company or trust company incorporated under the laws of this Commonwealth.

Section 3 Section 1209 of said act as last amended by the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 782) is hereby further amended to read as follows:

Section 1209 Authorized Investments of Special Charter Savings Banks A A savings bank organized under a special act of the General Assembly may make such investments as may be authorized by its articles of incorporation but no such savings bank shall purchase or invest in the shares of capital of any corporation whatsoever [except a Federal Reserve Bank] except shares of a Federal Reserve Bank and the shares of any corporation organized under the laws of this Commonwealth for the purpose of conducting a safe deposit business and to the extent of not in excess of ten per centum of the surplus and unallocated reserve of the savings bank not

more than ten per centum of the authorized capital stock of any national banking association located within this Commonwealth or of any bank and trust company or trust company incorporated under the laws of this Commonwealth. No such savings bank shall [or] purchase or invest in bonds or notes secured by mortgages or deeds of trust [upon] of real property except [bonds].

(1) Bonds or notes secured by mortgages or deeds of trust which are first liens upon unencumbered improved real property including improved farmland situated within the Commonwealth or within fifty miles of the boundary thereof to the extent of not more than two-thirds of the actual value of such real property and for a term not exceeding ten years or for a term not exceeding twenty years if such mortgages or deeds of trust contain provisions requiring monthly quarterly semi-annual or annual payments sufficient in amount to pay all interest and effect full repayment of principal within the [such twenty year] term thereof. Provided however that a savings bank while having the entire investment in such a bond or note may subject to like conditions in respect to amortization invest in a bond or note secured by a mortgage or deed of trust or in a judgment which is a second lien on the same real property if the total invested in both liens does not at any time exceed two-thirds of the actual value of such real property [and bonds].

(2) Bonds or notes secured by mortgages or deeds of trust which are insured by or for which a written commitment to insure has been made by the Federal Housing Administrator pursuant to the provisions of the National Housing Act [of one thousand nine hundred and thirty-four] approved the 27th day of June one thousand nine hundred and thirty-four its amendments and supplements.

(3) Bonds or notes secured by mortgages or deeds of trust of dwellings for not more than four families and improved farmland guaranteed or for which a written commitment to guarantee has been made in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and rules and regulations promulgated from time to time pursuant to the provisions of said act. Provided however that each such loan is guaranteed in an amount equal to at least twenty per centum thereof.

(4) Bonds or notes secured by mortgages or deeds of trust of business property guaranteed in whole or in part or for which a written commitment to guarantee has been made in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act. Provided however that the non-guaranteed portion of each such business loan does not exceed two-thirds of the value of such business property.

(5) Secondary bonds or notes secured by mortgages or deeds of trust guaranteed in full or for which a written commitment to so guarantee has been made in accordance with the provisions of Section five hundred and five of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to said act and.

(6) Bonds or notes secured by mortgages or deeds of trust of real property insured or for which a written commitment to insure has been made in accordance with the provisions of Title One of the "Bankhead-Jones Farm Tenant Act" of the twenty-second day of July one thousand nine hundred and thirty-seven its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act.

B Any building which is upon and is included in the valuation of such real property shall be insured against loss by fire [to] for the benefit of the savings bank by the [mortgagor] borrower during the term of the bond or note in a company which is authorized to do business [in Pennsylvania] where such real property is situated and is approved by the savings bank making the purchase or investment. It shall be lawful for the savings bank to renew such policies at the expense of such [mortgagor] borrower from year to year or for a longer or shorter period not however exceeding the term of the bond or

note in case the [mortgagor] borrower shall fail to do so [B] All necessary charges and expenses paid by such savings bank for such renewals shall be paid by such [mortgagor] borrower In the event that the [mortgagor] borrower shall refuse upon demand to pay such charges and expenses they shall be added to the amount secured by the mortgage or deed of trust and shall together with interest from the date of payment of such charges and expenses by such savings bank constitute a lien upon the property so [mortgaged] encumbered All expenses of searches examinations certificates of title or appraisal of actual value and all expenses of drawing and recording of papers shall be paid by such [mortgagor] borrower [The actual value of the real property shall be determined by two reputable persons especially familiar with real property values in the vicinity of the particular property to be appraised selected from or approved by the board of trustees They shall inspect the property and shall state in writing that the actual value of the real property inspected to the best of their judgment is as stated Such report shall be filed and preserved among the records of the savings bank] In the case of bonds or notes authorized for purchase or investment in subsection A (1) of this section the actual value of the real property shall be the average of written appraisals thereof made after inspection of the property by two reputable persons approved by the board of trustees of the savings bank and familiar with real property values in the vicinity of the property appraised which appraisals shall be filed among the records of the savings bank The restrictions contained in this section with reference to real estate bonds and notes shall not apply to public utility railroad or industrial bonds or other securities commonly known as investment securities although such [bonds] obligations may be secured in whole or in part by a [mortgage] lien upon real property

Section 4 Subsection C of section 1210 of said act as last amended by the act approved the twenty-first day of June one thousand nine hundred and forty-seven (P. L. 782) and by the act approved the twenty-eighth day of June one thousand nine hundred and forty-seven (P. L. 1104) is hereby further amended to read as follows

Section 1210 Limitation Upon Loans and Discounts

* * * * *

C [The limitations imposed by this section shall not apply to loans on the security of bonds secured by mortgages upon a dwelling for not more than four families and improved farm land situated within the Commonwealth or within fifty miles of the boundary thereof made or for which a written commitment to guarantee has been made in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act Provided That each such loan is guaranteed in an amount equal to at least twenty per centum thereof subject to the lien and loans on the security of bonds secured by mortgages upon business property situated within the Commonwealth or within fifty miles of the boundary thereof if such loans are guaranteed in whole of in part or if there is a written commitment to so guarantee in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act Provided That the non-guaranteed portion of each such business loan does not exceed two-thirds of the value of such business property nor shall any limitations imposed by this section apply to secondary loans fully guaranteed in accordance with the provisions of section five hundred five of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to said act] The limitations imposed by this section shall not apply to investments authorized under Sections 1208 and 1209 of this act

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarrat,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bolton,	Haudenshield,	Mikula,	Snider,
Bomberger,	Headlee,	Miller, H. G.,	Sollenberger,
Boorse,	Helm,	Miller, J. C.,	Spencer,
Bower,	Hersch,	Mills,	Stank,
Brelsach,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Buchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Cella,	Johnson,	Muldowney,	Taylor,
Clapper,	Jones, G. E.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglass,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBols,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Lelsey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovanssek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 123, as follows:

An Act to re-enact and amend the title and the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled "An act providing for the preservation of the records of banks bank and trust companies trust companies savings banks

and private banks and imposing penalties for violations" by extending the provisions thereof to national banking associations making photostatic film reproductions or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records providing a means for the final adjustment and settlement of depositors' accounts and saving certain parts of acts from repeal

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled "An act providing for the preservation of the records of banks bank and trust companies trust companies savings banks and private banks and imposing penalties for violations" is hereby re-enacted and amended to read as follows

An Act

Providing for the preservation of the records or photographic film reproductions or photographic or photostatic copies thereof of banks and trust companies trust companies savings banks [and] private banks and national banking associations providing that such photographic film reproductions or photographic or photostatic copies shall be admissible in evidence equally and with the same force and effect as the original records providing a means for the final adjustment and settlement of depositors' accounts savings certain parts of acts from repeal and imposing penalties for violations

Section 2 Section 1 of said act as amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-nine (P. L. 204) is hereby re-enacted and amended to read as follows

Section 1 Be it enacted &c That every bank bank and trust company trust company and savings bank incorporated under the laws of this Commonwealth and every private bank and every national banking association transacting business within this Commonwealth shall preserve in such form and manner that they may be readily produced upon proper demand all its records of original or final entry including cards used under the card system and deposit or withdrawal slips or tickets for a period of seven years from the date of making the last entry on the same Provided however That this act shall not be construed to prevent the preservation of photographic film reproductions or photographic or photostatic copies of ledger records of depositors' accounts in lieu of the originals of such ledger records Any photographic film reproduction or photographic or photostatic copy of such ledger record of a depositor's account shall be admissible in evidence in any proceeding equally and with the same force and effect as the original record

Section 3 Section 2 of the said act is hereby re-enacted and amended to read as follows

Section 2 An officer or employee of a bank bank and trust company trust company savings bank [or] private bank or national banking association and in the case of a bank bank and trust company trust company [or] savings bank or national banking association any director or trustee who knowingly violates or knowingly causes to be violated any provision of [this] section one hereof shall be guilty of a misdemeanor and shall upon conviction thereof be subject to imprisonment for a period of one year or a fine not exceeding one thousand dollars or both

Section 4 The said act is hereby amended by adding immediately following section 2 thereof two new sections to read as follows

Section 3 When a bank a bank and trust company a trust company a savings bank a private bank or a national banking association has heretofore or hereafter rendered an account to a depositor either by furnishing him with a statement thereof or by writing up the depositor's passbook showing the condition of the depositor's account and by delivering such passbook to such

depositor such account shall as to an account heretofore rendered after a period of seven years from the effective date of this act and as to an account hereafter rendered after the period of seven years from the date of its rendition in the event no objection thereto has been theretofore made by the depositor be deemed finally adjusted settled and its correctness conclusively presumed and such depositor shall thereafter be barred from questioning the correctness of such account for any cause

Section 4 Nothing contained in this act shall be construed to relieve the depositor from the duty now imposed by law of exercising due diligence in the examination of such account or of any checks or drafts which may accompany it when rendered by the bank bank and trust company trust company savings bank private bank or national banking association and of immediate notification thereto upon discovery of any error therein nor from the legal consequences of neglect of such duty nor to effect the repeal of Section 911 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) known as the "Banking Code" which section was added thereto by the act approved the twenty-ninth day of July one thousand nine hundred forty-one (P. L. 586) nor to prevent the application thereof to cases governed thereby

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bolton,	Haudenshield,	Mikula,	Snider,
Bomberger,	Headlee,	Miller, H. G.,	Sollenberger,
Boorse,	Helm,	Miller, J. C.,	Spencer,
Bower,	Hersch,	Mills,	Stank,
Breisch,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Bucchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Cella,	Johnson,	Muldowney,	Taylor,
Clapper,	Jones, G. E.,	Munley,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Kent,	Kline,	Olsen,	Varallo,
Costa,	Kohl,	Penglase,	Varner,
Coyle,	Kolankiewicz,	Peta,	Verona,
Dairymple,	Kornick,	Petrosky,	Wachhaus,
Davis,	Kratz,	Pettigrew,	Wargo,
Dennison,	Kubacki,	Pfaff,	Waterhouse,
Dougherty,	Lafore,	Pichney,	Watkins,
Dowling,	Lederer,	Polter,	Weldner,
DuBois,	Lelsey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Wescott,
Dunn,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Erb,	Leven,	Price, R. A.,	Whalley,
Ewing,	Light,	Readinger,	Wheeler,
Fenrich,	Limber,	Reagan,	White,
Ferster,	Loftus,	Reese,	Williams,
Fillip,	Lopresti,	Reidenbach,	Wilt,
Filo,	Flack,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,

Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Lutty,
Lyons,
Madden,
Madigan,
Markley,
Maxwell,

Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanske,

Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 124, as follows:

An Act to further amend subsection A of Section 1006 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations upon powers of banks and bank and trust companies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection A of section 1006 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 686)

is hereby further amended to read as follows

Section 1006 Limitations upon Loans to One Corporation or Person A A bank or a bank and trust company shall not directly or indirectly lend to any corporation or person an amount which including any extension of credit to such corporation or person [by means of letters of credit or] by acceptance of drafts for or the discount or purchase of the notes bonds bills of exchange or other evidences of indebtedness of such corporation or person shall exceed ten per centum of the unimpaired capital and ten per centum of the unimpaired surplus of the bank or bank and trust company However this restriction shall have no application whatsoever to the following

(1) Loans to or obligations of the United States or obligations issued under authority of the Federal Farm Loan Act as amended or issued by the Federal Home Loan Banks or the Home Owners' Loan Corporation or obligations which are issued by the Federal Housing Administrator pursuant to section two hundred and seven of the National Housing Act if the debentures to be issued in payment of such insured obligations are guaranteed as to principal and interest by the United States or obligations of national mortgage associations or loans secured by not less than the face amount of bonds or other interest-bearing obligations of the United States or bonds or other interest-bearing obligations for the payment of the principal and interest on which the faith and credit of the United States is pledged to the extent that such loans are secured or covered by guaranties or by commitments or agreements to take over or to purchase made by any Federal Reserve Bank or by the United States or any department bureau board commission or establishment of the United States including any corporation wholly owned directly or indirectly by the United States

(2) Loans to or loans secured by obligations of or obligations of or loans or obligations guaranteed by the following

(a) The Commonwealth of Pennsylvania or any county city borough township incorporated town or school district thereof or an Authority which has been created as a body corporate and politic under any law of this Commonwealth

(b) Any other state of the United States or any political subdivision thereof Provided That this exemption shall apply only to the general obligations of such other states of the United States or political subdivisions thereof

(3) The discount of drafts or bills of exchange drawn in good faith against actual existing values

(4) The discount of commercial or business paper actually owned by the corporation or person negotiating it to the bank or bank and trust company and endorsed without restriction by such corporation or person

(5) The discount of notes secured by shipping documents warehouse receipts or other similar documents conveying or securing title to readily marketable non-perishable staple goods including live-stock when the actual market value of the property securing the obligations is not at any time less than one hundred fifteen per centum of the face amount of the notes secured by such documents and when such property is fully covered by insurance

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,
Andrews,
Banker,
Barkdoll,
Baumunk,
Bear,

Goodling,
Graybill,
Greenwood,
Greer,
Guarnieri,
Gutendorf,

Mazza,
McConnell,
McCormack,
McCullough,
McDermitt,
McGee,

Royer,
Rubin,
Sarraf,
Sax,
Scanlon,
Schmidt,

Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bolton,	Haudenschild,	Mikula,	Snider,
Bomberger,	Headlee,	Miller, H. G.,	Sollenberger,
Boorse,	Helm,	Miller, J. C.,	Spencer,
Bower,	Hersch,	Mills,	Stank,
Brelschi,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Bucchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Cella,	Johnson,	Muldowney,	Taylor,
Clapper,	Jones, G. E.,	Munley,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varnier,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBols,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Price, H. W. Jr.,	Westcott,
Erb,	Leonard, L.,	Price, R. A.,	Westrick,
Ewing,	Leonard, W. C.,	Readinger,	Whalley,
Fenrich,	Leven,	Reagan,	Wheeler,
Ferster,	Light,	Reese,	White,
Filip,	Limper,	Reidenbach,	Williams,
Filo,	Loftus,	Reilly, J. M.,	Wilt,
Firmstone,	Lopresti,	Rigby,	Wood,
Flack,	Lovett,	Riley, R. L.,	Yeakel,
Frost,	Lutty,	Robertson,	Yester,
Gaffney,	Lyons,	Rose,	Yetzer,
Geer,	Madden,	Rosen,	Young,
Gibson,	Madigan,	Rovasek,	Ziegler,
Gleason,	Markley,		Sorg,
Good,	Maxwell,		

Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 125, as follows:

An Act to further amend subsection E of section nine hundred eight of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting

the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations on powers of corporations authorized to engage in the banking business

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection E of section nine hundred eight of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-fourth day of April one thousand nine hundred forty-five (P. L. 284) is hereby further amended to read as follows

Section 908 Reserve Fund Against Deposits and Demand Liabilities

* * * * *

E In the case of savings banks the total of such reserve fund may and at least one-third thereof shall consist of gold bullion gold coin silver coin United States gold or silver certificates notes or bills issued by any national banking association or Federal reserve bank or any other form of currency of the United States kept on hand at the place of business of the institution unpledged unassigned and unhypothecated or an actual net balance of moneys on deposit subject to call without notice in any reserve agent as hereinbefore defined or bonds or other obligation of the United States or of the Commonwealth of Pennsylvania [which shall mature in one year or less] Provided however That the investment in such bonds or other obligations of the United States or of the Commonwealth of Pennsylvania shall not at any time exceed one-sixth of the total of the required reserve fund

The balance of such reserve fund may consist of bonds or other interest-bearing obligations of the United States the Commonwealth of Pennsylvania or any political subdivision thereof All bonds and other obligations while being carried in the reserve fund shall be computed at their current market value. They shall be the absolute property of the institution and shall not be pledged assigned or hypothecated in any manner whatsoever

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstesser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bolton,	Haudensfield,	Mikula,	Snider,
Bomberger,	Headlee,	Miller, H. G.,	Sollenberger,
Boorse,	Helm,	Miller, J. C.,	Spencer,
Bower,	Hersch,	Mills,	Stank,
Breisch,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Bucchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Cella,	Johnson,	Muldowney,	Taylor,
Clapper,	Jones, G. E.,	Munley,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varnier,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Lelsey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reldenbach,	Wilt,
Firmstone,	Lopresti,	Relly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Jones, P. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 242, as follows:

An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and em-

ployes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for establishment of branch offices agencies and facilities and the approval thereof by the Department of Banking

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "Branch" in section two of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" which definition was added by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 349) and which section was last amended by the act approved the twelfth day of May one thousand nine hundred forty-nine (P. L. 1227) is hereby amended to read as follows

Section 2 Definitions A The following terms shall be construed in this act to have the following meanings except in those instances where the context clearly indicates otherwise

* * * * *

"Branch" includes any branch office agency sub-office sub-agency or place of business other than the principal place of business of an institution for the transaction of any portion of its banking or trust business but the term "Branch" shall not include either a temporary emergency agency at any military or naval base depot or other installation within this Commonwealth or a seasonal agency in any resort community within the limits of the county in which the main office of the institution is located if no other institution is located and doing business in such community in either case established and operated with the approval of the department for the purpose of receiving and paying out deposits issuing and cashing checks and drafts and doing business incident thereto

Section 2 Subsection E of section two hundred four of the said act which subsection was last amended by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 349) is hereby further amended to read as follows

Section 204 Branch Offices and Sub-Agencies

* * * * *

E An institution shall not have the power to establish any branch outside the limits of the city borough or village in which its principal place of business is located unless in the case of a bank a bank and trust company or a trust company its unimpaired capital and unimpaired surplus respectively are equal to an amount not less than the aggregate capital and surplus respectively required

by this act for the incorporation of such number of similar institutions as is equal to the [total] number of its places of business including such branch its principal place of business and its other existing branches located outside the limits of the city borough or village in which its principal place of business is located but not including any of its branches within the limits of such city borough or village excepting that if any place of business included in such total number is located or is to be located in a borough or township the population of which does not exceed five thousand not more than fifty per centum of the capital surplus respectively required by this act need be included for such particular place of business in the aggregate capital and surplus respectively required by this section and in the case of a savings bank unless its surplus and expense fund equal a minimum amount approved by the department and in the case of a private bank unless its net worth equals a minimum amount approved by the department

Section 3 Section one thousand fourteen of the said act as amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 996) is hereby further amended to read as follows

Section 1014 Restriction on Ownership or Holding of Real Property by a Bank a Bank and Trust Company or a Trust Company Except as otherwise provided in this act a bank a bank and trust company or a trust company shall not purchase own or hold any real property except as follows

(1) Such real property as it occupies or intends to occupy pursuant to the provisions of this act for its accommodation in the transaction of its business and for the providing of such reasonable parking facilities for the use of its directors officers employees and customers as may be approved by the department or such real property which it partly so occupies and partly leases pursuant to the provisions of this act

(2) Such as it shall purchase at sales under judgments decrees or mortgages held by it or as it shall otherwise acquire in good faith in satisfaction of debts previously contracted to it or in order to protect an interest it may otherwise have lawfully acquired in such property

This section shall not be construed to prevent any bank bank and trust company or trust company from making improvements to properties owned but not occupied by the bank the bank and trust company or the trust company for the purposes of sale or lease

Section 4 Subsection A of section one thousand two hundred twelve of the said act is hereby amended to read as follows

Section 1212 Restriction on Ownership or Holding of Real Property by a Savings Bank A Except as otherwise provided in this act a savings bank shall not purchase own or hold any real property except as follows

(1) Such real property as it occupies or intends to occupy pursuant to the provisions of this act for its accommodation in the transaction of its business and for the providing of such reasonable parking facilities for the use of its directors officers employees and customers as may be approved by the department or such real property which it partly so occupies and partly leases pursuant to the provisions of this act

(2) Such as it shall purchase at sales under judgments decrees or mortgages held by it or as it shall otherwise acquire in good faith in satisfaction of debts previously contracted to it or in order to protect an interest it may otherwise have lawfully acquired in such property

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Mazza.	Rubin.
Andrews.	Graybill.	McConnell.	Sarraff.
Banker.	Greenwood.	McCormack.	Sax.
Barkdoll.	Greer.	McCullough.	Scanlon.
Baumunk.	Guarnieri.	McDermitt.	Schmidt.
Bear.	Gutendorf.	McGee.	Schuster.
Beaver.	Guthrie.	McInroy.	Scott.
Beech.	Hagerty.	McKinney.	Seyler.
Berkstresser.	Hall.	McMillen.	Shoemaker.
Blair.	Hamilton, R. K.	McNally.	Shotwell.
Bloom.	Hamilton, W. H.	Metz.	Smith.
Boles.	Harney.	Mihm.	Snider.
Bolton.	Haudenschild.	Mikula.	Sollenberger.
Bomberger.	Headlee.	Miller, H. G.	Spencer.
Boorse.	Helm.	Miller, J. C.	Stank.
Bower.	Hersach.	Mills.	Stimmel.
Brelsch.	Hewitt.	Mintess.	Stoner.
Breth.	Hocker.	Monroe.	Swartz.
Brown.	Hoggard.	Moore, C. E.	Swope.
Bucchin.	Hunter.	Moore, H. A.	Tahl.
Byrne.	Jenkins.	Moran.	Taylor.
Cella.	Johnson.	Muldowney.	Thompson, E. F.
Clapper.	Jones, G. E.	Munley.	Thompson, R. L.
Clendening.	Jones, J. M.	Murray.	Toll.
Cochran.	Jones, T. H. W.	Musto.	Tompkins.
Conway.	Jump.	Najaka.	Toomey.
Cooper.	Kamyk.	Naugle.	VanSant.
Corr.	Keller.	Needham.	Varallo.
Costa.	Kent.	Olsen.	Varner.
Coyle.	Kline.	Penglass.	Verona.
Dalrymple.	Kohl.	Peta.	Wachhaus.
Davis.	Kolankiewicz.	Petrosky.	Wargo.
Dennison.	Kornick.	Pettigrew.	Waterhouse.
Dougherty.	Kratz.	Pfaff.	Watkins.
Dowling.	Kubacki.	Pichney.	Weidner.
DuBols.	Lafore.	Pitzer.	Welsh.
Duffy.	Lederer.	Polaski.	Wescott.
Dunn.	Lelsey.	Polen.	Westrick.
Erb.	Leonard, L.	Price, H. W. Jr.	Whalley.
Ewing.	Leonard, W. C.	Price, R. A.	Wheeler.
Fenrich.	Leven.	Readinger.	White.
Ferster.	Light.	Reagan.	Williams.
Filip.	Limper.	Reese.	Will.
Filo.	Loftus.	Reidenbach.	Wood.
Firmstone.	Lopresti.	Reilly, J. M.	Yeakel.
Flack.	Lovett.	Rigby.	Yester.
Frost.	Lutty.	Riley, R. L.	Yetzer.
Gaffney.	Lyons.	Robertson.	Young.
Geer.	Madden.	Rose.	Ziegler.
Gibson.	Madigan.	Rosen.	Sorg.
Gleason.	Markley.	Rovansek.	Speaker
Good.	Maxwell.	Royer.	

NAYS—0

NOT VOTING—1

Jones, P. F..

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 244, Printer's No. 253 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 306, as follows:

An Act to further amend section 1 and to amend section 5 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in

prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employes thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing an appropriation" by increasing per diem wage of members of the board allowing such members maintenance and traveling expenses permitting hearings at such places within the Commonwealth as the board shall determine

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the creating of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employes thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing an appropriation" as amended by the act approved the twenty-sixth day of June one thousand nine hundred thirty-nine (P. L. 1081) is hereby further amended to read as follows

Section 1 Be it enacted &c That there is hereby created a departmental administrative board in the Department of the Auditor General known as the Board of Arbitration of Claims the duty of which shall be to arbitrate claims against the Commonwealth arising from contracts entered into by the Commonwealth Such board shall consist of three members appointed by the Governor one of whom shall be learned in the law and shall be chairman of the board another of whom shall be a registered civil engineer The third member of the board shall be a citizen and resident of the Commonwealth not learned in the law or an engineer Two members of the board shall constitute a quorum The members shall be appointed for terms of two four and six years and shall serve until their respective successors shall be duly appointed and qualified Their successors shall each be appointed for a term of six years In the event any member shall die or resign during his term of office the Governor shall appoint a successor who shall hold office for such unexpired term Each member of the board shall receive [thirty-five] fifty dollars per diem for each day of eight hours actually employed in his duty as a member of the board and in proportion for part day service and shall also be entitled to expenses while engaged in the performance of his official duties said expenses to include mileage at the rate of five cents per mile for each mile actually traveled from the residence of each member to the place of hearing and return together with subsistence at the rate of fifteen dollars per day while at the place of hearing which compensation and expenses shall be deemed costs of the proceedings hereunder

Section 2 Section 5 of said act is hereby amended to read as follows

Section 5 The board shall hold hearings [at the Capitol in Harrisburg] at such place and time as the board shall determine within the Commonwealth of Pennsylvania When cases are at issue as is hereinafter provided the secretary of the board shall list such cases for hearing at the earliest available date and shall cause to be served upon the claimants in such cases thirty days written notice setting forth the time and place of such hearing

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, in view of the remarkable success of the former Majority Leader's formula for slaughtering legislation, perhaps I should try to repeat that there is always danger in trying to repeat.

The bill before you has an interesting background. It amends the Act of 1937 relative to the Board of Arbitration and Claims by increasing the per diem compensation

from \$35 to \$50 a day, plus \$15 a day for maintenance and five cents per mile.

Apparently the members of this board became dissatisfied with their \$35 a day and staged a sit down strike. Failed to function. Failed to pass upon the matters before them. They went on a strike for higher wages.

The bill was introduced in the Senate to give them \$75 a day plus \$15 a day for maintenance and 5 cents for mileage. The bill has been amended to \$50 a day.

I suggest that, in view of the peculiar circumstances, this bill go on the postponed calendar until we have had more time to think about it.

BILL POSTPONED

Mr. ANDREWS. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 531, Printer's No. 206

was passed over at the request of the SPEAKER.

REPORTS FROM COMMITTEES

Mr. LOFTUS from the Committee on Municipal Corporations, reported as amended, House Bill No. 13, entitled:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes municipal claims against real property sold at sheriff's sales county tax claim bureau's public sales or county treasurers' sales under certain conditions.

Mr. HEWITT from the Committee on Labor Relations, reported as amended, House Bill No. 390, entitled:

An Act requiring all buildings under construction which are to be fifty feet or more in height to be equipped with an elevator for the use of building construction workmen and providing penalties.

Mr. ZIEGLER from the Committee on Judiciary, reported as amended, House Bill No. 575, entitled:

An Act to further amend Section 4 of the act, approved the nineteenth day of May, one thousand eight hundred ninety-seven (P. L. 67), entitled "An act regulating the practice, bail, costs, and fees on appeals to the Supreme Court and Superior Court," by changing and making uniform the time within which appeals may be allowed from courts of inferior jurisdiction and from administrative agencies, and the time within which they may operate as a supersedeas.

Mr. GRANVILLE E. JONES from the Committee on Professional Licensure, reported as committed, House Bill No. 1057, entitled:

An Act to add Section 6.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business," by authorizing the issuance of limited real estate brokers' and salesmen's licenses within a limited field or branch of the real estate business and conferring powers and imposing duties upon the Department of Public Instruction and the State Real Estate Commission with respect to examination for the issuance of such licenses.

Mr. LOUIS LEONARD from the Committee on Municipal Corporations, reported as committed, House Bill No. 1082, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by providing for the redemption, in certain cases of property sold by the Tax Claim Bureau.

Mr. WILLIAM C. LEONARD from the Committee on Professional Licensure, reported as committed, House Bill No. 1124, entitled:

An Act to amend section 1 of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality strength, and purity;' requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by further regulating the issuance of permits to conduct pharmacies.

Mr. WOOD from the Committee on State Government, reported as committed, House Bill No. 1218, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, board, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees

in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor; and repealing inconsistent provisions.

Mr. EDWIN F. THOMPSON from the Committee on Professional Licensure, reported as committed, Senate Bill No. 490, entitled:

An Act to further amend section two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registrations, subject to appeal, and for their reinstatement; defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws," by further defining the term "Practice of Dentistry."

Mr. WOOD from the Committee on State Government, reported as committed, Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct, finance, operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

Mr. HARRY W. PRICE from the Committee on State Government, reported as committed, Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 103, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for improvements to the Daniel Boone Homestead.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 104, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for driveways, paths and parking areas on the Daniel Boone Homestead.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 233, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation, maintenance and development of the Fort LeBoeuf Memorial, and certain expenses in connection therewith.

Mr. WOOD from the Committee on Appropriations, reported as committed, House Bill No. 759, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation, protection and development of buildings and grounds at Ephrata Cloisters, a famous historical shrine belonging to the Commonwealth.

Mr. WOOD from the Committee on Appropriations, reported as committed, House Bill No. 864, entitled:

An Act directing the Department of Highways to transfer the searights Toll House to the Pennsylvania Historical and Museum Commission; providing for the restoration of the Toll House; authorizing the Department of Property and Supplies to convey the Toll House to the Westmoreland-Fayette Historical Society; and making an appropriation.

Mr. WOOD from the Committee on Appropriations, reported as committed, House Bill No. 957, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for study and research, including archaeological excavations pertaining to the activities and glass works of the famous Pennsylvania ironmaster, glassmaker and townbuilder, (Henry William) Baron von Stiegel.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 1130, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 1141, entitled:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania, for maintenance and purchase of supplies and equipment.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 1142, entitled:

A Further Supplement to the act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making an appropriation for carrying the same into effect.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 1146, entitled:

An Act making an appropriation to the Berean Manual Training School at Philadelphia, Pennsylvania, for the purpose of the maintenance of said school.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 1165, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Independence Hall in Philadelphia.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 1178, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum, Philadelphia.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 1224, entitled:

An Act making an appropriation to aid certain school districts.

Mr. WOOD from the Committee on Appropriations, reported as committed, House Bill No. 1423, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. DOWLING asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

RESOLUTIONS

Mr. SOLLENBERGER offered a resolution which was filed with the Clerk.

Mr. LEDERER offered a resolution which was filed with the Clerk.

Mr. KUBACKI offered a resolution which was filed with the Clerk.

HOUSE RESOLUTION NO. 47

Mr. HELM. Mr. Speaker, I call up on page 24 of today's calendar, House Resolution No. 47.

The resolution was read, considered and adopted as follows:

In the House of Representatives, May 16, 1951.

Whereas The first-aid room established and maintained in the Main Capitol Building pursuant to Concurrent Resolution No 6 approved the thirteenth day of May one thousand nine hundred forty-seven (P. L. 1951) has proven to be a necessary and successful venture from its inception and

Whereas The constant and varied demands made upon the facilities of the first-aid room during the four years of its existence indicate that if the project is to continue to operate at its present location remodeling and furnishing of the room is essential for the rendering of adequate and proper services by its highly competent personnel now therefore be it

Resolved (if the Senate concur) That the Department of Property and Supplies is hereby directed to remodel the first-aid room in the Main Capitol Building which shall include the erection of partitions therein to afford privacy and its equipment with additional needed supplies and to furnish the necessary labor and supplies to effectuate such remodeling and refurbishing in order that the facilities thereof will be adequate to enable the rendering of complete and proper first-aid services

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mrs. VARALLO asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by her.

RESOLUTION

CONDOLENCE

Mrs. VARALLO, Mrs. COYLE, Messrs. AMARANDO, GUARNIERI, McGEE, HAGGERTY, LOFTUS, MULDOWNEY, COSTA, BYRNE, DOUGHERTY, CELLA and McCORMACK offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives, June 6, 1951.

The sudden death of Dennis Cardinal Dougherty has saddened thousands of people within and without the Catholic Church; for everyone in the Archdiocese of Philadelphia has experienced the benign impact of his spiritual vigor that has flowed unspent for eighty-five years.

The life of Cardinal Dougherty reads like a story of religious adventure and triumph. As a mere boy he was fired with the ambition to enter the Church. In a characteristic Catholic manner he builded thoroughly and well, excelling brilliantly in the studies that led to his ordination as a priest in the Church of St. John Lateran in Rome in 1890.

His rise in the ecclesiastical hierarchy was inevitable. His dynamic energy, his spiritual vitality, his administrative skill, and his zeal for the Christian life and values could not be denied. The finger of destiny had unwaveringly guided him to the Sacred College in Rome, where he became in 1921 a Cardinal for the Archdiocese of Philadelphia.

During his first ten years as Cardinal, Catholic influence and works were magnificently extended, as attested by many new parishes, schools, churches, colleges, and communities. As a living symbol of Catholic permanence and tradition, Cardinal Dougherty labored long and hard throughout many years to carry the light of Christian truth into the shadows of ignorance and intolerance, to bring a spiritual solace to the benighted, and to relieve the misery and squalor in many areas with the material comfort of a more bountiful life; therefore be it

Resolved, That this House of Representatives express its profound sorrow at the passing of Dennis Cardinal Dougherty—a valiant Prince of the Church, and be it further

Resolved, That this House of Representatives commiserate with countless thousands in their irreparable loss of an exalted spiritual leader, whose contributions to the civic and the religious life of his community can never be truly appraised, and be it further

Resolved, That this House of Representatives pause in its deliberations to acknowledge gratefully the far reaching and majestic scope of Dennis Cardinal Dougherty's contribution to the welfare of the Commonwealth of Pennsylvania.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BUCCHIN asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION

CONDOLENCE

Messrs. BUCCHIN, GAFFNEY, GOOD, JOHN M. JONES, Mrs. MARKLEY, Messrs. VAN SANT and STIMMEL offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, June 6, 1951.

The last summons have come to a distinguished ex-assemblyman, John N. Hoffman of Bangor.

He was a Republican member of the House in 1920, 1938, 1942, 1944 and 1946. In 1948 the unexpected vote for President Truman ended the long political career of John N. Hoffman. His enthusiasm, his industry, his competence brought early recognition to him as a legislative leader.

Aside from his fruitful political and civic endeavors, Mr. Hoffman became an outstanding business personality. It is always a fascinating story of success when a water boy with an organization scorns every handicap and difficulty and through sheer, indomitable courage forges his way to the very top as Mr. Hoffman did when he became president of the Bangor and Portland Railroad.

His business triumphs were extended to the slate industry in which he again became a dominant figure.

The First United Evangelical Church of Bangor was also indebted to Mr. Hoffman for his interest and labors in the Sunday school, church, and missions throughout many years.

In 1950, Mr. Hoffman was signally honored when he became designated the outstanding citizen of Bangor. Mr. Hoffman's life was long—seventy-nine years—and was crowded with the many activities that arise from strong business, political, civic, and religious ties; therefore be it

Resolved, That this House of Representatives mourns the passing of a distinguished former member, John N. Hoffman; and be it further

Resolved, That this House of Representatives acknowledges gratefully the many contributions to the civic, religious and business life of the Commonwealth that were made during the prolific career of Mr. Hoffman; and be it further

Resolved, That the Chief Clerk of this House of Representatives be instructed to transmit a copy of this resolution to Mrs. Mary Hoffman, the surviving widow of Mr. Hoffman.

LEAVE OF ABSENCE

The SPEAKER. The Chair asks for leave of absence for himself for tomorrow's session. If there is no objection leave is granted. The Chair hears none.

Under Rule 1 of the House the Chair appoints as Speaker pro tempore for tomorrow the gentleman from Lancaster, Mr. Wood.

By unanimous consent leave of absence was granted as follows:

Mr. EDWIN F. THOMPSON for himself for the week after today's session.

ADJOURNMENT

Mrs. COYLE. Mr. Speaker, I move that this House do now adjourn until Thursday, June 7, 1951, at 9:00 a. m., EST.

The motion was agreed to, and (at 3:38 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., THURSDAY, JUNE 7, 1951.

No. 58.

SENATE

THURSDAY, June 7, 1951.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood in the Chair.

PRAYER

The Chaplain, Rev. L. HERDMAN HARRIS, III, Rector of St. James Memorial Episcopal Church, Titusville, Pennsylvania, offered the following prayer:

O God, our refuge and strength, who orderest all things in heaven and earth, look down with Thy mercy upon us as a State. Remember not our iniquities, nor the iniquities of our forefathers, neither take Thou vengeance of our sins. Pour out upon us, and on all the people of this State, the spirit of grace and supplication, and join us together in piety, loyalty and brotherly love.

Direct the counsels and strengthen the hands of all in authority for the repression of crime and outrage, the maintenance of order and law and of public peace and safety, so that leading quiet lives in all Godliness and honesty we may be Thy people, and Thou mayest vouchsafe to be our God, and that we may bless and glorify Thee, our Defender and Deliverer, through Jesus Christ, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and WOLFE, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. KEPHART. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by

His Excellency, the Governor of the Commonwealth, on June 7, 1951.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 7, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Edward H. Byrom, Millvale.

Mrs. Margaret M. Hess, 847 West North Ave. (33), Pittsburgh.

DAUPHIN COUNTY

Miss Rosanne V. Husek, Harrisburg.

MERCER COUNTY

C. M. Marshall, Sharon.

MONTGOMERY COUNTY

Mrs. Helen M. Nicholson, Lower Merion Twp., 801 Lancaster Ave., Bryn Mawr.

NORTHAMPTON COUNTY

Mrs. Madge E. Forney, Easton.

Raymond A. Trayes, Bangor.

PHILADELPHIA COUNTY

Frederick G. Kempin, 2742 Belmont Ave. (31), SE Cor. 56th & Chestnut Sts. (39).

Edward J. Stein, 2052 E. Venango St. (34).

WASHINGTON COUNTY

Howard C. Field, Charleroi.

To compute from the date set opposite his name

MONTGOMERY COUNTY

William D. Aucott, Jenkintown June 16, 1951.

JOHN S. FINE.

A motion was made by Mr. KEPHART and Mr. WALKER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

NOMINATIONS BY THE GOVERNOR
REFERRED TO COMMITTEE

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 7, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. Walter Grace, 315 North Union Street, Kennett Square, Chester County, for appointment as Justice of the Peace in and for the Borough of Kennett Square, Chester County, until the first Monday of January 1952, vice Walter M. Grace, deceased.

JOHN S. FINE.

HOUSE MESSAGES

SENATE BILL No. 6 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 6, entitled:

An Act relating to the administration and distribution of incompetents' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases; the appointment, bond, removal and discharge of guardians of such estates, their powers, duties and liabilities, the rights of persons dealing with such guardians, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning the determination of incompetency and the powers, duties and liabilities of foreign guardians; and also generally dealing with the jurisdiction, powers and procedure of the common pleas court relating to incompetents' estates.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on the Calendar.

SENATE BILL No. 17 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 17, entitled:

An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on the Calendar.

HOUSE CONCURS IN SENATE BILL No. 122

He also returned to the Senate, Senate Bill No. 122, entitled:

An Act to further amend paragraph (8) of subsection A and subsection B of section 1208 section 1209 and subsection C of section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for authorized investments and limitations on loans and discounts of savings banks.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 123

He also returned to the Senate, Senate Bill No. 123, entitled:

An Act to re-enact and amend the title and the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled "An act providing for the preservation of the records of banks bank and trust companies trust companies savings banks and private banks and imposing penalties for violations" by extending the provisions thereof to national banking associations making photostatic film reproductions or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records providing a means for the final adjustment and settlement of depositors' accounts and saving certain parts of acts from repeal.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 124

He also returned to the Senate, Senate Bill No. 124, entitled:

An Act to further amend subsection A of Section 1006 of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon powers of banks and banks and trust companies.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 125

He also returned to the Senate, Senate Bill No. 125, entitled:

An Act to further amend subsection E of section nine hundred eight of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations on powers of corporations authorized to engage in the banking business.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 242

He also returned to the Senate, Senate Bill No. 242, entitled:

An Act to amend the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the busi-

ness of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation; association, or person, and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts, prothonotaries recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for establishment of branch offices, agencies and facilities and the approval thereof by the Department of Banking.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 556

He also returned to the Senate, Senate Bill No. 556, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 578

He also returned to the Senate, Senate Bill No. 578, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

with the information that the House has passed the same without amendments.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 333, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for the payment of minimum salaries and increments for county and district superintendents, assistant county and district superintendents, teachers, supervisors, principals, supervising principals and other employees.

Which was committed to the Committee on Education.

House Bill No. 334, entitled:

An Act to amend subsections 5 and 6 of section two thousand five hundred one and section two thousand five hundred two of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further pro-

viding for reimbursement by the Commonwealth to school districts and vocational school districts.

Which was committed to the Committee on Education.

House Bill No. 589, entitled:

An Act to amend section one thousand one hundred forty-four of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for additional increments for holders of college certificates or Masters' Degrees.

Which was committed to the Committee on Education.

House Bill No. 590, entitled:

An Act to amend section one thousand one hundred forty-four of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for increments for professional employes holding a Master's Degree or its equivalent.

Which was committed to the Committee on Education.

House Bill No. 713, entitled:

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by authorizing boards of school directors to enter into contracts with and make appropriations to the county board of school directors for services; further providing for the appointment and payment of a secretary and a treasurer of the county board of school directors and auditing the treasurer's accounts; and providing for the assessment of school districts for special services furnished by the county board of school directors.

Which was committed to the Committee on Education.

House Bill No. 752, entitled:

An Act to add Section 3 to the act, approved the nineteenth day of May, one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payments of costs in criminal cases by the proper county," by making costs payable by the county to aldermen and justices of the peace, due and payable at the end of each calendar month.

Which was committed to the Committee on Local Government.

House Bill No. 754, entitled:

An Act to amend Section 1 of the act, approved the eleventh day of May, one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony," by making costs due and payable by the county to aldermen or justices of the peace, due and payable at the end of each calendar month.

Which was committed to the Committee on Local Government.

House Bill No. 1287, entitled:

An Act to further amend subsection B of section one thousand nine of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled as amended, "Banking Code," by further limiting the amount which may be invested in shares of other banking institutions.

Which was committed to the Committee on Banking.

House Bill No. 1387, entitled:

An Act making an appropriation to the Department

of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

Which was committed to the Committee on Appropriations.

House Bill No. 1388, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Which was committed to the Committee on Appropriations.

House Bill No. 1389, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Which was committed to the Committee on Appropriations.

House Bill No. 1390, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

Which was committed to the Committee on Appropriations.

House Bill No. 1391, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational school.

Which was committed to the Committee on Appropriations.

House Bill No. 1392, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

Which was committed to the Committee on Appropriations.

House Bill No. 1393, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Which was committed to the Committee on Appropriations.

House Bill No. 1394, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

Which was committed to the Committee on Appropriations.

House Bill No. 1395, entitled:

An Act making an appropriation to aid certain school districts.

Which was committed to the Committee on Appropriations.

House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Which was committed to the Committee on Appropriations.

HOUSE CONCURRENT RESOLUTION LAID ON THE TABLE

He also presented extract from the Journal of the House, which was twice read as follows, and laid on the table:

DEPARTMENT, PROPERTY AND SUPPLIES TO REMODEL THE FIRST-AID ROOM IN THE CAPITOL BUILDING

In the House of Representatives, May 21, 1951.

Whereas, The first-aid room established and maintained in the Main Capitol Building pursuant to Concurrent Resolution No. 6 approved the thirteenth day of May, one thousand nine hundred forty-seven (P. L. 1851) has proven to be a necessary and successful venture from its inception; and

Whereas, The constant and varied demands made upon the facilities of the first-aid room during the four years of its existence indicate that if the project is to continue to operate at its present location, remodeling and furnishing of the room is essential for the rendering of adequate and proper services by its highly competent personnel; now therefore be it

Resolved, (if the Senate concur), That the Department of Property and Supplies is hereby directed to remodel the first-aid room in the Main Capitol Building, which shall include the erection of partitions therein to afford privacy, and its equipment with additional needed supplies and to furnish the necessary labor and supplies to effectuate such remodeling and refurnishing in order that the facilities thereof will be adequate to enable the rendering of complete and proper first-aid services

AMENDMENT TO HOUSE BILL No. 983 RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 983, entitled:

An Act requiring wells and cisterns to be covered or sealed and providing penalties.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 341 RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 341, entitled:

An Act giving liens against real property priority over each other in point of time fixing the time from which priorities extended and imposing duties on judges and certain court and county officers and employees.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill

amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

Pennsylvania

Office of the Secretary of the Commonwealth
Harrisburg

May 29, 1951.

Honorable Lloyd H. Wood

Lt. Governor

Commonwealth of Pennsylvania

Harrisburg, Pennsylvania

My dear Governor:

There is transmitted herewith a proposed Constitutional Amendment as approved by the General Assembly of the State of Maine and a Memorial to Congress with an accompanying self-explanatory letter.

Sincerely,

(signed) GENE D. SMITH

Gene D. Smith

Secretary of the Commonwealth

Harold I. Goss

Secretary of State

Paul H. MacDonald

Deputy Secretary of State

Department of State
State of Maine
Augusta

May 25, 1951

Honorable Gene D. Smith

Secretary of the Commonwealth

Harrisburg, Pennsylvania

Dear Mr. Secretary:

The Ninety-fifth Maine Legislature has ordered that I forward copies of Memorials to Congress with reference to rescinding a proposal for World Federal Government and a proposed Constitutional Amendment relating to taxation, to the presiding officer of each house of the legislature of the several states of the United States.

As I have no roster of the presiding officers other than Maine, I am sending copies of the Memorials to you with the request that you forward one copy of each of the same to the presiding officer of your Senate and one copy to the presiding officer of your House of Representatives.

Very truly yours,

(signed) HAROLD I. GOSS

Secretary of State

The PRESIDENT. The Memorial to Congress and the proposed Constitutional Amendment will be noted in the Journal.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

Commonwealth of Pennsylvania
Department of Auditor General
Harrisburg

May, 1951

Weldon B. Heyburn
Auditor General

To the Members of the General Assembly of Pennsylvania
State Capitol, Harrisburg, Penna.

Gentlemen:

I am handing you, as a former member of the General Assembly, a report which has been prepared in my department. It discloses an unbelievable and shocking situation which presently exists within our Commonwealth.

This report is submitted for your consideration, with the thought that you may want to place this report in the hands of the Joint State Government Commission for study, towards immediate corrective action, or towards the passage of legislation which will terminate such situations.

This report, entitled "Brier Hill, Pennsylvania," I feel sure, not only requires legislative consideration but legislative action and I submit it for your decision.

Sincerely yours

(signed) WELDON B. HEYBURN
Weldon B. Heyburn

The PRESIDENT. The report will be noted in the Journal.

BILLS INTRODUCED AND REFERRED

Messrs. PROPERT and WATSON read in place and presented to the Chair Senate Bill No. 729, entitled:

An Act to repeal Sections 2 and 3 of the act, approved the eleventh day of April, one thousand eight hundred sixty-six (P. L. 635), entitled "A further supplement to the act consolidating the city of Philadelphia, for the purpose of introducing a sufficient supply of fresh and pure water, for the use of the citizens of said city," eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking.

Which was committed to the Committee on State Government.

Messrs. WALKER and BARR read in place and presented to the Chair Senate Bill No. 730, entitled:

An Act to promote the welfare of the people of this Commonwealth; creating Port Authorities to function in counties of the second class as bodies corporate and politic, with power to plan, acquire, construct, maintain and operate facilities and projects for the improvement and development of the port district, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on the Authorities; authorizing the Authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates and services, and authorizing the Authorities to collect tolls, fares, fees, rentals and charges for the use of facilities; defining the Authorities' powers and duties; and defining the port districts.

Which was committed to the Committee on Judiciary General.

Messrs. MALLERY and LETZLER read in place and presented to the Chair Senate Bill No. 731, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain moral claims; providing for the hearing, adjustment and payment of moral claims to members of the Workmen's Compensation Board and referees suffered as a result of delay in confirmation of appointments made by Governor to such offices.

Which was committed to the Committee on Labor and Industry.

Messrs. RUTH and WOLFE read in place and presented to the Chair Senate Bill No. 732, entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of certain moral claims; providing for the hearing adjustment and paying of moral claims growing out of property damages to certain persons as a result of accidents occurring through negligence in the operation of airplanes of or under the control of the Pennsylvania National Guard.

Which was committed to the Committee on Appropriations.

EIGHTH GRADE CLASS OF COKESBURG SCHOOL, WASHINGTON COUNTY, PRESENTED TO SENATE

Mr. LANE. Mr. President, I am pleased to present to the Chair and to the Members of the Senate the Eighth Grade Class of the Cokesburg School in Washington County, who are here under the leadership of Mrs. Wheaton, Supervising Principal, and her Assistant, Mrs. Stoneking. They are in the gallery.

The PRESIDENT. Will the guests of Senator Lane please rise and take a bow?

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 126, on concurrence in House amendments reading, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns and the licensing of foreign companies and repealing existing law

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 212, as follows:

A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue

bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" as heretofore amended to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance leasing and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor is hereby authorized to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey Creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the nineteenth day of December one thousand nine hundred and thirty-four and on behalf of the State of New Jersey by its Governor on the eighteenth day of December one thousand nine hundred and thirty-four as amended by the Supplemental Agreement which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the eighth day of July one thousand nine hundred and forty-seven and was executed on behalf of the State of New Jersey by its Governor on the third day of July one thousand nine hundred and forty-seven such supplemental compact or agreement to be in substantially the following form

"Supplemental agreement between the Commonwealth of Pennsylvania and the State of New Jersey amending the agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a Body Corporate and Politic and Defining Its Powers and Duties' as heretofore amended by extending the jurisdiction and powers of the commission

Whereas The Delaware River Joint Toll Bridge Commission (hereinafter referred to as the 'commission') was created by a compact or agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties' executed on behalf of the Commonwealth of Pennsylvania by its Governor on the nineteenth day of December one thousand nine hundred and thirty-four pursuant to an act of its General Assembly approved the twenty-fifth day of June one thousand nine hundred and thirty-one (P. L. 1352) as last amended by an act of said General Assembly approved the eighteenth day of May one thousand nine hundred and thirty-three (P. L. 827) and executed on behalf of the State of New Jersey by its Governor on the eighteenth day of December one thousand nine hundred and thirty-four pursuant to an act of its Senate and General Assembly approved June eleventh one thousand nine hundred and thirty-four (Chapter 215 Laws of 1934 R S (1937) 32 8-1) to which compact or agreement the consent of the Congress of the United States was given by section 9 of an act of the Congress approved August 30 1935 (Public No. 411 74th Congress 49 Stat 1051 1058) and

Whereas Said compact or agreement was amended by a supplemental agreement executed on behalf of the Commonwealth of Pennsylvania by its Governor on the

eight day of July one thousand nine hundred and forty-seven pursuant to an act of its General Assembly approved June thirteenth one thousand nine hundred and forty-seven (P. L. 592) and executed on behalf of the State of New Jersey by its Governor on the third day of July one thousand nine hundred and forty-seven pursuant to an act of its Senate and General Assembly approved June thirteenth one thousand nine hundred and forty-seven (Chapter 283 Laws of 1947) to which supplemental agreement the consent of the Congress of the United States was given by an act of the Congress approved August 4 1947 (Public No. 355 80th Congress 61 Stat 752) and

Whereas It is necessary to protect the investment made by the commission in the bridge now under construction between the City of Trenton New Jersey and the Borough of Morrisville Pennsylvania and the investments made by said Commonwealth and said State in the approach highways connected with said bridge and in order to finance additional bridges over the Delaware River and thereby facilitate the flow of traffic between said Commonwealth and said State now therefore

The Commonwealth of Pennsylvania and State of New Jersey do hereby solemnly covenant and agree each with the other as follows

Paragraph (a) of Article X of the Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the nineteenth day of December one thousand nine hundred and thirty-four and was executed on behalf of the State of New Jersey by its Governor on the eighteenth day of December one thousand nine hundred and thirty-four as amended by the Supplemental Agreement which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the eighth day of July one thousand nine hundred and forty-seven and was executed on behalf of the State of New Jersey by its Governor on the third day of July one thousand nine hundred and forty-seven be and the same is hereby amended to read as follows

(a) The commission may acquire construct rehabilitate improve maintain repair and operate bridges for vehicular or pedestrian traffic across the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey at any locations north of the boundary line between [Mercer County and Burlington County] Bucks County and Philadelphia County in the [State of New Jersey] Commonwealth of Pennsylvania as extended across the Delaware River to the [Pennsylvania] New Jersey shore of said river the Commission may also subject to the approval of the state highway department of the state of New Jersey and the Department of Highways of the Commonwealth of Pennsylvania lease such bridges as lessor to and contract for the operation of such bridges by one or more public bodies instrumentalities commissions or public agencies

Whenever any bridge north of the boundary line described above in this paragraph (a) proposed to be acquired by the commission pursuant to the provisions of this agreement has been constructed pursuant to consent or authorization granted by Federal law the acquisition of such bridge by the commission shall be by purchase or by condemnation in accordance with the provisions of such Federal law or the acquisition of such bridge by the commission shall be pursuant to and in accordance with the provisions of sections 48:5-22 and 48:5-23 of the revised statutes of New Jersey and for all the purposes of said provisions and sections the commission is hereby appointed as the agency of the State of New Jersey and the Commonwealth of Pennsylvania exercising the rights and powers granted or reserved by said Federal law or sections to the State of New Jersey and Commonwealth of Pennsylvania jointly or to the State of New Jersey acting in conjunction with the Commonwealth of Pennsylvania the commission shall

have authority to so acquire such bridge whether the same be owned held operated or maintained by any private person firm partnership company association or corporation or by any instrumentality public body commission public agency or political subdivision (including any county or municipality) of or created by or in the State of New Jersey or the Commonwealth of Pennsylvania or by any instrumentality public body commission or public agency of or created by or in a political subdivision (including any county or municipality) of the State of New Jersey or the Commonwealth of Pennsylvania

In addition to other powers conferred upon it and not in limitation thereof the commission may acquire all right title and interest in and to the Tacony-Palmyra bridge across the Delaware river at Palmyra New Jersey together with any approaches and interests in real property necessary thereto the acquisition of such bridge approaches and interests by the commission shall be by purchase or by condemnation in accordance with the provisions of the Federal law consenting to or authorizing the construction of such bridge and approaches or the acquisition of such bridge approaches or interests by the commission shall be pursuant to and in accordance with the provisions of sections 48:5-22 and 48:5-23 of the revised statutes of New Jersey and for all the purposes of said provisions and sections the commission is hereby appointed as the agency of the State of New Jersey and the Commonwealth of Pennsylvania exercising the rights and powers granted or reserved by said Federal law or sections to the State of New Jersey and Commonwealth of Pennsylvania jointly or to the State of New Jersey acting in conjunction with the Commonwealth of Pennsylvania the commission shall have authority to so acquire such bridge approaches and interests whether the same be owned held operated or maintained by any private person firm partnership company association or corporation or by any instrumentality public body commission public agency or political subdivision (including any county or municipality) of or created by or in the State of New Jersey or the Commonwealth of Pennsylvania or by any instrumentality public body commission or public agency of or created by or in a political subdivision (including any county or municipality) of the State of New Jersey or the Commonwealth of Pennsylvania the power and authority herein granted to the commission to acquire said Tacony-Palmyra bridge approaches and interests shall not be exercised unless and until the Governor of the State of New Jersey and the Governor of the Commonwealth of Pennsylvania have filed with the commission their written consents to such acquisition

The word "bridge" as used in this agreement shall include such approach highways and interests in real property necessary thereto in said Commonwealth or said state as may be determined by the commission to be necessary to facilitate the flow of traffic in the vicinity of any such bridge or to connect such bridge with the highway system or other traffic facilities in said Commonwealth or said state provided however that the power and authority herein granted to the commission in connection with the approach highways shall not be exercised unless and until the Department of Highways of the Commonwealth of Pennsylvania shall have filed with the commission its written approval as to approach highways to be located in said Commonwealth and the State Highway Department of the State of New Jersey shall have filed with the commission its written approval as to approach highways to be located in said state

Notwithstanding any other provision of this agreement or any provision of law state or Federal to the contrary the commission may combine for financing purpose any bridge or bridges hereafter constructed or acquired by it with any or all of the bridges described or referred to in any trust indenture securing bridge revenue bonds of the commission at the time outstanding subject to any limitation or restrictions contained in such trust indenture"

Notwithstanding any provision of this agreement nothing herein contained shall be construed to limit or impair any right or power granted or to be granted to the Pennsylvania Turnpike Commission or the New Jersey Turnpike Authority acting alone or in conjunction with each other to provide for the financing construction operation and maintenance of one bridge across the Delaware River south of the City of Trenton in the State of New Jersey provided that such bridge shall not be constructed within a distance of ten miles measured along the boundary line between the Commonwealth of Pennsylvania and the State of New Jersey from the bridge being constructed across the Delaware River by the commission between the Borough of Morrisville in said Commonwealth and the City of Trenton in said State so long as there are any outstanding bonds or obligations of the commission for which the tolls rents rates or other revenues or any part therefore of said bridge now being constructed shall have been pledged but such bridge may be constructed at any other location north of the boundary line described above in this paragraph (a) nothing contained in this agreement shall be construed to authorize the commission to condemn any such bridge

Section 2 Upon its signature on behalf of the Commonwealth of Pennsylvania and the State of New Jersey the supplemental compact or agreement hereinabove set forth shall become binding and shall have the force and effect of an act of the General Assembly of the Commonwealth of Pennsylvania and the commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under such supplemental compact or agreement and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval to such supplemental compact or agreement

Section 4 The provisions of this act shall not be construed to repeal any of the provisions of the act approved the 12th day of June 1931 (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating the Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" and its amendments or supplements or apply to or affect in any manner any agreement made between the Commonwealth of Pennsylvania and the State of New Jersey pursuant to the provisions of said acts

Section 5 If any provisions of this act or the application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application and to this end the provisions of this act are declared to be severable

Section 6 This act shall take effect immediately but the Governor shall not enter into the supplemental compact or agreement hereabove set forth on behalf of the Commonwealth of Pennsylvania until passage by the State of New Jersey of a substantially similar act embodying the supplemental compact or agreement between the two states

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 212

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 212.

Mr. LETZLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 433, as follows:

An Act to further amend sections thirty-one and thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by reclassifying counties of the fifth sixth and seventh classes and providing for elections pursuant to changes of classification by counties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 31 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as amended by the act approved the sixth day of April one thousand nine hundred forty-nine (P. L. 401) is hereby further amended to read as follows

Section 31 Counties Divided Into Eight Classes For the purposes of legislation and the regulation of their affairs counties of this Commonwealth now in existence and those hereafter erected shall be divided into eight classes as follows

Those having a population of one million eight hundred thousand inhabitants and over shall constitute the first class

Those having a population of eight hundred thousand and more but less than one million eight hundred thousand inhabitants shall constitute the second class

Those having a population of two hundred and fifty

thousand and more but less than eight hundred thousand inhabitants shall constitute the third class

Those having a population of one hundred fifty thousand and more but less than two hundred and fifty thousand inhabitants shall constitute the fourth class

Those having a population of [one hundred] ninety-five thousand and more but less than one hundred fifty thousand inhabitants shall constitute the fifth class

Those having a population of [fifty] forty-five thousand and more but less than [one hundred] ninety-five thousand inhabitants shall constitute the sixth class

Those having a population of twenty thousand and more but less than [fifty] forty-five thousand inhabitants shall constitute the seventh class

Those having a population of less than twenty thousand inhabitants shall constitute the eighth class

Section 2 Section 32 of the act as amended by the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 211) is hereby further amended to read as follows

Section 32 Ascertainment Certification and Effect of Change of Class The classification of counties shall be ascertained and fixed according to their population by reference from time to time to the last preceding decennial United States census deducting therefrom the number of persons residing on any lands that have been ceded to the United States Whenever it shall appear by any such census that any county has attained a population entitling it to an advance in classification or that a county has heretofore or hereafter decreased in population so as to recede in classification as herein prescribed it shall be the duty of the Governor under the great seal of this Commonwealth to certify that fact accordingly to the board of county commissioners on or before the first day of October of the year succeeding that in which the census was taken or as soon thereafter as may be practicable having in mind the county offices which will be affected by such a certification which certificate shall be forwarded by the commissioners to the recorder of deeds [of the proper county] and be recorded in his office

Changes of class ascertained and certified as aforesaid shall become effective on the first day of January next following the year in which the [census] change was [taken] so certified by the Governor to the county commissioners except that salaries of county officers shall not thereby be increased or decreased during the terms for which they shall have been elected and Provided That in the municipal election following such certification of change of class and preceding the effective date of such change the proper number of persons shall be elected to fill any elective office or offices which will exist in the county by the change of classification certified and that no election shall be held for any office which will be abolished as a result of such change of classification

Section 3 This act shall become effective immediately upon final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 433

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 433.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON THIRD READING AND FINAL PASSAGE

RECALLED FROM THE SECRETARY OF THE COMMONWEALTH

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 67, as follows:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the following amendment of the Constitution of the Commonwealth of Pennsylvania be and is hereby proposed in accordance with the eighteenth article thereof

That article fourteen be amended by adding thereto section eight as follows

Section 8 (1) In Philadelphia all county offices are hereby abolished and the city shall henceforth perform all functions of county government within its area through officers selected in such manner as may be provided by law

(2) Local and special laws regulating the affairs of the city of Philadelphia and creating offices or prescribing the powers and duties of officers of the city of Philadelphia shall be valid notwithstanding the provisions of section seven of article three of this Constitution

(3) All laws applicable to the county of Philadelphia shall apply to the city of Philadelphia

(4) The city of Philadelphia shall have assume and take over all powers property obligations and indebtedness of the county of Philadelphia

(5) The provisions of article fifteen section one of the Constitution shall apply with full force and effect to the functions of the county government hereafter to be performed by the city government

(6) This amendment shall become effective immediately upon its adoption

(7) Upon adoption of this amendment all county officers shall become officers of the city of Philadelphia and until the General Assembly shall otherwise provide shall continue to perform their duties and be elected appointed compensated and organized in such manner as may be provided by the provisions of this Constitution and the laws of the Commonwealth in effect at the time this amendment becomes effective but such officers serving when this amendment becomes effective shall be permitted to complete their terms

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and the were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed.	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 22, on third reading, entitled:

An Act to amend clause (g) of Section 2801-A of, and to add Section 2802-A to, the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the Historical Preservation Fund; providing for the payment of certain moneys into it; and making an appropriation therefor.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 23, on third reading, entitled:

An Act to further amend part of Section 302 and Sections 307 and 1501 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment,

collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws dating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by providing for the Historical Preservation Fund and for disbursements therefrom.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 54, as follows:

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In addition to the judges provided for in the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 167) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts" an additional law judge is hereby authorized and provided for the court of common pleas of the seventh judicial district who shall possess the same qualifications which are required by the Constitution and laws for the president judge of the court of common pleas of said district and who shall hold his office for a like term and by the same tenure and shall have the same power authority and jurisdiction and shall be subject to the same duties restrictions and penalties and shall receive the same compensation provided for by law for judges learned in the law as if the same office had been established in the time of and subject to the provisions of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of Common Pleas the judges of the Orphan's Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County and certain associate judges not learned in the law and repealing certain acts inconsistent herewith"

Section 2 At the next municipal election in November one thousand nine hundred fifty-one the qualified electors of the said seventh judicial district shall elect in the same manner prescribed by law for the election of the president judge of the court of common pleas of said district a competent person learned in the law to serve

as said additional law judge of the court of common pleas of said seventh judicial district from the first Monday in January one thousand nine hundred fifty-two for a term of ten years Vacancies in the office hereby created whether caused by death resignation expiration of term or otherwise shall be filled in the same manner as is required by law in case of a similar vacancy in the office of president judge of said court

Section 3 The Governor is hereby authorized to appoint a competent person learned in the law as such additional law judge of the court of common pleas of the said seventh judicial district to serve until the first Monday of January one thousand nine hundred fifty-two

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and the were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peeler,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 77, as follows:

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the organization hours of service vacations and sick leaves of firemen

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 807) is hereby further amended to read as follows

Section 2103 Platoon System Hours of Service Vacation Sick Leave The director of the department having charge of the fire bureau in each city shall divide the officers and members of companies of the uniformed fire force in the employ of such cities [or in the case of a volunteer fire department the] and any other firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs and those employed subject to call into [two] three bodies or platoons [one to perform day service and the other to perform night service] to perform service during such

hours as the director shall fix except as herein otherwise provided. The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon and hours of day service shall not exceed [sixty] fifty hours in any one calendar week and the hours of night service shall not exceed [eighty-four] seventy hours in any one calendar week unless the hours of day and night service shall be equalized in which case neither the hours of day or night service shall exceed [seventy-two] fifty-six in any one calendar week. Provided That for the duration of the present war and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service at the same rate as paid for regular service in excess of such maximum hours of service. The employes of such fire forces shall be allowed to have at least [twenty-four] forty-eight consecutive hours of rest in every calendar week [and] to have an annual vacation of not less than fourteen working days and shall be entitled to fourteen days sick leave annually without diminution of the salary or compensation fixed by ordinance or resolution. In cases of riot serious conflagration times of war public celebrations or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary. No member of [either] any of said shifts bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shifts bodies or platoons [of] or fourteen hours in the night shifts bodies or platoons excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of emergency as above provided.

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and the were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 188, as follows:

An Act to amend Section 1 and the fourth paragraph of Section 2 of the act approved the twelfth day of July one thousand nine hundred thirteen (P. L. 711) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" by increasing the number of judges of the Municipal Court of Philadelphia.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section 1 of the act approved the twelfth day of July one thousand nine hundred thirteen (P. L. 711) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" is hereby amended to read as follows:

Section 1 Be it enacted &c That in the county of Philadelphia there shall be and hereby is created a court of record to be known as the Municipal Court of Philadelphia. It shall consist of a president judge and [one associate judge for each two hundred thousand of population or fractional part thereof in excess of one hundred thousand in such county such population to be determined from time to time by the latest census of the United States] fourteen associate judges.

Section 2 The fourth paragraph of Section 2 of said act as amended by the act approved the twenty-fifth day of May one thousand nine hundred twenty-one (P. L. 1161) is hereby further amended to read as follows:

* * * * *

In the event of a vacancy in the office of judge [or when by reason of a New United States census more judges are to be chosen] the Governor shall appoint judges to hold office until such time as their successors shall be elected as provided by the Constitution of the State in such case and their successors shall be elected to the full term of ten years.

Section 3 The Governor shall appoint four persons learned in the law and otherwise legally qualified and commission them as associate judges of Municipal Court of Philadelphia to serve until the first Monday of January of the year following the next municipal election the primary for which occurs at least sixty days after the effective date of this act at which election successors to the judges so appointed shall be elected by the duly qualified electors of Philadelphia County.

Section 4 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and the were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,

Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 206, as follows:

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to the township lists of water meter readings flat-rate water bills and other data for the purpose of determining sewer and drainage rates and providing reimbursement for their expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2401 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled 'An act concerning townships of the first class amending revising consolidating and changing the law relating thereto' as reenacted and amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-nine (P. L. 1955) is hereby further amended to read as follows

Section 2401 Power to Establish and Construct Sewers and Drains Require Connections Sewer Rentals Townships may establish and construct a system of sewers and drainage locating the same as far as practicable along and within the lines of the public streets and highways of the township as seem advisable to the commissioners The township commissioners may permit and where necessary for the public health by ordinance require any owner of property abutting on or adjoining any street or highway in which is a sewer to make connections with such sewer or drainage in such manner as the commissioners may order for the purpose of discharge of such drainage or waste matter as the commissioners may specify The township commissioners may by penalties enforce any regulation they may ordain with reference to any sewer or drainage connections All connections required shall be uniform All persons so connecting may be required to pay in addition to the cost of making such connections a monthly or annual rate prescribing by ordinance Such monthly or annual rate shall constitute a lien until paid against the property so connecting with such system and the amount thereof may be recovered by due process of law All water utilities supplying water to users within the boundaries of any township shall at the request of the township commissioners furnish to the township on or before the fifteenth day of the month following the month during which bills are issued a list of all water meter readings and flat-rate water bills and the basis for each flat-rate water charge so that the data may be used in calculating a monthly or annual rate The township is authorized and empowered to pay to such utilities reasonable amounts for necessary clerical and other expenses incurred in the preparation of such lists

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Utility Law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Peckan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 219, on third reading, entitled:

An Act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State-Federal Social Security Board and conferring powers and imposing duties upon the Board authorizing the Board to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employee contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 252, as follows:

An Act to amend Section 605 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled 'An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors

and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by requiring the recorder's record of conveyances to contain complete post office addresses of grantees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 605 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled 'An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" is hereby amended to read as follows

Section 605 Recorder of Deeds to Furnish Record of Conveyances Compensation It shall be the duty of the recorder of deeds in each county to keep a daily record separate and apart from all other records of every deed or conveyance of land in said county entered in his office for recording which record shall set forth the following information to wit The date of the deed or conveyance the names of the grantor and grantee the complete post office address of the grantee the consideration mentioned in the deed the location of the property as to city borough ward town or township the acreage of the land conveyed if mentioned and if the land conveyed be a lot or lost on a recorded plan the number or numbers by which the same may be designated on the plan if mentioned in the deed and it shall be the further duty of the recorder on or before the first Monday of each month to file the aforesaid daily record in the office of the board for the assessment and revision of taxes of the proper county together with his certificate appended thereto that such record and the recorder of deeds shall charge and collect from the person presenting a deed of conveyance for record the sum of fifteen cents when it contains but one description of land and ten cents for each additional description therein described which sum shall be in full compensation for his services under this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Leader,	Peelor,	Wade,
Byrne,	Kessler,	Probert,	Wagner,
Chapman,	Lane,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freud	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 346, as follows:

An Act to provide for an additional law judge of the court of common pleas in the thirty-fifth judicial district

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In addition to the judges provided for in the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 167) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts" an additional law judge is hereby authorized and provided for the court of common pleas of the thirty-fifth judicial district who shall possess the same qualifications which are required by the Constitution and laws for the president judge of the court of common pleas of said district and who shall hold his office for a like term and by the same tenure and shall have the same power authority and jurisdiction and shall be subject to the same duties restrictions and penalties and shall receive the same compensation provided for by law for judges learned in the law as if the same office had been established in the time of and subject to the provisions of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith"

Section 2 At the next municipal election in November one thousand nine hundred fifty-three the qualified electors of the said thirty-fifth judicial district shall elect in the same manner prescribed by law for the election of the president judge of the court of common pleas of said district a competent person learned in the law to serve as said additional law judge of the court of common pleas of said thirty-fifth judicial district from the first Monday in January one thousand nine hundred fifty-four for a term of ten years Vacancies in the office hereby created whether caused by death resignation expiration of term or otherwise shall be filled in the same manner as is required by law in case of a similar vacancy in the office of president judge of said court

Section 3 The Governor is hereby authorized to appoint a competent person learned in the law as such additional law judge of the court of common pleas of the said thirty-fifth judicial district to serve until the first Monday of January one thousand nine hundred fifty-four

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,
Barr,
Barrett,
Berger,
Blass,
Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed.

Haluska,
Hare,
Holland,
Kephart,
Kessler,
Lane,
Leader,
Letzler,
Mahany,
Mallery,
McCreesh,
McGinnis,
McMenamin.

McPherson, Jr.,
Meade,
Neff,
Pechan,
Peelor,
Propert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,
Stevenson,
Stiefel,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 433, as follows:

An Act to further amend sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the limits of certain employe contributions and retirement allowances under the employes' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as last amended by the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 354) are hereby further amended to read as follows

Section 318 Payment by Employes Each county employe shall each month pay into the retirement fund five per centum of the amount received by him or her as salary or wages during the preceding calendar month In no event [however paying] shall any such employe pay at a rate greater than [fifteen dollars (\$15.00)] seventeen dollars and fifty cents (\$17.50) a month Such amount shall be collected by the county treasurer and by him paid into the retirement fund No employe shall be entitled to a retirement allowance who does not make the monthly payment herein required

Section 322 Amount of Retirement Payment The retirement allowance paid under the provisions of this act shall equal annually fifty per centum of the average annual amount received by the employe as salary or wages during the two years immediately preceding the date of retirement of the employ receiving the retirement allowance and no person receiving a retirement allowance shall be required to pay any amount into the retirement fund No retirement allowance shall be less than seventy-five dollars (\$75.00) per month nor shall it exceed the sum of [one hundred fifty dollars (\$150)] one hundred seventy-five dollars (\$175.00) per month Retirement allowances shall be paid in monthly installments on warrant on the board

Section 2 The increases in retirement allowances provided by this amending act shall be deemed cost-of-living increases and shall not be construed as a permanent and binding obligation of the retirement fund which will in perpetuity entitle present and future beneficiaries under the fund to secure retirement allowances predi-

cated upon such increases such increased retirement allowances shall be subject to revision by the General Assembly in the event of a decline or a rise in the cost of living in no event however shall any decrease in living costs result in decreasing the retirement allowances in effect prior to the effective date of this amending act

Section 3 The county commissioners shall appropriate any additional moneys necessary to carry out the provisions of this act in the manner provided by section three hundred seventeen of the act to which this is an amendment

Section 4 The provisions of this act shall become effective on the first day of the month next following its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Peelor,	Toole,
Blass,	Kessler,	Propert,	Wade,
Byrne,	Lane,	Pechan,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 499, on third reading, entitled:

An Act to add Section 15.1 to the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by providing for optional minimum retirement allowances under certain conditions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 534, on third reading, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 535, as follows:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 301) is hereby further amended to read as follows

Section 701 Unlawful Taking Killing [Possession] Etc of Game Except as otherwise provided in this act it is unlawful for any person to take or kill or wound or attempt to take or kill or wound any game except during the open season or to have in possession either living or dead any game or any part thereof except game lawfully taken during the open season which may be had in possession [during the open season therefor and for sixty day thereafter Provided however That any person upon application to the director or any supervisor or district game protector and the payment of a fee of one dollar (\$1.00) may be issued a permit authorizing the possession of the flesh of a lawfully killed game animal or bird or any part thereof for an additional period not to exceed six months] up to and including July first of the year immediately following

The burden of proof that game or any part thereof found in possession of any person after the close of the open season was lawfully taken shall be upon the person in whose possession such game or part thereof is found

This section does not prohibit the possession at any time of game killed or taken outside of this Commonwealth or the possession of the tanned or cured skins or any parts thereof of birds or animals not unlawfully killed or the possession of live raccoons when lawfully taken during the open season [provided the owner thereof applies to the director for a permit within five days after the close of the season which shall be issued without charge]

It is unlawful for any person to use any game that has been unlawfully killed or taken or to aid or assist in the taking possessing concealment or transportation of any game unlawfully killed or to have in possession for any purpose whatsoever or conceal the same any game or any part thereof that has been unlawfully killed or taken

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barratt,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,

Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 589, as follows:

An Act to amend Section 1.1 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on lakes and ponds and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1.1 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" as added by the act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 591) is hereby amended to read as follows

Section 1.1 (a) No motor boat of more than five horsepower shall be operated on the inland waters of this Commonwealth in locations where such waters are one hundred eighty (180) feet or less in width These restrictions do not apply to any motor boats or other watercraft engaged in commercial navigation

(b) No motor boat of more than ten horsepower shall be operated on lakes or ponds of this Commonwealth in locations where such waters are one hundred fifty (150) acres or less in area These restrictions do not apply to any motor boats or other watercraft engaged in commercial navigation

(c) No motor boat shall be operated on lakes or ponds of this Commonwealth at a speed in excess of eight (8) miles per hour when (i) within two hundred fifty (250) feet of a rowboat or canoe being used on such waters or (ii) within two hundred fifty (250) feet of the shores of such waters

(d) The Pennsylvania Fish Commission shall arrange for the annual publication in the Fisherman's Guide of an enumeration of the lakes and ponds upon which motor boats of more than five or ten horse-power may be operated

Section 2 Section 8 of said act as renumbered Section 15 and amended by the act approved the thirty-first day of May one thousand nine hundred thirty-three (P. L. 1122) is hereby further amended to read as follows

Section 15 Any person violating any provision of this act or any rule or regulation prescribed by the board under this act shall upon conviction thereof in a sum-

mary proceeding before a justice of the peace alderman or magistrate be sentenced to pay a fine of not less than [five] ten dollars and costs nor more than one hundred dollars and costs or in default of payment thereof [thirty days in jail] to undergo imprisonment for not less than five days and not more than thirty days and in addition the Department of Revenue may revoke the license issued for the motor boat used by such person

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 611, on third reading, entitled:

An Act creating the Pennsylvania Public Safety Commission as a commission providing for the appointment of a director of Public Safety, setting forth the powers and duties of the commission, and the director, defining the scope of existing safety agencies; and making an appropriation.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 654, as follows:

An Act to further amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefore the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State

taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by providing for the collection and distribution of said taxes by the bureau further regulating the sale of properties turned over to the bureau by county commissioners and taxing districts and of properties purchased at tax sales by county commissioners under the provisions of said act imposing certain costs upon the taxing districts and further providing for the execution of deeds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "owner" in Section 102 of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefore the collection and adjudication of such claims sales of real property including seated and unseated lands subjects to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" as amended by the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1602) is hereby further amended to read as follows

Section 102 Definitions As used in this act the following words shall be construed as herein defined unless the context clearly indicates otherwise

* * * * *

"Owner" the person in whose name the property is last registered if registered according to law and in all other cases means any person in open peaceable and notorious possession of the property as apparent owner or owners thereof or the reputed owner or owners thereof in the neighborhood of such property as to property having been turned over to the bureau by any county "owner" shall mean the county

* * * * *

Section 2 Section 204 and 205 of said act are hereby amended to read as follows

Section 204 County Bureau to [Certify Returns to County Treasurer for Collection] Collect Taxes Each county bureau shall certify to the county treasurer a copy of all returns of tax claims filed in its office and

it shall be the duty of the county treasurer to receive and collect such taxes and give proper receipt therefor when payment is offered and to make distribution of the moneys received therefor as provided by this act [A record of all taxes collected by him shall be certified to the bureau in the manner to be established under the provisions of the following section]

Section 205 System of Accounting and Payment Over In each county bureau a system of accounting [certifying of claims and collections] and payment over of all moneys collected or received under the provisions of this act [between the bureau and the county treasurer] shall be established in the bureau as may be determined by the county commissioners the county controller if any and county treasurer

All taxes and municipal claims recovered in full by the bureau [or by the county treasurer] under the provisions of this act whether by payment by the owner before sale payment by a purchaser who has bid the upset price at a sale by redemption or through sequestration shall be paid over to the taxing districts entitled thereto In all other cases including net moneys received through sequestration or from the management or through public or private sale of property the moneys received shall be paid over first to the respective taxing districts in proportion to the taxes due them second the municipal claims against such property due any taxing district third mortgages and other liens in order of their priority and fourth except in cases of property purchased by a taxing district prior to the effective date of this act and turned over to the bureau for sale the balance remaining shall be paid to the owner of the property sold Such payments shall in all cases be less the percentage to which the county is entitled in accordance with this act Provided however That where by the sale or redemption of property tax liens of the Commonwealth are recovered payment shall first be made of the tax liens of the Commonwealth to the State Treasurer through the Department of Revenue and in the case of the public or private sale of property by the bureau after the continuance of a former sale because of insufficient bid the purchase price received shall first be applied to the satisfaction of the tax liens of the Commonwealth and shall be paid over in like manner

Moneys recovered on account of costs fees and expenses advanced by the county or any other taxing district shall be repaid to the taxing district making the advance

The bureau shall keep an accurate account of all moneys received by it [or by the county treasurer] under the provisions of this act and a separate account for each property

All payments out of moneys recovered shall be made by the [county treasurer under the system of accounting established] bureau at stated intervals but not less frequently than once every three (3) months

Section 3 Section 207 of said act as amended by the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1579) is hereby further amended to read as follows

Section 207 Reimbursement of County In order to reimburse the county for the actual costs and expenses of operating the bureau created by this act for a period of four years after this one thousand nine hundred forty-nine amendment becomes effective the county shall receive and retain out of all moneys collected or received under the provisions of this act four per centum (4%) thereof and thereafter shall receive and retain two per centum (2%) thereof which percentage shall be deducted by the [county treasurer] bureau before paying over moneys to the respective taxing districts entitled thereto and shall be [retained in] paid into the county treasury for the use of the county The reimbursement herein provided for shall be in addition to the costs fees and expenses advanced by the county which upon recovery are payable to the county as provided by the preceding section of this act

Section 3 Sections 404 and 608 of said act are hereby amended to read as follows

Section 404 Powers of Sequestrator A sequestrator shall have power to retain possession of the property as sequestrator until all taxes owing to the several taxing districts shall have been collected or paid He shall have power (a) to lease the property for a period not exceeding one (1) year with the usual privilege of renewal or termination thereof upon three (3) months' notice [but not for the purpose of extracting any minerals or oil or the cutting of timber] (b) to make such repairs to the property as may be reasonably necessary to restore and maintain it in a tenantable condition and to carry insurance on such property (c) to advertise the property for rent (d) to collect the costs of repairs advertising and commissions of rental agents from rentals collected or from a redeeming owner (e) to sell and dispose of growing crops and (f) to appoint a licensed real estate broker or agent as agent to collect the rentals of the property and pay such agents the customary commissions for rent collection The bureau shall not in any case without prior approval of the county commissioners or in case of cities of the first class the city council incur any expense for the maintenance repair or alteration of any property in excess of eighty per centum (80%) of the amount of rental to be received from such property within a period of one (1) year under a lease entered into at or before the time such expense is incurred. All commissions costs and necessary expenses shall be deducted from the rents collected before paying the net balance towards taxes

Section 608 Deed When the purchaser has paid the amount of his bid it shall be the duty of the bureau to make to the said purchaser his or their heirs or assigns a deed in fee simple for the property sold Each such deed shall be in the name of the bureau as trustee grantor and shall be executed and duly acknowledged before the prothonotary by the director and a notation of such deed and acknowledgment shall be duly entered on the proper records The deed shall before delivery be recorded in the office for the recording of deeds at the cost of the purchaser

Section 5 Section 612.1 of said act as added by the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1579) is hereby amended to read as follows

Section 612.1 County Commissioners May Bid and Purchase Property [When No Bids Offered] Costs Paid by Taxing Districts Whenever any property shall be put up for public sale upon order of court as provided in section six hundred twelve the county commissioners are hereby authorized to bid [the sum of one dollar (\$1)] up to and including one dollar over and above all costs as prescribed in section six hundred twelve for said property at such sale and if the property is sold to them for the county the county shall take and have an absolute title free and clear of all tax and municipal claims mortgages liens and charges and estates of whatsoever kind except ground rents separately taxed in the same manner and to the same extent as a private purchaser would have taken In such cases the proportionate share of said costs shall be paid to the county by the respective taxing districts in proportion to the taxes due them on such property An amount equal to such costs due the county from any taxing district may be deducted from any tax moneys thereafter payable to such district under the provisions of this act Upon the sale thereafter of such property by the county the proceeds from the sale shall be distributed to the taxing authorities in proportion to the taxes due them on such property at the time of the tax sale

Any property purchased at such sale by the county may thereafter by the county commissioners be (1) leased to any taxing district to be used for public purposes (2) used for any suitable public purpose by the county [or] (3) sold in the same manner as any other real property owned in fee simply by the county or (4) sold upon petition to the court of common pleas which shall

fix a day not more than thirty (30) days thereafter for a hearing and sale. At least five (5) days notice of such hearing and sale shall be given to all the taxing authorities having an interest therein and notice shall also be given by publication at least two times with approximately ten (10) days intervening in at least one (1) newspaper of general circulation published in the county setting for the location of the property that it was acquired at a public tax sale giving the date and place the terms of the proposed sale that the property will be sold clear and free of all liens and charges (except ground rents if any) and the lowest amount which the county is prepared to accept for the sale of the property.

If after such hearing the court is satisfied that the proposed sale is proper and to the advantage of the county and the other taxing district interested it shall allow any person to offer more than the minimum price fixed by the county or other price as the court may find proper and enter a decree approving such sale and directing a conveyance of such property to the person or persons purchasing the same upon the payment of the purchase price and all costs of the proceeding. The title conveyed shall be free and clear of all tax and municipal claims mortgages liens and charges and estates of whatsoever kind except ground rents separately taxed.

Section 6 Section 615 and 702 of said act are hereby amended to read as follows

Section 615 Deeds When the price for the private sale of any said property has been finally approved or confirmed as hereinbefore provided the bureau shall upon payment over of the purchase price less the option money if any make to the purchaser his or their heirs or assigns a deed in fee simple for the property sold. Each such deed shall be in the name of the bureau as trustee grantor and shall be executed and duly acknowledged before the prothonotary by the director. Such deed shall convey title to the purchaser free clear and discharged of all tax claims and tax judgments whether or not returned filed or entered as provided by this or any other act.

Section 702 Powers and Duties of Bureau as Agent The property turned over to it as provided in the preceding section shall not be subject to redemption and until finally sold as hereinafter provided the bureau shall manage and control the property for the trustee county with power (a) to lease the property for a period not exceeding one (1) year with the usual privilege of renewal on termination thereof upon three (3) months' notice [but not] and any such lease may be on a royalty basis for the purpose of extracting any minerals or oil or the cutting of timber (b) to make such repairs to the property as may be reasonably necessary to restore and maintain it in a tenable condition and to carry insurance on such property (c) to advertise the property for sale or for rent (d) to appoint an agent or agents who shall be a licensed real estate broker or agent to collect the rentals and pay such agents the customary commissions for rent collection (e) to harvest and sell the crops or produce of the property (f) to sell any scrap or salvage resulting from repairs or alterations to buildings on the property or from the demolition of buildings no longer safe for occupancy (g) to recover the cost of advertising repairs alterations or demolition of buildings the harvesting of crops and the commissions of rental agents from the rental or sale of the property or any crops or salvage therefrom and (h) to sell the property at private sale to give options thereon and receive option money and to make deeds for such property when sold in the same manner as provided in Article VI.

The bureau shall not in any case incur any expense for the maintenance repair or alteration of any such property in excess of eighty per centum (80%) of the amount of rental to be received for such property within a period of one (1) year under a lease entered into at or before the time such expense is incurred.

Section 7 Section 703 of said act as amended by the acts approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1579) and the twentieth

day of May one thousand nine hundred forty-nine (P. L. 1602) is hereby further amended to read as follows

Section 703 Such Properties to be Sold Under Provisions of Article VI (a) All properties so turned over to the bureau which have not been sold at private sale as hereinbefore provided with the exception of such properties leased to a previous owner or other member of his family dwelling therein and receiving or within the preceding sixty (60) days having received assistance from any public agency [shall be sold by the bureau at public sale held not later than the first day of June one thousand nine hundred fifty-one or at a public sale held not later than two years after this act becomes effective as to such taxing district. Such sales shall be made if requested by the county commissioners taxing district or trustees which delivered possession thereof to the bureau in the same manner as if said property was being sold at a first sale on a tax claim as provided in Articles III and VI and if no such request is made] may be sold at public sale by the bureau upon written request of any taxing authorities having any tax claims or tax judgments against the property. Such sale shall be made at the time specified in the request and in the same manner as if the property was being sold at a first sale on a tax claim as provided in Articles III and VI except that it shall be a simple public sale with no upset price and shall divest only the lien of tax claims and tax judgments. The purchaser of any such property shall be given a deed executed and acknowledged as hereinbefore provided which shall convey title free clear and discharged of all tax claims and tax judgments whether or not returned filed or entered as provided by this or any other act. The notices to be given of such sale as required in Article VI shall state that there is no upset price and that the sale shall divest only the lien of taxes and tax judgments.

(b) In lieu of the public sale provided for in the preceding subsection or if such sale is held but the property is not sold due to the absence of any bid the bureau upon written request of any such interested taxing authorities may sell such property upon petition to court for an order to sell clear and free of all claims liens mortgages and estates in the same manner with like proceedings and with like effect as if said properties had been first exposed to public sale as provided in Article VI but not sold because of insufficient bid. The sale of properties turned over to the bureau under the provisions of this article shall except as herein otherwise provided be subject to all the provisions of Article VI in so far as they may be applicable and when sold at public sale by order of court as above provided such properties shall be sold free and discharged from all tax and municipal claims mortgages liens charges and estates whatsoever.

[It is the intent of this section that where said property is exposed to a first public sale at the request of the county commissioners or trustee as above provided but is not sold because of insufficient bid the property shall thereafter be sold by order of court as herein provided free and discharged from all liens and encumbrances as provided under Article VII]

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,

Dent,
Diehm,
DiSilvestro,
Fleming,
Freed.

Mahanay,
Mallery,
McCreesh,
McGinnis,
McMenamin,

Ruth,
Scarlett,
Silvert,
Snowden,

Watson,
Wolfe,
Wood,
Yosko.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 684, as follows:

An Act to further amend Section 7 of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties are requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" by further regulating the selection of jurors in counties of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 7 of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" as amended by the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 538) is hereby further amended to read as follows

Section 7 After obtaining the said list of taxables the said commission shall meet forthwith and two members shall constitute a majority for such meeting and shall select from the said list of taxables every [fiftieth] twentieth name beginning with the first name on said list then the [fifty-first] twenty-first name and so continuing until the whole of said list of taxables has been passed through and then shall proceed in a similar man-

ner by selecting the second name on said list and then the [fifty-second] twenty-second name and so continue until the list has been passed through if necessary to procure the number of jurors designated to serve for the ensuing year as hereinafter provided and said procedure shall be followed until a sufficient number has been procured from said list of taxables to supply with jurors the several courts civil and criminal of the respective county holding jury trials In each succeeding year after the first year the same procedure in the selection of names from the list of taxables shall be followed beginning however with the [fiftieth] twentieth name after the last name drawn in the year last preceding Provided however That if less than [fifty] twenty names remain on the said list of taxables after the last name selected in the preceding year then the selection shall continue by beginning at the head of the list as hereinbefore provided No person shall be selected to serve as a juror if two members of said commission shall find that such person is disqualified for service under the provisions of this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 694, as follows:

An Act authorizing cities boroughs towns and townships to accumulate over a period of more than one year monies required to match State grants and further regulating the budget taxation and appropriation powers of such political subdivisions therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any law provides for the grant subsidy allocation or apportionment of State monies to a city borough town or township the payment of which is conditioned on the matching thereof at any time within a period of more than one year by monies of such political subdivision the political subdivision may accumulate the necessary monies during any such prescribed period For such purposes a city borough town or township may annually budget part of the necessary total sum as a current expenditure may levy taxes to meet inter alia an expense so budgeted and may appropriate such sum for accumulation from year to year within the prescribed period No sum so budgeted or appropriated by a city borough town or township shall be transferred to any other fund or used by the political subdivision for any other purpose

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Proper,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 702, on third reading, entitled:

An Act to futher amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 703, on third reading, entitled:

An Act to amend subsection three of Section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 711, as follows:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred fifty thousand dollars (\$350,000) or as much thereof as may be necessary is hereby specifically appropriated from the World War II Veterans' Compensation Fund to the Department of Military Affairs for the two fiscal years beginning June first one thousand nine hundred fifty-one for the purpose of paying salaries wages postage printing and other necessary expenses incurred in payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947"

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Haluska,	McPherson, Jr.	Stevenson.
Bane,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Proper,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed.	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 757, as follows:

An Act to add Article XVII.I to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by providing for the establishment of a traffic court in cities of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" is hereby amended by adding thereto Article XVII.I to read as follows

Article XVII.I

Traffic Court

Section 1 There shall be established a traffic court in each city of the second class with a chief traffic court magistrate in charge thereof who shall have the assistance of such additional traffic court magistrates as may be necessary in carrying out the duties of the traffic court

Section 2 All information made by police officers of any city of the second class changing any violation of "The Vehicle Code" and its amendments or of local ordinances enacted pursuant to "The Vehicle Code" shall be brought before the magistrates assigned to the traffic courts of cities of the second class

Section 2 Section 1201 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses

bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) is hereby repealed in so far as it applies to the requirement for bringing information charging violations of any summary provisions of The Vehicle Code before the nearest available magistrate within any city of the second class where such alleged violation occurred

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 866, on third reading, entitled: go over in its order.

An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by increasing the allowance for expenses of township officers at annual meeting of the State association

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 940, on third reading, entitled:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments go over in its order.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 944, as follows:

An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" by increasing the fees in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" as last amended by the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 773) is hereby further amended to read as follows

Section 1 Be it enacted &c That from and after the passage of this act the fees to be charged and received by constables in this Commonwealth shall be as follows

For executing a warrant on behalf of the Commonwealth for each defendant [one dollar] two dollars fifty cents

For conveying defendants except vagrants to jail on mittimus or warrants for each defendant one dollar fifty cents and in addition thereto for each mile going and returning ten cents

For arresting persons guilty of a breach of the peace riotous or disorderly conduct drunkenness or who may be engaged in the commission of any unlawful act tending to imperil the personal security or endanger the property of the citizens or violating any ordinance of any borough for the violation of which a fine or penalty is imposed or offending or suspected of offending against the laws of this Commonwealth protecting timberlands or the violation of any other law of this Commonwealth authorizing arrest by constable without process and bringing such offender before a justice of the peace for each defendant one dollar and for every act in or about the arrest or commitment of vagrants [one dollar] two dollars for each vagrant so arrested or arrested and committed and mileage as hereinafter provided

For levying a fine or forfeiture on a warrant fifty cents

For taking the body of a defendant into custody on a mittimus where bail is afterwards entered before delivery of body to the jailer [one dollar] two dollars fifty cents

For executing discharge to jailer [one dollar] two dollars fifty cents

For executing bail-piece one dollar

For executing a search-warrant and making return thereon one dollar

For making returns to the court of quarter sessions two dollars and fifty cents

For serving summons notices on referees suitor or tenant either personally or by leaving copy [seventy-five] one dollars fifty cents for each person served

For serving subpoena in all cases [seventy-five] one dollar fifty cents for the first witness and [twenty-five] seventy-five cents for each additional witness served

For executing attachment [seventy-five] one dollar fifty cents for each defendant and garnishee served

For arresting on a capias one dollar for each person arrested

For taking bail on a capias or for delivery of goods fifty cents

For notifying plaintiff where defendant has been arrested on capias to be paid by plaintiff twenty-five cents

For serving capias execution one dollar

For executing landlord's warrant [one dollar] two dollars

For taking inventory of goods each item two cents

For levying or distraining goods [one dollar] two dollars fifty cents

For advertising personal property to public sale two dollars and fifty cents

For selling goods levied or distrained [one dollar] two dollars and when the same continues longer than three hours [three] five dollars per day

For clerk hire at said sales when necessary [two] five dollars per day

For watchman taking charge of property levied on when necessary [two] five dollars per day also reasonable expenses of insurance arranging goods for sale heat light storage rent transportation feeding livestock and similar expenses incurred in caring for and keeping goods and chattels levied upon when the same is necessary and advantageous or when requested by the plaintiff or defendant to incur such expense

For receiving and paying over money paid after a levy without sale one dollar and fifty cents

For copy of vendue paper when demanded each item two cents

For putting up notice of distress at mansion-house or at any other place on the premises fifty cents

For serving scire facias either personally or by leaving a copy for each person served [fifty cents] one dollar fifty cents for the first copy seventy-five cents for each additional copy

For executing order of removal of a pauper or papers [one dollar] two dollars for each pauper

For making return of nulla bona or non est inventus on any writ one dollar fifty cents

For executing writ of restitution [two] five dollars

For executing writ of possession [two] five dollars

For serving summons in landlord and tenant proceedings one dollar fifty cents

For taking inventory of goods on an execution each item two cents

For holding appraisement where exemption is claimed by defendant four dollars out of which the constable shall pay to each appraiser one dollar

For traveling expenses in the performance of any duty or service hereinbefore set forth or in the performance of any other duty or service required by law each mile going and returning ten cents to be computed by the route usually traveled in going from points and places where said constables may reside or where he receives any paper to be executed to the points or places required to be traveled whether that route be by highways railroads or otherwise Provided That in no case shall more mileage be demanded or received than for the miles actually traveled

For services not herein specially provided for the same fee may be charged and received as for similar services

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silver,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 960, on third reading, entitled:

An Act to amend Section 8 of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas and orphans' courts courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their powers and duties and when such reports shall be evidence of the facts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation" approved May fifteenth one thousand eight hundred and seventy-four repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May eighth one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties in this State' approved June tenth one thousand eight hundred and eighty-one" approved the twenty-fourth day of May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" by increasing the compensation of official stenographers for copies of stenographic notes

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 972, on third reading, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1101, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell at public sale and convey a certain tract of land situate in the City of Allentown County of Lehigh and providing for the disposition of the proceeds of the purchase moneys

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital is hereby authorized on behalf of the Commonwealth to sell at public sale to the highest bidder and to make and execute a deed conveying the following described tract of land used in connection with the Allentown State Hospital

All that certain tract of land situate in the City of Allentown County of Lehigh Commonwealth of Pennsylvania more particularly described as follows

Beginning at the southwest corner of land of the Commonwealth of Pennsylvania Allentown State Hospital a common corner between lands of the Commonwealth of Pennsylvania and lands of the Lehigh and Susquehanna Railroad said point being distant northerly three hundred fifty-seven and ninety-seven one-hundredths feet (357.97') from station seven hundred ninety-eight plus eleven and twenty-five one-hundredths of the stone monumented center line of the Lehigh and Susquehanna Railroad measured at right angle therefrom

Thence along the division line between lands of the Commonwealth of Pennsylvania and lands of the Lehigh and Susquehanna Railroad North five degrees twenty-eight minutes thirty seconds West (N 5° 28' 30" W) twenty-eight and eleven one-hundredths feet (28.11') to a point in the northerly side line of River Drive as relocated

Thence along the northerly side line of River Drive on a line parallel to and distant sixteen and five-tenths feet (16.5') northerly from the center line of River Drive as relocated North fifty-six degrees fifty-one minutes twenty seconds East (N 56° 51' 20" E) one hundred ninety-two and eight tenths feet (192.8') to a point of curve

Thence along the same on a curve to the left with a radius of five hundred eighty-three and five-tenths feet (583.5') a distance of eighty-eight and five-tenths feet (88.5') measured on the arc of the curve to a point of tangency

Thence along the same North forty-eight degrees nine minutes fifty seconds East (N 48° 09' 50" E) seven hundred twenty-nine and sixty-six one-hundredths feet (729.66') to a point of curve

Thence along the same on a curve to the right with a radius of six hundred sixteen and fifty one-hundredths feet (616.50') a distance of one hundred fourteen and eighteen one-hundredths feet (114.18') measured on the arc of the curve to a point of tangency

Thence along the same North fifty-eight degrees forty-six minutes thirty seconds East (N 58° 46' 30" E) three hundred thirty-two and eighty-three one-hundredths feet (332.83') to a point of curve

Thence on a curve to the left with a radius of five hundred eighty-three and five-tenths feet (583.5') a distance of eighty-three and sixteen one-hundredths feet (83.16') measured on the arc of the curve to a point of tangency

Thence North fifty degrees thirty-seven minutes twenty seconds East (N 50° 37' 20" E) three hundred ninety-two and sixty-six one-hundredths feet (392.66') to a point of curve

Thence on a curve to the left with a radius of nine hundred thirty-eight and five-tenths feet (938.5') a distance of three hundred five and forty-four one-hundredths feet (305.44') to a point of tangency said point being in the division line between lands of the Commonwealth of Pennsylvania and lands of the Lehigh and Susquehanna Railroad said point being distant northerly one-hundred fifty-four and nine-tenths feet (154.9') from station seven hundred seventy-four plus seventy-five and eighteen one-hundredths of the stone monumented center line of the Lehigh and Susquehanna Railroad measured on a radial line therefrom

Thence along the division line between lands of the Commonwealth of Pennsylvania and the lands of the Lehigh and Susquehanna Railroad South thirty-one degrees fifty-eight minutes thirty seconds West (S 31° 58' 30" W) sixty and twenty-five one-hundredths feet (60.25') to a concrete monument at a point of curve

Thence along the same on a curve to the right with a radius of two thousand eight hundred forty-eight and forty-three one-hundredths feet (2848.43') a distance of five hundred thirty-nine and twenty-five one-hundredths feet (539.25') measured on the arc of the curve to a concrete monument

Thence along the same South forty-seven degrees eleven minutes thirty seconds West (S 47° 11' 30" W) seven hundred thirty-three and seven-tenths feet (733.7') to a point

Thence along the same South fifty-five degrees thirteen minutes thirty seconds West S 55° 13' 30" W) one hundred forty-nine and nine-tenths feet (149.9') to a point

Thence along the same South fifty-six degrees eleven minutes thirty seconds West (S 56° 11' 30" W) two hundred forty-nine and nine-tenths feet (249.9') to a point

Thence along the same South fifty-nine degrees twenty minutes thirty seconds West (S 59° 20' 30" W) one hundred forty-nine and six-tenths feet (139.6') to a point

Thence along the same South sixty-five degrees forty-seven minutes thirty seconds West (S 65° 47' 30" W) two hundred ten feet (210') to a point

Thence along the same South sixty-six degrees one minute thirty seconds West (S 66° 01' 30" W) one hundred ninety-eight and two-tenths feet (198.2') to the place of beginning

Containing five and forty-four one hundredths acres
The bearings refer to the true meridian

Section 2 The deed conveyance herein authorized shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth

Section 3 The moneys received as the purchase price shall be paid into the general fund of the State Treasury

Section 4 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner.
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freud,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court of Common Pleas of Dauphin County and prescribing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 61, entitled:

An Act making an appropriation to the National Agricultural College Farm School Pennsylvania at Doylestown Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 62, entitled:

An Act relating to the examination, detention, hearing, commitment, care, treatment, rehabilitation, probation and discharge of any person who is not insane, but who suffers from such conditions of emotional instability or of impulsiveness or behavior, or who lacks the customary standards of judgment, self-control and discretion, or who fails to appreciate the consequences of his acts, or who combines any one or more of such conditions, so as to render such person irresponsible and thereby dangerous to himself or to others; imposing certain duties on district attorneys, courts and the Department of Welfare in respect thereto; payment of maintenance costs and reimbursement in such cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 110, on second reading, entitled:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 162, on second reading, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 194, entitled:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayor burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including combinations of certain organizations within exemptions from fees.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 196, on second reading, entitled:

An Act making an appropriation to the City of Philadelphia for repairing Penn Treaty Monument and improving the grounds thereof located in the Eighteenth Ward of said City of Philadelphia.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 213, entitled:

An Act to further amend sections one of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen and firemen by cities, boroughs, towns, and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by adding a presumption of relationship to employment of diseases of the hearts and tuberculosis of the respiratory system and providing disability benefits for such conditions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 218, on second reading, entitled:

An Act making an appropriation to the Paoli Memorial Association for improvements and maintenance and for planting on the Paoli Parade Ground situated in Malvern Borough Chester County Pennsylvania.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 236, entitled:

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including Philippine Pacific War Veterans Navy Club of the United States and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

And said bill having been read at length the second time and agreed to;

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 238, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make arrests without warrants under certain circumstances.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LETZLER on behalf of Mr. MAHANY offered the following amendments:

Amend Sec. 1 (Sec. 256), page 3, line 6, by striking out the word "without" and inserting in lieu thereof: "with a"; Amend Sec. 1 (Sec. 256), page 3, line 7, by inserting

after the word "offenses" the following: "without permission of the owner"; Amend Sec. 1 (Sec. 256), page 3, line 10, by striking out the words "without permission of owner"

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. LETZLER on behalf of Mr. MAHANY offered the following amendments:

Amend title, page 1, next to last line of title, by inserting after the word "make" the following: "certain"; Amend title, page 1, next to last line of title, by striking out the word "without" and inserting in lieu thereof: "with."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 238, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 258, on second reading, entitled:

An Act making an appropriation to the Board of Finance and Revenue from the State Stores Fund for refund of distillers' licenses.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 265, on second reading, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employees of school districts.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 283, entitled:

An Act making an appropriation to Sleighton Farm School for Girls, situate in Delaware County Pennsylvania.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 284, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 286, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill 319, on second reading, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and County purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation of taxable shares of stock in any regulated investment company.

be recommitted to the Committee on Corporations.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 329, on second reading, entitled:

An Act to further amend subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within

the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the installation of parking meters by local authorities at certain places.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 344, on second reading, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians including children and elderly people as well as family groups industrial workers and others.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 363, on second reading, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of furniture furnishings and historical objects for Pottsgrove Mansion in the Borough of Pottstown.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 375, entitled:

An Act to further amend subsection (b) of Section 1103 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing and operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that the records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing townships of the first class to remove and impound vehicles.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 431, on second reading, entitled:

An Act to further amend clause (c) of Section 9 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of the Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by increasing pensions for the blind.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 444, on second reading, entitled:

An Act to protect the blind and incapacitated pedestrian on public street and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 455, on second reading, entitled:

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research Incorporated Fox Chase Philadelphia.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 465, entitled:

An Act making an appropriation to the Department of Welfare to reimburse State aided hospitals for part of the cost of training student nurses in approved schools of nursing.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 481, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highway of this Commonwealth providing for the titling including liens encumbrances and legal

claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by defining "antique motor vehicle" and authorizing the operation of such vehicles with limitations as to use of lighting equipment in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Welfare for the additional maintenance of certain hospitals in out-patient and dispensary service.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 496, entitled:

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the City of Altoona empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof including compensation for damages to adjacent land owners and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 511, on second reading, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 530, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L.

905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 541, on second reading, entitled:

An Act to further amend Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 544, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 545, entitled:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 545, on second reading, entitled:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for co-operation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 546, on second reading, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain disabled veterans soldiers sailors marines female field clerks yeoman (female) and nurses

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 548, on second reading, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-one

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 550, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 551, on second reading, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 552, on second reading, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 554, on second reading, entitled:

An Act making an appropriation to The Glen Mills School situate in Delaware County Pennsylvania

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 560, on second reading, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 563, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

The Senate proceeded to the second reading and con-

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 564, entitled

An Act making an appropriation from the State Stores Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 565, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to State Employees' Retirement System with respect to State employees receiving compensation from the State Workmen's Insurance Fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 566, on second reading, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat oats barley and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 567, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 568, on second reading, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 570, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 571, on second reading, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of rates rentals and other charges that may become due on leases and other contracts executed by such department with The General State Authority for the use and occupancy by the Commonwealth of various projects structures buildings and facilities of the Authority or for the services rendered by the Authority or its projects

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 573, entitled:

An Act making an appropriation from the Banking Department Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 575, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 576, entitled:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 577, on second reading, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 579, entitled:

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township Warren County Pennsylvania

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 586, on second reading, entitled:

An Act relating to the administration without the appointment of a guardian of estates valued at one thousand dollars or less of weak minded persons drug addicts and inebriates and providing a procedure therefor

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 615, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescrib-

ing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 616, on second reading, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 617, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for official inspection stations and official inspections for certain motorcycles

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 618, on second reading, entitled:

An Act to amend Sections 515 and 525 of the act ap-

proved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 621, on second reading, entitled:

An Act to further amend section 2 of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by adding a new route in Luzerne County

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 643, on second reading, entitled:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 651, on second reading, entitled:

An Act to amend clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation allowable to attorneys employed by school directors in certain counties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 655, on second reading, entitled:

An Act to amend the title and act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor

assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by further regulating the assessment and valuation of real property for local taxation purposes further defining the duties of assessors and chief assessors changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 666, entitled:

An Act to further amend clause (a) of Section 503 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other moneys or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriation from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by clarifying the provisions relating to the jurisdiction and duty of the Board of Finance and Revenue to hear and determine certain petitions for refund by clarifying the provisions relating to the time for filing of certain petitions for refunds and eliminating obsolete provisions

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 692, entitled:

An Act to amend Section 1 of the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled as amended "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on

public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" by further defining the word "veteran" to include all persons who served in the armed forces since the twentieth day of June one thousand nine hundred fifty and who are honorably discharged therefrom

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in the case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 703, entitled:

An Act authorizing the capture and destruction of birds in cities of the first class in certain cases.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Sec. 1, page 1, line 1, by inserting after the word "department" the following "or board"; Amend Sec. 1, page 1, line 2, by striking out the words "of the first class"; Amend Sec. 1, page 2, line 2, by inserting after the part-word "ment" the following "or board".

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. KEPHART offered the following amendments:

Amend Title, page 1, line 1 of Title, by striking out the word "and" and inserting in lieu thereof "or"; Amend Title, page 1, lines 1 and 2 of Title, by striking out the words "cities of the first class" and inserting in lieu thereof "any city".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 706, entitled:

An Act to add clause (m) to section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and dean of medical schools creating a medical board to determine controverted medical

issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases and making an appropriation and prescribing penalties" by designating diseases of the heart and tuberculosis of the respiratory system as compensational diseases when contracted or incurred by firemen or policemen.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 708, entitled:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 711, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school direc-

tors and imposing penalties" by further providing for hours of registration and removing certain obsolete provisions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 712, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the expense and clerical allowance of members of the General Assembly and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 719, the bill just read, be recommitted to the Committee on Appropriations.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 730, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of Resident hunter's licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Sec. 1 (Sec. 501) page 3, line 8 by inserting after letter "(c)" the following: "[Special Permits]"; amend Sec. 1 (Sec. 501), page 3, line 8, by inserting after the word "Resident" the following: "and nonresident"; amend Sec. 1 (Sec. 501) page 3, line 8 by striking out the underscoring beneath the word "for"; amend Sec. 1 (Sec. 501) page 3, line 10 by inserting after the word "issue" the following: "[special permits]"; amend Sec. 1 (Sec. 501), page 3, line 10, by inserting after the word "resident" the following: "and nonresident"; amend Sec. 1 (Sec. 501) page 3, line 13 by inserting after the word "such" the following: "[permits]"; amend Sec. 1 (Sec. 501) page 3, line 15 by inserting after the word "any" the following: "[portion]"; amend Sec. 1 (Sec. 501), page 3, line 17, by inserting after the word "resident" the following: "and nonresident"; amend Sec. 1 (Sec. 501), page 3, line 18, by inserting after the word "Resident" the following: "and nonresident"; amend Sec. 1 (Sec. 501) page 4, line 13 by striking out the word "counties" and inserting in lieu thereof: "county"; amend Sec. 1 (Sec. 501) page 4, line 15 by inserting after the word "such" the following: "[permits]"; amend Sec. 1 (Sec. 501) page 4, line 16 by inserting after the word "any" where it appears the first time in said line the following: "[designated portion or portions]"; amend Sec. 1 (Sec. 501) page 4, line 18 by inserting after the word "the" the following: "[areal]"; amend Sec. 1 (Sec. 501) page 5, line 3 by inserting after the word "a" the following: "[special]"; amend Sec. 1 (Sec. 501) page 5, line 4 by inserting after the word "deer" the following "[permit for such antlerless deer]"; amend Sec. 1 (Sec. 501) page 5, line 16 by inserting after the word "to" the following: "[special permits]"; amend Sec. 1 (Sec. 501) page 5, line 16, by inserting after the word "resident" the following: "and nonresident"; amend Sec. 1 (Sec. 501) page 5, line 19 by inserting after the word "without" the following: "[such]"; amend Sec. 1 (Sec. 501) page 5, line 19 by inserting after the word "a" the following: "[special]"; amend Sec. 1 (Sec. 501) page 5, line 19, by inserting after the word "resident" the following: "or nonresident"; amend Sec. 1 (Sec. 501) page 6, line 1 by inserting after the word "deer" where it appears the first time in said line the following: "[permit]."

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:
Amend Sec. 3 page 6, lines 5 and 6 by removing the underscoring beneath both of said lines.

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. KEPHART offered the following amendment:

Amend Title, page 1, next to last line of Title, by inserting after the word "resident" the following: "and nonresident".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. KEPHART. Mr. President, I ask unanimous consent that House Bill No. 730, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 867, entitled:

An Act transferring money from the Banking Fund to the General Fund

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 872, on second reading, entitled:

An Act authorizing certain municipal corporations of other states to acquire, use, encumber, and dispose of real property and appurtenances attached thereto, in this Commonwealth necessary to the beneficial use of certain real property in such other state; defining certain of their rights and liabilities in connection therewith; and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1020, entitled:

An Act transferring money from the Manufacturing Fund to the General Fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1042, entitled:

An Act to amend subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1059, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registrations of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon certain owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1289, on second reading, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

REPORTS FROM COMMITTEES

Mr. KEPHART. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KEPHART, from the Committee on Reapportionment, reported as committed, Senate Bill No. 668, entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 415, entitled:

An Act authorizing the establishment in The Pennsylvania State College through the extension services of said institution and educational program in industrial and labor relations stating the objectives and purposes of said program conferring obligations and duties on the trustees and president of said institution providing for the establishment of an advisory committee its appointment and defining its powers and duties and making an appropriation therefor

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 668, entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. WALKER. Mr. President, I would like to inform

the gentlemen of the Senate that when we convene on June 18th, it is our present expectation that we will have a session through Friday of that week.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. I desire to make a brief statement at this time.

The PRESIDENT. The gentleman from Northampton may proceed.

Mr. YOSKO. Mr. President, for the last couple of days, a Congressional Committee has been conducting an investigation on the conduct of the G. I. Schools in Pennsylvania, and it is a shame and a disgrace to our State. I could talk about this for an hour, I suppose, but I do not wish to take the time of the Senate as I know everybody wants to go home.

Mr. President, I just want to make this one observation that I do hope that the Governor will weigh the statements that were made before this Congressional Committee and remove those from the pay roll, if they have not already been removed from the pay roll, that have in any way violated the public trust that was placed in them when they were placed on the pay roll.

I further suggest that the Attorney General look into the admissions that were made by some of the employees attached to the Department of Public Instruction in granting licenses to the G. I. Schools, and if it is found that they have been violating the law in any way to bring prosecution. One of the troubles here in the State Government is the fact that some of the employees that are charged with public trust abuse that trust, and the only thing that ever happens to them is that they are fired and we let it go at that. I think those that violate a public trust ought to be criminally prosecuted and ought to be punished accordingly.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I appreciate the comments of the gentleman from Northampton, and I want to say to him that the matter, of course, has been before the Governor, and I want to reassure him that the Chief Executive of the Commonwealth will take whatever action, disciplinary or otherwise, that the facts merit. I want to further assure him that the matter is not going unrecognized.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, June 18, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:22 o'clock, a. m., Eastern Standard Time, until Monday, June 18, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

THURSDAY, June 7, 1951

The House met at 9:00 a. m. EST.

The SPEAKER pro tempore (Norman Wood) in the Chair.

PRAYER

The Reverend Charles F. Trunk, Jr., guest Chaplain and pastor of the Bethlehem Lutheran Church, Harrisburg, offered the following prayer:

Gracious God, our Father in Heaven, we thank Thee for Thy goodness to us—for life and health, for loved ones and friends, for the gift of freedom and the hope of the future. Help us to preserve our inheritance and to give a legacy of good government to those who follow us. Protect us from professional attitudes in ourselves, so that all our actions may be determined by our interest in the ones we represent—rather than in ourselves. Make us worthy servants of Thy people with the help of Thy Spirit for Thy Name's sake. Amen.

JOURNAL APPROVED

The SPEAKER pro tempore. As there any corrections to the Journal of Wednesday, June 6, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. VAN SANT and Mrs. MARKLEY.

HOUSE BILL No. 1430.

An Act authorizing the Pennsylvania Aeronautics Commission to expend State funds for civil air patrol aviation education training aids, and maintenance of civil air patrol aircraft; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 1431.

An Act providing for the licensure and regulation of commercial boarding homes for the aged; conferring certain powers and duties upon the Department of Welfare; imposing license fees, and providing penalties.

Referred to the Committee on Welfare.

By Messrs. RUBIN and McCORMACK.

HOUSE BILL No. 1432.

An Act to further amend Section 1 of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 1032), entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys, in cities of the first class; for the establishment of lines and grades for, and the grading, paving, or repaving of said alleys, and the grading of private alleys hereafter laid out; and for apportioning the cost, and for the filing of liens therefor," by giving property owners a longer period of time in which to abate nuisances.

Referred to the Committee on City and County—First Class.

By Mr. KOHL.

HOUSE BILL No. 1433.

An Act to add section 17.1 to the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision

of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries; payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes, authorizing the appointment or subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by imposing duties on certain owners of and persons who acquire real estate; and providing penalties.

Referred to the Committee on Municipal Corporations.

By Messrs. MIKULA and GUTENDORF.

HOUSE BILL No. 1434.

An Act prohibiting the abandonment of dogs and cats from motor vehicles; and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. FILO and BOIES.

HOUSE BILL No. 1435.

An Act to amend Section 907 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain cost upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; and making an appropriation and providing for refunds," by changing penalties and imposing liabilities on certain shippers.

Referred to the Committee on Motor Vehicles.

By Messrs. WILLIAM S. LEONARD and ANDREWS.

HOUSE BILL No. 1436.

An Act to further amend Section 1 of the act, approved the thirty-first day of May, one thousand eight hundred ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," by designating June fourteenth as Remembrance Day, to commemorate the end of all wars in which the United States was engaged.

Referred to the Committee on State Government.

By Mr. ZIEGLER.

HOUSE BILL No. 1437.

An Act to amend subsection (a) of section seven, and sections ten and twenty-two of the act, approved the eighteenth day of May, one thousand nine hundred thirty-seven (P. L. 665), entitled "An act relating to the performance of industrial work in homes; regulating, and in certain cases prohibiting, industrial homework; imposing duties, restrictions and liabilities on industrial home-

workers and on persons, partnerships, associations and corporations, directly or indirectly furnishing materials and articles to home-workers for manufacture or work thereon; requiring permits and home-workers' certificates and prescribing the fees therefor; conferring powers and imposing duties on the Department of Labor and Industry; and prescribing penalties," by permitting limited distribution of industrial homework to handicapped persons without payment of fee, and clarifying certain provisions.

Referred to the Committee on Labor Relations.

By Messrs. FLACK, BOORSE, SWOPE, WHEELER and WOOD. HOUSE BILL No. 1438.

An Act making an appropriation to the Local Government Commission to continue its work.

Referred to the Committee on Appropriations.

By Messrs. GUTENDORF and JUMP. HOUSE BILL No. 1439.

An Act to amend Sections 4342 and 4343 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by making certain city employees eligible for retirement after twenty years of service.

Referred to the Committee on Cities—Third Class.

By Mr. WESCOTT. HOUSE BILL No. 1440.

An Act to further amend Sections 315 and 413 of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by limiting the effect on workmen's compensation claims of insurance payments for non-occupational illness or injury.

Referred to the Committee on Workmen's Compensation.

By Messrs. DOWLING, DUNN and HELM. HOUSE BILL No. 1441.

An Act to further amend clauses (a), (c) and (d) of section three hundred six and section four hundred ten of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by increasing maximum and minimum rates and deleting the limitation of number of weeks and aggregate of compensation for total disability and changing procedure.

Referred to the Committee on Workmen's Compensation.

By Messrs. DOWLING and HELM. HOUSE BILL No. 1442.

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and dean of medical schools; creating a medical board to

determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation and prescribing penalties," by increasing maximum and minimum rates and total amounts and aggregate of compensation and changing time for mailing medical report.

Referred to the Committee on Workmen's Compensation.

By Messrs. WOOD and MURRAY. HOUSE BILL No. 1443.

An Act making an appropriation to the Lancaster Heart Association to be used for carrying on its purposes of research, study, treatment, prevention and care of rheumatic fever, and diseases of the heart; to provide convalescent care and hospital treatment in such cases, and for the renovation and equipment of real property.

Referred to the Committee on Appropriations.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. SOLLENBERGER. RESOLUTION No. 52.

In the House of Representatives, June 5, 1951.

Whereas, The courses of study and methods of instruction followed and used in the schools for the deaf are regarded as an antiquated process and not in keeping with the advanced forms adopted by other States as far back as 1910; therefore be it

Resolved, That the Joint State Government Commission is hereby directed to make a careful, thorough and impartial study and examination of the various regulations, laws and statutes of other states pertaining to methods of instruction used in teaching the deaf and be it further

Resolved, That the Joint State Government Commission shall make a report of its findings and recommendations to the Governor and the General Assembly at the next regular session of the General Assembly, as to such changes, revisions or improvements as it may find to be necessary or desirable to correct any imperfections, insufficiencies and defects in the law, statutes or regulations to correct the present methods of instruction followed in the teaching of the deaf in this Commonwealth.

Referred to the Committee on Rules.

By Messrs. LEDERER and BYRNE. RESOLUTION No. 53.

In the House of Representatives, June 6, 1951.

Whereas, The State and Federal governments have assumed the responsibility for the restoration, improvement and maintenance of the major historical treasures of Philadelphia through the creation of the Independence National Historical Park project including Independence Hall, Carpenters' Hall and other historic structures, and through the development of the Mall in Philadelphia;

Whereas, Philadelphia has many other historic sites of lesser significance when compared with Independence Hall, but nevertheless of great importance in the history of the Commonwealth, such sites including the Penn Treaty Park which marks the site of William Penn's famous treaty with the Indians under the Shackamaxon Elm, and the Crispin Cemetery in which is buried Thomas Holme, first surveyor-general of the Province of Pennsylvania, the man who laid out Philadelphia;

Whereas, These two historic sites, the Penn Treaty Park and the Crispin Cemetery, have been in such a state of neglect that they have repeatedly been the subject of proposed appropriations in the General Assembly of the Commonwealth; now therefore be it

Resolved, That the House of Representatives, hereby calls upon the City of Philadelphia, in view of the fact that the responsibility for the major historic shrines of the city has been assumed by the State and Federal gov-

ernments, to take measures for the proper care and development of the Penn Treaty Park and care of Crispin Cemetery and such other minor historic sites which are the proper subject for civic action; and be it further

Resolved, That the City of Philadelphia should without delay carry out its responsibility for the proper care and improvement of the Penn Treaty Park, which is a property of the City.

Referred to the Committee on Rules.

By Mr. KUBACKI.

RESOLUTION No. 54.

In the House of Representatives, June 5, 1951.

Whereas, the 1950-51 basketball team of Central Catholic High School of Reading, Berks County, Pennsylvania, has won the Pennsylvania State Catholic Interscholastic Championship for the second successive year; and

Whereas, Such a splendid accomplishment is the result of long hours of work by and close cooperation between the members and managers of the team, and their coach, Joe Schaaf, who is adding to his laurels previously gained as an outstanding high-school, college, and professional basketball player for such teams as those of the University of Pennsylvania; therefore be it

Resolved, That the Members of the House of Representatives extend to Central Catholic High School of Reading, its championship basketball team and managers, and coach Joe Schaaf, its sincere congratulations on the success achieved by their combined efforts; and be it further

Resolved, That in token thereof twenty copies of this resolution shall be transmitted to the Principal of the Central Catholic High School, Reading, Pennsylvania for its records and for distribution to the coach and all members and managers of the 1950-51 team.

Referred to the Committee on Rules.

APPROPRIATION BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 103, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for improvements to the Daniel Boone Homestead

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 104, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for driveways paths and parking areas on the Daniel Boone Homestead

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 233, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation maintenance and development of the Fort LeBoeuf Memorial and certain expenses in connection therewith

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 243, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire on behalf of the Commonwealth certain land at the recognized site of William Penn's first landing in Pennsylvania in the City of Chester Delaware County as a historical site providing for the control management supervision improvement and maintenance thereof authorizing the Pennsylvania Historical and Museum Commission to make and enforce rules and regulations for the preservation and visitation thereof and making an appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 370, entitled:

An Act making an appropriation to the Trustees of the George Jr Republic Association Grove City Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr Republic School in Mercer County Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 759, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation protection and development of buildings and grounds at Ephrata Cloisters a famous Historical shrine belonging to the Commonwealth

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 819, entitled:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 835, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of a lot of ground and Tiadaghton Elm Tree in Clinton County Pennsylvania to establish the same as an historic monument

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 864, entitled:

An Act directing the Department of Highways to transfer the Searights Toll House to the Pennsylvania Historical and Museum Commission providing for the restoration of the Toll House authorizing the Department of Property and Supplies to convey the Toll House to the Westmoreland-Fayette Historical Society and making an appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 957, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for study and research including archeological excavations pertaining to the activities and glass works of the famous Pennsylvania iron-master glassmaster and townbuilder (Henry William) Baron von Stiegel

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1065, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1066, entitled:

An Act making an appropriation to the Temple University Medical School at Philadelphia Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1069, entitled:

An Act making an appropriation to The Academy of Natural Sciences of Philadelphia to be used for salaries supplies and equipment in providing certain services to the public and for the purpose of the maintenance of the building of said academy

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1073, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Soldiers' Orphan School to acquire an unimproved tract of land in Franklin County for the use of the Pennsylvania Soldiers' Orphan School and making an appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1095, entitled:

An Act reappropriating to Episcopal Hospital Philadelphia certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1121, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1122, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1127, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1130, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1135, entitled:

An Act to amend the title and Sections 2 and 3 of the act approved the third day of June one thousand nine hundred forty-three (P. L. 847) entitled "An act creating a revolving fund in the State Treasury to be used by the State Council for the Blind for making advancements to blind persons for the purchase of stock equipment and accessories necessary to operate vending or refreshment stands in locations leased or arranged for by said council providing for the repayment of such advancements authorizing the State Council for the Blind to adopt rules and regulations and making an appropriation" by authorizing the State Council to purchase own install maintain and lease equipment and accessories for suitable business enterprises for the blind accept Federal funds and making an additional appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1138, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Point Park in Pittsburgh

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1141, entitled:

An Act making an appropriation to the Orlando S Johnson Industrial School of Scranton Pennsylvania for maintenance and purchase of supplies and equipment

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1142, entitled:

A Further Supplement to the act approved the first day of April one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1143, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction to complete the new Boys' Dormitory

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1144, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university the purchase of apparatus and equipment therefor and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1146, entitled:

An Act making an appropriation to the Berean Manual Training School at Philadelphia Pennsylvania for the purpose of the maintenance of said school

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1147, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1148, entitled:

An Act making an appropriation to the Moore Institute of Art Science and Industry formerly Philadelphia School of Design for Women at Philadelphia Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1149, entitled:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1150, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art—Textile Institute Philadelphia

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1152, entitled:

An Act making an appropriation to the Department of Public Instruction to pay expenses incurred in the operation of the Speech and Hearing Rehabilitation Centers

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1165, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Independence Mall in Philadelphia

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1166, entitled:

An Act making an appropriation to the Department of Public Instruction for payments to the School Districts on account of obligations to the Public School Building Authority as provided by law

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1178, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum Philadelphia

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1188, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania East Falls Philadelphia Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1189, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used by the Navigation Commission of the Delaware River and its Navigable Tributaries for the removal of sunken wrecks from the tideway of the Delaware River and its navigable tributaries and providing for reimbursement to the Commonwealth

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1217, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1224, entitled:

An Act making an appropriation to aid certain school districts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1421, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1422, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1423, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 13, entitled:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes and municipal claims against real property sold at sheriffs sales county tax claim bureaus' public sales or county treasurers' tax sales under certain conditions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 390, entitled:

An Act requiring all buildings under construction which are to be fifty feet or more in height to be equipped with an elevator for the use of building construction workmen and providing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 470, entitled:

An Act to further amend clause (e) of section 9 of the act approved the twenty-fourth of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by increasing pensions for the blind and providing pensions for blind persons heretofore ineligible for pensions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 488, entitled:

An Act to impose a temporary tax on real estate for public school purposes in school districts of the first class A for current expenses

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 575, entitled:

An Act to further amend Section 4 of the act approved the nineteenth day of May one thousand eight hundred ninety-seven (P. L. 67) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" by changing and making uniform the time within which appeals may be allowed from courts of inferior jurisdiction and from administrative agencies and the time within which they may operate as a supersedeas

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 633, entitled:

An Act to amend Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employees and on charitable institutions persons copartnerships associations corporation and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance permitting non-profit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts and changing the requirements for furnishing transportation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 634, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" by providing for pay-days every two weeks

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 690, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "An supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof

defining the words 'drugs' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by raising fees for permits to conduct a pharmacy

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 771, entitled:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 820, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 963, entitled:

An Act relating to and regulating the practice of the profession of public accounting providing for the licensing and registration of persons practicing said profession and the suspension and revocation of said licenses and registrations for violation of this act subject to appeal and for their reinstatement creating the State Board of Examiners for the Licensing of Public Accountants and describing the powers and duties of that Board and the Department of Public Instruction providing for ownership of working papers defining unlawful acts and acts not unlawful prescribing penalties and repealing inconsistent laws

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1005, entitled:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or employees the premiums or other charges due from such

persons under various contracts of group insurance when written authorization to make such deductions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1057, entitled:

An Act to add Section 6.1 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by authorizing the issuance of limited real estate brokers' and salesmen's licenses within a limited field or branch of the real estate business and conferring powers and imposing duties upon the Department of Public Instruction and the State Real Estate Commission with respect to examination for the issuance of such licenses

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1082, entitled:

An Act to further amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution districts taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property herefore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by providing for the redemption in certain cases of property sold by the Tax Claim Bureau

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1102, entitled:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of

such actions and counter claims and providing right of action to recover such liens if not paid

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1116, entitled:

An Act to further amend Sections 1 and 2 of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" by defining further words and terms and regulating the sale of certain additional commodities

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1123, entitled:

An Act to provide for the registration and protection of trademarks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof to repeal all acts inconsistent therewith

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1124, entitled:

An Act to amend section 1 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An Act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drug" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the powers to make rules and regulations for the enforcement of said law and providing for the purpose of samples of drugs for determining their quality strength and purity requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by further regulating issuance of permits to conduct pharmacies

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1133, entitled:

An Act to further amend sections seven eleven and twenty-one and to add section twenty-one point one to the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employees dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries of members of the board

and of certain other offices and employes thereof making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation" by removing the ceiling on salaries of the secretary of the board and of district supervisors making the amount of such salaries subject to the determination of the Executive Board and by further defining the jurisdiction duties powers and functions of the Pennsylvania Board of Parole

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1153, entitled:

An Act to further amend Subsection (1) of Section 6 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by giving trustees of the retirement fund same powers to invest as fiduciaries

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1163, entitled:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institutions districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs township institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part from the care and treatment of mental patients and repealing inconsistent laws" by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violations of closed seasons

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" by further defining Chiropody

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1218, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments board and commissions shall be determined" by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1234, entitled:

An Act to amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and providing penalties" by further regulating the giving of treatments away from beauty culture shops and by students in beauty culture schools and permitting educational demonstrations on Sunday

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1269, entitled:

An Act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relating thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1270, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1295, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1298, entitled:

An Act to further amend section four of the act approved the thirteenth day of May one thousand nine hundred fifteen (P. L. 286) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance re-issuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts

inconsistent therewith" by increasing the working hours of minors between the ages of sixteen and eighteen years

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1303, entitled:

An Act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1306, entitled:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1325, entitled:

An Act to amend Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Com-

monwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by requiring corporations companies associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1328, entitled:

An Act to further amend section 222 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for annual sick leave in addition to vacation leave to which State employes are entitled with pay and making such sick leave cumulative under certain circumstances

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1348, entitled:

An Act to amend Section 1 of the act approved the eighth day of May one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes by imposing upon foreign corporations limited partnership and joint-stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania and requiring the filing of certain reports in the office of the Auditor General" by exempting from the provisions thereof foreign non-profit corporations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1349, entitled:

An Act to further amend Section 706 of the act approved the ninth day of April one thousand nine hun-

dred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1351, entitled:

An Act to further amend subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court by excluding taxes imposed on real property transfers in certain school districts in determining tax limitations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1356, entitled:

An Act to amend sections one and thirteen of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 940) entitled "An act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties" by redefining "boarding houses for children" and increasing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1357, entitled:

An Act to amend the act approved the fourteenth day of April one thousand nine hundred and twenty-five (P. L. 234) entitled "An act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for maintenance operation and conduct thereof by the Department of Welfare and fixing penalties by redefining "boarding houses for infants" eliminating license fees and increasing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1373, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 113, entitled:

An Act to amend subsection (i) of section 4 of the Act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An Act to promote the welfare of the people of the Commonwealth, creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 296, entitled:

An Act to further amend the act, approved the nineteenth day of June, one thousand nine hundred thirty-one (P. L. 589) entitled, as amended "An act to promote the public health and safety, by providing for the examination and licensure of those who desire to engage in the occupation of barbering; regulating barber shops and barber schools, and apprentices and students therein; regulating compensation for service rendered; conferring certain

powers and duties on the Department of Public Instruction; and providing penalties," by changing the provisions as to fees charged apprentices and students, and as to the powers of municipalities, removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 297, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the organization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 325, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital, to sell and convey certain land used in connection with the Harrisburg State Hospital and appropriating the proceeds from the sale of such land for the purpose of acquiring other land for use in connection with such hospital.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 380, entitled:

An Act to amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes; providing when, how and upon what property, and to what extent liens shall be allowed for such taxes; the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal

claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 407, entitled:

An Act to further amend the title and section one of the act approved the third day of May one thousand nine hundred and nine (P. L. 424) entitled as amended "An act providing that in all counties of the first second third fourth fifth and sixth class advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" by extending the provisions of the said act to all counties and further defining publications excepted from its operation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 490, entitled:

An Act to further amend section two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registrations, subject to appeal, and for their reinstatement; defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws," by further defining the term "Practice of Dentistry."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 519, entitled:

An Act to amend Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" by providing certain exceptions to said act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 610, entitled:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 631, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 632, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 485, entitled:

An Act to further amend section 1429 of the act approved the tenth day of March one thousand nine hundred forty-one (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the qualifications of school nurses and their certifying by the Department of Public Instruction validating with limitations certain actions of boards of school directors in employing nurses and authorizing the said department to make back reimbursements in its discretion

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 531, entitled:

An Act to further amend Section 1 of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344 No. 284) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" clarifying the prohibition against a married woman's right to sell real estate without the joinder of her husband

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 532, entitled:

An Act to reenact Section 802 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" relating to approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof in order to clarify effect of prior amendments

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 596, entitled:

An Act to amend Section 2 of the act approved the eighteenth day of April one thousand nine hundred twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons prescribing the procedure and the effect of the decree thereon" by reducing the time in which the petition shall be heard

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 724, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursements heretofore made

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 793, entitled:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I rise to make a statement for the purpose of the record.

I have on file no request from members of the minority that any second reading bills be held. And I have, therefore, suggested to the Majority Leader, since there are no requests on file not to call up bills that the second reading calendar be called in its order and bills on second reading be passed in accordance with the regular routine.

The SPEAKER pro tempore. The Chair thanks the gentleman but the Chair has been informed that there has been a request that House Bill No. 801 be not called up.

Mr. ANDREWS. Mr. Speaker, that is the only request, that House Bill 801 be not called up.

The SPEAKER pro tempore. The Chair thanks the gentleman. House Bill 801 is not called up.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 850, entitled:

An Act to amend Section 2001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the name of the Cheyney Training School for Teachers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 851, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the Cheyney Training School for Teachers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 962, entitled:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions and assistants and employees and repealing certain acts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 966, entitled:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 968, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1064, entitled:

An Act to amend Section 1132 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by conferring jurisdiction on the County Court of Allegheny County in certain cases of appeal from decisions of the Superintendent of Public Instruction

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1068, entitled:

An Act to further amend Section 2405 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by permitting delivery of unserviceable property to Superintendent of Public Instruction without charge for assignment to school districts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1174, entitled:

An Act to repeal the act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1237, entitled:

An Act to amend section 1 of the act approved the sixth day of May one thousand nine hundred twenty-nine (P. L. 1557) entitled "An act permitting the sale of mortgaged real estate under a judgment upon the bond accompanying such mortgage to be made by the sheriff upon a writ of fieri facias without inquisition and without any other writ" by extending the provisions thereof to promissory notes accompanying mortgages

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1262, entitled:

An Act providing for the enforcement of foreign judgments by the registration thereof in the courts of this Commonwealth prescribing procedure for the obtaining of jurisdiction over the judgment debtor the raising of defenses thereto appeal therefrom and execution thereon and saving existing methods of enforcing the same

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1346, entitled:

An Act to amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by clarifying certain provisions thereof and correcting grammatical and typographical errors therein

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1347, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by making corrections and conforming certain provisions to existing practice

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1381, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 401) entitled as amended "An act defining and providing for the licensing and regulation of private trade schools and classes conferring powers and imposing duties on the State Board of Private Trade Schools and prescribing penalties" by further defining "agent" prohibiting agents from representing more than one school clarifying the period for which a license is effective and requiring the keeping and maintaining of certain records by licensees

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 381, entitled:

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loads in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 535, entitled:

An Act to amend Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending the authority of school districts to lease property from the State Public School Building Authority

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I rise for the purpose of making a statement for the record.

We suggest that only those third reading bills introduced for the purpose of meeting an immediate and pressing financial need be acted upon at this session.

The SPEAKER pro tempore. Does the gentleman's request include final passage bills as well?

Mr. ANDREWS. Mr. Speaker, unless there is an immediate need for the enactment of the measures.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Smith.

Mr. SMITH. Mr. Speaker, it is perfectly agreeable that we only pass the appropriation bills that are needed as of now.

The SPEAKER pro tempore. The Chair will govern itself accordingly.

APPROPRIATION BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1387, as follows:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty thousand dollars (\$40,000) or as much thereof as may be necessary in hereby appropriated to the Department of Labor and Industry for the payment of amounts payable from time to time during the two fiscal years beginning June first one thousand nine hundred fifty-one by the Commonwealth as its share of the compensation payable to claimants for certain occupational diseases in accordance with agreements entered into or awards handed down under the provisions of the "Occupational Disease Compensation Act" approved the second day of July one thousand nine hundred thirty-seven (P. L. 2714) or "The Pennsylvania Occupational Disease Act" approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) as the case may be and for the payment of any such amounts whatsoever due and payable prior to May thirty-first one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraf,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Brelsch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varnar,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBois,	Lederer,	Pitzer,	Watkins,
Duffy,	Lelsey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Fillip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,

Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovanssek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1388, as follows:

An Act making an appropriation to the State Veterans'

Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thousand dollars (\$100,000) or as much thereof as may be necessary is hereby appropriated to the State Veterans' Commission for the two fiscal years beginning June first one thousand nine hundred fifty-one for the payment of traveling expenses and other authorized disbursements of the commission salaries wages and expenses of its employes for furnishing funds to provide the necessities of life for and to assist otherwise such Pennsylvania veterans of any war or the widows and infant children or dependents of such veterans as are sick disabled or indigent and who are without means for planning and providing for the rehabilitation and care of veterans and for the acquisition of land by purchase condemnation or gift and the construction of buildings with the approval of the Governor as may be deemed necessary for the rehabilitation and care of veterans

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraf,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hall,	McKinney,	Scott,
Berkstresser,	Hagerty,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Brelsch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,

Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varner,
Dalrymple,	Kolankiewicz,	Penglase,	Verna,
Davis,	Kornick,	Petrofsky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBois,	Lederer,	Pitzer,	Watkins,
Duffy,	Leisey,	Polaski,	Weldner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetter,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1389, as follows:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand dollars (\$2000) or as much thereof as may be necessary is hereby appropriated to the Department of Labor and Industry for the two fiscal years beginning the first day of June one thousand nine hundred fifty-one for the payment of additional workmen's compensation payable by the Commonwealth in cases of second injuries under the provisions of section three hundred six point one of the Workmen's Compensation Law as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1186)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarra,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,

Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varner,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrofsky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBois,	Lederer,	Pitzer,	Watkins,
Duffy,	Leisey,	Polaski,	Welsh,
Dunn,	Leonard, L.,	Polen,	Weldner,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetter,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1390, as follows:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty-five thousand dollars (\$45,000) or as much thereof as may be necessary is hereby appropriated to the State Council of Civil Defense for the payment of salaries wages postage printing and other necessary expenses incurred for the two fiscal years beginning June first one thousand nine hundred fifty-one

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I rise to inquire as to

the amount of the appropriation which this bill carries. I fail to find it in the folder my secretary gave me. I presume it is on file.

The SPEAKER. For the information of the gentleman, the appropriation is \$45 thousand.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraff,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varner,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBois,	Lederer,	Pitzer,	Watkins,
Duffy,	Lelsey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reese,	Wheeler,
Fillp,	Loftus,	Reagan,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1391, as follows:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications

sold for the purpose of revising the curricula of elementary secondary and vocational schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand five hundred dollars (\$2500) or as much thereof as may be necessary is hereby appropriated to the Department of Public Instruction for the purpose of revising the elementary secondary and vocational curricula in the public schools of the Commonwealth in accordance with the provisions of Act 551 approved July seven one thousand nine hundred forty-seven (P. L. 1427) for the two fiscal years commencing June first one thousand nine hundred fifty-one

Section 2 All moneys collected from the sale of any publications issued pursuant to said act shall be paid into the General Fund and credited to the foregoing appropriation and are hereby appropriated for the same purposes in addition to the amount hereinbefore appropriated.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraff,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varner,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBois,	Lederer,	Pitzer,	Watkins,
Duffy,	Lelsey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Fillp,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1392, as follows:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars (\$50,000) or as much thereof as may be necessary is hereby specifically appropriated to the State Tax Equalization Board for the payment of salaries of the members of the board and its employees for payment to county commissioners under the provisions of section nine of act 477 approved June 27 1947 (P. L. 1046) and for the payment of the costs of supplies equipment and all other necessary expenses incurred in the carrying out of its work during the fiscal biennium beginning the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraf,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varner,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBols,	Lederer,	Pitzer,	Watkins,
Duffy,	Leisey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Westcott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovanssek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1393, as follows:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Wharves Docks and Ferries of the City of Philadelphia for the maintenance repair and improvement of the Port of Philadelphia for the two fiscal years beginning June first one thousand nine hundred fifty-one

The moneys so appropriated shall only be expended as authorized and directed by the Council of the City of Philadelphia and shall be drawn from the State Treasury upon warrants drawn by the Auditor General upon requisition by the Director of the Department of Wharves Docks and Ferries of said city

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraf,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varner,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBols,	Lederer,	Pitzer,	Watkins,
Duffy,	Leisey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,

Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1394, as follows:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eight thousand dollars (\$8000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the purpose of administering the provisions of the "Pennsylvania Hospital Survey and Construction Act of 1947" for the two fiscal years beginning June first one thousand nine hundred fifty-one and in addition to said amount all moneys received from the Federal Government and from other sources for such purposes shall be credited to the appropriation made by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraf,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendening,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Corway,	Kamyk,	Musto,	Tompkins,

Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varnier,
Dalrymple,	Kolankiewicz,	Pengase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBois,	Lederer,	Pitzer,	Watkins,
Duffy,	Lelsey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1395, as follows:

An Act making an appropriation to aid certain school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand dollars (\$2,000) is hereby specifically appropriated to the Department of Public Instruction for the purpose of aiding financially handicapped and distressed school districts in such sums and in such manner as the Superintendent of Public Instruction shall determine and for defraying the necessary cost for the administration thereof for the two fiscal years beginning June first one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraf,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenschild,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,

Brown,	Hoggard,	Monroe,	Stoner,
Buchlin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varner,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
Duffy,	Lederer,	Pitzer,	Watkins,
DuBois,	Leisey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fehrlich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovanssek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1396, as follows:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred fifty thousand dollars (\$150,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947" for the two fiscal years beginning June first one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarra,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,

Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenshield,	Mikula,	Snider,
Borse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varner,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBois,	Lederer,	Pitzer,	Watkins,
Duffy,	Leisey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fehrlich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovanssek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 556, as follows:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby appropriated out of the Motor License Fund to the Department of Public Instruction for the two fiscal years commencing June first one thousand nine hundred fifty-one for the purpose of promoting highway safety education through the schools in this Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraf,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenshield,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varnar,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBols,	Lederer,	Pitzer,	Watkins,
Duffy,	Lelsey,	Polaski,	Weidner,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 578, as follows:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred twenty-six thousand dollars (\$126,000) or as much thereof as may be necessary is hereby specifically appropriated from the Motor License Fund to the Department of Property and Supplies for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for the payment of sal-

aries wages or other compensation of such bureau or division chiefs experts engineers accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers and other assistants and employees for the payment of postage traveling expenses telephone toll charges telegrams newspaper advertising and notices for the payment of the costs of advertising schedules of supplies proposals for executing any contract work readvertising any schedules or proposals when necessary for the purchase of office supplies and equipment stationery printing printing supplies and printing processes for the purchase of all other materials supplies and equipment and for the payment of such other expenses as may be necessary for the proper conduct of the work of the department in acting as purchasing agent for the Department of Highways

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Graybill,	McCormack,	Sarraf,
Banker,	Greenwood,	McCullough,	Sax,
Barkdoll,	Greer,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bomberger,	Haudenshield,	Mikula,	Snider,
Boorse,	Headlee,	Miller, H. G.,	Sollenberger,
Bower,	Helm,	Miller, J. C.,	Spencer,
Breisch,	Hersch,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, T. H. W.,	Munley,	Thompson, R. L.,
Cochran,	Jump,	Murray,	Toll,
Conway,	Kamyk,	Musto,	Tompkins,
Cooper,	Keller,	Najaka,	Toomey,
Corr,	Kent,	Naugle,	VanSant,
Costa,	Kline,	Needham,	Varallo,
Coyle,	Kohl,	Olsen,	Varnar,
Dalrymple,	Kolankiewicz,	Penglase,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kubacki,	Pfaff,	Wargo,
Dowling,	Lafore,	Pichney,	Waterhouse,
DuBols,	Lederer,	Pitzer,	Weidner,
Duffy,	Lelsey,	Polaski,	Watkins,
Dunn,	Leonard, L.,	Polen,	Welsh,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wescott,
Ewing,	Leven,	Price, R. A.,	Westrick,
Fenrich,	Light,	Readinger,	Whalley,
Ferster,	Limper,	Reagan,	Wheeler,
Filip,	Loftus,	Reese,	White,
Filo,	Lopresti,	Reidenbach,	Williams,
Firmstone,	Lovett,	Reilly, J. M.,	Wilt,
Flack,	Lutty,	Rigby,	Wood,
Frost,	Lyons,	Riley, R. L.,	Yeakel,
Gaffney,	Madden,	Robertson,	Yester,
Geer,	Madigan,	Rose,	Yetzer,
Gibson,	Markley,	Rosen,	Young,
Gleason,	Maxwell,	Rovansek,	Ziegler,
Good,	Mazza,	Royer,	Sorg,
Goodling,	McConnell,	Rubin,	Speaker

NAYS—0

NOT VOTING—12

Amarando,	Dougherty,	Jones, G. E.,	Peta,
Baumunk,	Guarnieri,	Jones, P. F.,	Pettigrew,
Bolton,	Hewitt,	Kratz,	Thompson, E. F.,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

RECONSIDERATION OF VOTE

Mr. JOHNSON. Mr. Speaker, I move that the vote by which House Bill 793, Printer's No. 434, entitled:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs.

was ordered to be transcribed for third reading and was agreed to on second reading be reconsidered.

Mr. SMITH. Mr. Speaker, I second the motion.

The SPEAKER pro tempore. How did the gentleman from McKean, Mr. Johnson, vote on ordering the bill to be transcribed for third reading and agreeing to it on second reading?

Mr. JOHNSON. Mr. Speaker, I voted in the majority.

The SPEAKER pro tempore. How did the gentleman from Philadelphia, Mr. Smith, vote on ordering the bill to be transcribed for third reading and agreeing to it on second reading?

Mr. SMITH. Mr. Speaker, I voted in the majority.

The motion was agreed to.

The first section was read.

On the question,

Will the House agree to the section?

Messrs. SAX and SARRAF offered the following amendments:

Amend Sec. 1 (Sec. 12), page 3, line 10, by striking out the word "or" and inserting in lieu thereof "and".

Amend Sec. 1 (Sec. 12), page 3, line 13, by striking out the words "or both".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. SOLLENBERGER asked and obtained permission for the Committee on Education to meet during the session of the House.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

House Bills returned without amendment 1112.

PUPILS FROM COKEBURG PUBLIC SCHOOL WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the House eighth grade pupils from the public school at Cokeburg, Washington County, accompanied by their principal, Mrs. Sue M. Wheaton. They are guests of the gentlemen from Washington, Messrs. Mazza and Polen.

REPORTS FROM COMMITTEES

Mr. SEYLER from the Committee on Education, reported as amended, House Bill No. 714, entitled:

An Act to provide for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges; providing for leaves of absence; imposing certain duties upon the Boards of Trustees and Presidents of State Teachers Colleges and the Superintendent of Public Instruction and repealing inconsistent laws.

Mr. SCHMIDT from the Committee on Education, reported as committed, House Bill No. 802, entitled:

An Act to add a new section 1309 to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and providing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating a Bureau of Higher Education in the Department of Public Instruction.

Mr. WEIDNER from the Committee on Education, reported as committed, House Bill No. 1238, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation.

Mr. FERSTER from the Committee on Education, reported as committed, House Bill No. 1366, entitled:

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto," by further providing for the payment of expenses of teachers' meetings by the county treasurer.

Mr. KELLER from the Committee on Education, reported as committed, House Bill No. 1367, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for payment of the expenses of the annual convention of school directors out of county funds.

Mr. BOWER from the Committee on Appropriations, re-reported as committed, House Bill No. 186, entitled:

An Act to add Section 2.1 to the act, approved the twenty-third day of May, one thousand nine hundred forty-nine (P. L. 1652), entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops, excluding our present commercial fruit trees in this Commonwealth; providing for the appointment, qualifications, term and compensation of an Expert Tree Crops Advisor; prescribing his powers and duties; imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto; and making an appropriation," by authorizing The Pennsylvania State College to undertake the development of a research program for certain purposes, and making an appropriation therefor.

Mr. BOWER from the Committee on Appropriations, re-reported as amended, House Bill No. 772, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the training of uneducable mentally handicapped children at day care training centers provided by the Department of Public Instruction and the care training and supervision by the Department of Welfare of children uneducable and untrainable in the public schools increasing State reimbursements for courses of handicapped children and making an appropriation

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, we will cooperate with the majority leadership in an effort to see that this House remains a deliberative body up until the time the final gavel falls.

There is no reason why there should be a final attempt to crowd into a few hours the work we have neglected to do during the past five months. The travesty of turning the clock back, and having weary members of this House and weary Senators struggle against time is a manifest absurdity.

It will be quite possible for the majority to arrange a program so that we can close this session decently and in order for once and set a precedent.

We will reserve the right and privilege of examining appropriation bills carefully and most certainly we will not at this session pass appropriation bills purely as a matter of routine.

We have no confidence in the operations of the Budget Office which advises the Governor and through which the Appropriations Committee must necessarily act. We believe that the Budget Officer is the center of subterfuge, of deception.

The record shows that leaders in this House not only for months but for years have been unable to obtain from the Budget Office answers to questions concerning the finances of this Commonwealth that should be an open book. We resent the secrecy practiced by the Budget

Office. We believe that it has been an affront to the intelligence of this body and we therefore will thoroughly examine the product which the Budget Office has produced.

We will request that prior to the time the date is set for the final introduction of bills every opportunity be afforded to discharge Committees from such matters as we believe should have been brought to the attention of this House. And we will in all matters cooperate to the end that we may wind up the session for once in an orderly, dignified fashion.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, I must take exception to the gentleman's remarks when he speaks about the Budget Office. I have never had anything hidden from me in any request I have made from it. I believe they have given me reasonable and sufficient answers.

I also believe that the report published by the Budget Office within the last two weeks certainly has proven that the Budget Office is only off in an amount, which in comparison is very small in a budget this size.

I would also like to assure the gentleman, and I think he will agree with me, that in the last few sessions we have not been in any hurry; that we have not pushed legislation through without knowing what we voted upon, and that we have been very fair in giving the minority every chance they desired to discharge Committees, or to complete any other legislative procedure. I can assure him that we intend to do that at this time.

After sitting here for the length of time we have, I personally can see no reason why we should hurry, and permit necessary legislation to die in the hopper. I can see no reason to hurry and force through a lot of legislation. We do not intend to do it, and I know the entire majority does not intend to do it. I think I can assure him that there will be no sine die resolution offered until the business of this House has been completed in an orderly and regular fashion.

Mr. ANDREWS. Mr. Speaker, I desire the privilege of interrogating the Majority Leader.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Smith, permit himself to be interrogated?

Mr. SMITH. I shall, Mr. Speaker.

Mr. ANDREWS. In his touching defense of the budget office, was the Majority Leader stating an official position or a personal and private conviction?

Mr. SMITH. Mr. Speaker, I was stating a personal and private conviction and also an official opinion.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman. That is the extent of the inquiry.

Might I state that I can give personal testimony to the effect that I have sat in Committees where I have heard leaders of this House express their regret that the result of their questioning of the Budget Office lead simply to increased confusion upon their part.

I would not embarrass any Member of this House, particularly any member of the majority by citing one by one, which I could do, the names of the leaders in this House who have voiced complaints and criticisms to me personally concerning the manner in which the Budget

Office failed to come clean with information concerning the financial operations of this Commonwealth.

If the Majority Leader sometime, upon some other occasion, insists that I come, maybe, before a committee, or before the House and name all the critics of the budget department who are Members of this Assembly, I might do it.

ADJOURNMENT

Mr. SNIDER. Mr. Speaker, I move that this House do now adjourn until Monday, June 18, 1951 at 3:30 p. m. EST.

The motion was agreed to, and (at 10:12 a. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., MONDAY, JUNE 18, 1951.

No. 59.

SENATE

MONDAY, June 18, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER, Pastor of Trinity Lutheran Church, Camp Hill, Pennsylvania, offered the following prayer:

It is remarkable, O God, how little we can see when we remove ourselves from the light of Thy truth. Wilt Thou this day touch our eyes with clearness, and set before us distinctly the world and its problems as they really are. Let us get behind the illusions of personal desire and behold the reality of corporate blessedness and prosperity which is Thy purpose for us.

Strengthen us by a spirit of inner devotion, so that our concern for the well-being of our Commonwealth may never lag, but may grow ever stronger as we feel the power of Thy presence. Be with us now to guide our steps and direct our thoughts unto Thy Holy Name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. CROWE, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Hare asked and obtained leave of absence for Mr. WOLFE, because of Senatorial duties for today only.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE BOARD OF TRUSTEES OF LAURELTON STATE VILLAGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel Z. Haire, R. D. No. 1, Mifflinburg, Union County, for appointment as a Member of the Board of Trustees of Laurelton State Village, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

MEMBERS OF CAMBRIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Cambria County Board of Assistance:

W. P. Brown (Republican), Barnesboro, from January 13, 1950, until December 31, 1952.

Mrs. Leola Barkheimer (Republican), Johnstown, from January 13, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

James G. Contakos (Republican), Johnstown, from January 13, 1950, until December 31, 1952, and until his successor is duly appointed and qualified.

John Thomas, Jr. (Republican), Johnstown, from January 1, 1951, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

MEMBER OF THE COLUMBIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Rev. Aurance F. Shank (Republican) 345 Market Street, Berwick, Columbia, for appointment as a member of the Columbia County Board of Assistance, to serve until December 31, 1952, and until his successor is duly appointed and qualified, vice Rev. Nevin G. McCloskey, Berwick, resigned.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles W. Rimbey, R. D. No. 1, Brownsville, Fayette

County, for appointment as Justice of the Peace in and for the Township of Luzerne, Fayette County, until the first Monday of January 1952, vice Emiren Battaglioni, resigned.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gilbert J. Farrington, Jr., 236 West Main Street, Norristown, Montgomery County, for appointment as Justice of the Peace in and for the First Ward of the Borough of Norristown, Montgomery County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate B. Boyd Eastburn, Pineville, Bucks County, for appointment as Justice of the Peace in and for the Township of Wrightstown, Bucks County, until the first Monday of January 1952, vice Frank E. Stapleford, deceased.

JOHN S. FINE.

ASSOCIATE JUDGE, COUNTY OF WYOMING

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert Steele, 28 Pine Street, Tunkhannock, Wyoming County, for appointment as Associate Judge in and for the County of Wyoming, vice Robert M. Horlacher, deceased, until the first Monday of January, 1952.

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 18, 1951.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the

following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Mrs. D. A. Carroll, Dormont, Pierce Bldg., Pittsburgh.
Mrs. Gladys H. Thomson, McKeesport.

CLINTON COUNTY

Mrs. Marion E. Dunlap, Beech Creek.

DAUPHIN COUNTY

R. L. Craft, Harrisburg.

MERCER COUNTY

Mrs. Sylvia Wilkof, Sharon.

NORTHAMPTON COUNTY

Sam V. Garofalo, Wilson, Easton.

PHILADELPHIA COUNTY

Herman Kaplan, 7226 Haverford Ave.

YORK COUNTY

Mrs. Vivian L. Tagg, York.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Louise Allison, Pittsburgh, 922 N. Negley Ave.
Miss Esther L. Arison, McKees Rocks.
H. P. Brandt, Pittsburgh, 335 Fifth Ave.
Mrs. Hazel M. Fultz, Pittsburgh, 429 Fourth Ave.
C. C. Furnier, Avalon, 615 California Ave., Pittsburgh.
Alfred S. Gowland, Pittsburgh, 500 Chamber of Commerce Bldg.
Everett G. McCormack, Pittsburgh, 448 Hallock St.
Robert G. Miller, Pittsburgh, 1401 E. Carson St.
John R. Napoleon, Tarentum.
Miss Elizabeth M. Salko, Pittsburgh, 1508 Farmers Bank Bldg.

ARMSTRONG COUNTY

Miss June McMillen, Madison Twp., Climax.

BERKS COUNTY

Mrs. Ethyl P. Diller, Reading.
Mrs. Grace K. Haas, Muhlenberg Twp., Reading.

BLAIR COUNTY

Dale E. Nasser, Altoona.

BRADFORD COUNTY

Will R. Krise, Canton.

BUCKS COUNTY

Glenn M. Moyer, Silverdale.
Robert L. O'Neal, Bristol Twp., Bristol.

CLINTON COUNTY

Mrs. Camilla DeLorenzo, Renovo.

DAUPHIN COUNTY

Joseph J. Blell, Lower Paxton Twp., Harrisburg.

DELAWARE COUNTY

Chas. W. Bassing, Jr., Upper Darby Twp., Upper Darby.
Mrs. Doris W. Durborow, Upper Darby Twp., Drexel Hill.
Albert E. Pentecost, Middletown Twp., Chester.

ERIE COUNTY

Mrs. R. M. Dilley, Erie.

FAYETTE COUNTY

Jerry F. McCullough, Masontown.

FRANKLIN COUNTY

Mrs. Betty L. Rodgers, Waynesboro.

HUNTINGDON COUNTY

Robert B. Ergler, Huntingdon.

LANCASTER COUNTY

Mrs. E. A. Fitzgerald, East Donegal Twp., Marietta.
Robert C. Mann, Columbia.

LAWRENCE COUNTY

Ronald E. Jones, New Castle.

LEHIGH COUNTY

Jack B. Rader, Bethlehem.

LUZERNE COUNTY

Miss Marcella M. Dobilas, Pittston.

LYCOMING COUNTY

Harry J. Miele, Williamsport.

MONTGOMERY COUNTY

Miss Mary C. Abernethy, Lower Merion Twp., Bryn Mawr.

John Patane, Jr., Abington Twp., Roslyn.

NORTHAMPTON COUNTY

Miss Joan Wise, Bangor.

PERRY COUNTY

Mrs. Helen M. Felmlee, Millerstown.

PHILADELPHIA COUNTY

Herman J. Cohen, 6600 Rutland St.
Miss Margaret M. Foley, 1649 N. Broad St.
Manuel Kalaminsky, 6033 Large St.
John J. Pappert, 1413-25 Haines St.
Miss Frances D. Robbins, Room 1732 Bankers Securities Bldg.

Mrs. Hilda G. Smith, 2440 Germantown Ave.

WESTMORELAND COUNTY

Perry C. Altman, Greensburg.

Daniel S. J. Grabiak, Derry Twp., New Alexandria.
Mrs. Gladys E. Moore, Scottdale.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. BERGER, the the Senate do advise and consent to said nominations. On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,			

NAYS—0

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 52,
PRINTER'S No. 13

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 52, Printer's No. 13, entitled "An Act to amend Section 24 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440) entitled 'An act concerning notaries public and amending revising consolidating and changing the law relating thereto' by permitting stockholders of banks banking institutions and trust companies to act as notary public for such banks institutions and companies and validating prior acts."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 426,
PRINTER'S No. 148

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 426, Printer's No. 148, entitled "An Act to amend section seven hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by changing the period for retriever trials."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 510,
PRINTER'S No. 169

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 510, Printer's No. 169, entitled "An Act to amend Section 4 of the act approved the tenth day of April one thousand nine hundred thirty-one (P. L. 23) entitled as amended 'An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute

located on the left bank of Oil Creek in Oil Creek Township or Cherry Tree Township or both Venango County to establish and maintain a public museum and park as the Drake Well Memorial under the control and supervision of the Pennsylvania Historical Commission in cooperation with the Department of Forests and Waters and an advisory board to be appointed by the American Petroleum Institute prescribing the powers and duties of the Commission relative to said memorial authorizing the employment of certain assistants and employes and for the payment of their salaries empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth and making an appropriation' by further providing for the acceptance of gifts of money and securities by the Drake Well Memorial Advisory Board."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 153,
PRINTER'S No. 180

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 153, Printer's No. 180, entitled "An Act to amend Section 209 of Article II of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled 'An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations' by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the Orphans' Court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 276,
PRINTER'S No. 179

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 276, Printer's No. 179, entitled "An Act to amend Subsection C of Section 315 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled 'An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers

and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations' by authorizing cemetery and burial corporations to transfer trust funds to corporate fiduciaries with the approval of the orphans' court and by providing for the filing of accounts by such fiduciaries and the audit and confirmation thereof by said court."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 282,
PRINTER'S No. 196

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 282, Printer's No. 196, entitled "An Act to further amend Section 620 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled 'An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts' by increasing the maximum amount to be set aside as reserve for contingent losses."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 526,
PRINTER'S No. 201

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 526, Printer's No. 201, entitled "An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled 'An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts' by further regulating the withdrawals of certain optional payment shares providing that accounts of less than a certain amount need not be credited with dividends further regulating the terms of mortgage contracts and the terms of bonds securing mortgages and the types of property upon which mortgages may be taken."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 119,
PRINTER'S No. 141

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 15, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 119, Printer's No. 141, entitled "An Act regulating the suspension removal furloughing and reinstatement of police officers in boroughs and townships of the first class having police forces of less than three members and in townships of the second class."

JOHN S. FINE.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both Houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 122, entitled:

An Act to further amend paragraph (8) of subsection A and subsection B of section 1208 section 1209 and subsection C of section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for authorized investments and limitations on loans and discounts of savings banks

Senate Bill No. 123, entitled:

An Act to re-enact and amend the title and the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled "An act providing for the preservation of the records of banks bank and trust companies trust companies savings banks and private banks and imposing penalties for violations" by extending the provisions thereof to national banking associations making photostatic film reproductions or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records providing a means for the final adjustment and settlement of depositors' accounts and saving certain parts of acts from repeal

Senate Bill No. 124, entitled:

An Act to further amend subsection A of Section 1006 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual

banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations upon powers of banks and banks and trust companies

Senate Bill No. 125, entitled:

An Act to further amend subsection E of section nine hundred eight of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations on powers of corporations authorized to engage in the banking business

Senate Bill No. 212, entitled:

A Supplement to the act approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania, with the State of New Jersey, amending the agreement entitled, "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey; creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended; to enlarge the jurisdiction and power of said commission with respect to the acquisition, construction, rehabilitation, improvement, maintenance

leasing and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges.

Senate Bill No. 242, entitled:

An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for establishment of branch offices agencies and facilities and the approval thereof by the Department of Banking

Senate Bill No. 433, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by reclassifying counties of the sixth and seventh classes, and providing for elections pursuant to changes of classification by counties.

Senate Bill No. 556, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Senate Bill No. 578, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

Whereupon,

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. WAGNER, from the Committee on Education reported as amended, Senate Bill No. 230, entitled:

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence for professional and temporary professional employees.

He also, from the Committee on Education, reported as committed, Senate Bill No. 343, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employees.

BILLS INTRODUCED AND REFERRED

Mr. HARE on behalf of Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 733, entitled:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states, in an emergency; and agreeing to, approving, and authorizing and empowering the Governor to enter into, a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof, for such purpose.

Which was committed to the Committee on Military Affairs and Aeronautics.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 734, entitled:

An Act to amend sections one and two of the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1511) entitled, "An act defining cold storage; requiring licenses to operate cold storage warehouses and locker plants; requiring records, reports, marking, wrapping, protecting, limiting time of storage, disposition, sale, return or transfer of foods in cold storage; conferring powers on the Department of Agriculture, including adoption of rules and regulation, special permits for storage of feeding stuffs for animal use, and providing penalties for violation of this act," by redefining the term "Cold Storage Warehouse" and reducing the license fee.

Which was committed to the Committee on Judiciary General.

Mr. SCARLETT read in his place and presented to the Chair Senate Bill No. 735, entitled:

An Act making an appropriation to the Department of Welfare for the conversion and maintenance of the Oak-bourne Colony Hospital to a psychiatric hospital for children.

Which was committed to the Committee on Appropriations.

Messrs. ROSENFELD and KEPHART read in place and presented to the Chair Senate Bill No. 736, entitled:

An Act providing for the registration of professional bondsmen in cities of the first class; providing for criminal offenses and penalties.

Which was committed to the Committee on Judiciary General.

PETITIONS AND REMONSTRANCES

Mr. CHAPMAN. Mr. President, gentlemen of the

Senate, any further delays on Senate Bill No. 424, known as the Animal Experimentation Bill will be tantamount to its strangulation.

Once again members of the General Assembly and citizens of the Commonwealth are being subjected to fanatical threats by misguided zealots, and conniving promoters who want to prevent stray and unwanted animals from being turned over to scientists to be used for medical research.

The work of these antivivisectionists is again falling into the familiar pattern of telling a big lie and telling it often. These pathetic individuals would have normal, intelligent people believe that their campaign of hate is directed toward saving poor little creatures from a fate that in reality does not exist. Their bloodthirsty campaign do, however, serve as a wonderful opportunity to swell the antivivisectionist's coffers thereby assuring the promoters of a continued and comfortable existence off of the well meaning people they have fooled.

Now, once and for all, let's get the record straight:

First of all, it has been repeatedly proven that well over 80% of the public favors the use of animals in medical research. The antivivisectionists represent less than 10% of the general population, yet with the Hearst press serving as a megaphone, their clamor is magnified way out of proportion to their actual number.

Next, let's get it on record that the circulars depicting animal torture and the a. v.'s so-called authorities are about as bogus as is possible and still remain inside the law. For example, here in Pennsylvania there has been some reaction noted following the circulation of a so-called "report" by Josephine Rutson. The "Rutson Report" is a fraud. Mrs. Rutson is not a laboratory "investigator" for Dr. Bundesen's advisory Committee. Furthermore, Mrs. Rutson's investigations have not been reported to Dr. Bundesen's committee. The photographs which Mrs. Rutson uses to lend the impression of authenticity to her "report" are typical of photographs distributed for years by the antivivisectionists. She deliberately avoids giving captions as to the what, when and where of the photos. Her affidavit is not made to the photographs. As a matter of fact, the photos are obviously pictures of dead dogs and could have been taken anywhere—even at animal shelters! It is pleasant indeed to report that legal action has been filed in Chicago against Mrs. Rutson by the principals mentioned in her "report."

No statement of cruelty circulated by the antivivisectionists ever stands up when it is investigated. Their circulars and propaganda are disgraceful attempts to hoodwink the public into slowing or stopping medical science in its fight to conquer disease. They must never again be allowed to win a skirmish in their fight against the public health.

Bearing in mind the true nature of this highly vocal cult, let's look closely at the provisions of the bill they attack so bitterly. First of all, let us remember that, there are no regulatory measures at this time in Pennsylvania under which animal research must be performed. The animal research bill now pending before this legislature will simply enact such regulations and provide an adequate supply of unwanted animals to continue critical research. The bill does nothing else.

This aid-to-research bill will require institutions using

animals to be licensed by the Secretary of Health. It will provide that laboratory animals be properly fed, suitably housed and in the case of involving pain, adequate anesthesia must be used. It will provide for inspection of the laboratories to make sure that protective regulations are complied with. It provides for prosecution of those who violate the rules. By granting the Secretary of Health power to allocate unwanted, unclaimed and unlicensed impounded animals from those pounds maintained by public tax funds the bill offers the greatest possible protection to pet owners by eliminating any market for possibly stolen pets. That is all the bill does, nothing more. Is there anything therein that can possibly, even by the wildest stretch of the imagination, be construed as objectionable? Of course not.

Therefore, let us turn our backs on the a. v.'s and their fellow-travelers and without further delay enact this pending legislation. Let us remind the Humane Societies that while this bill does not affect their operation in any way whatsoever, that their membership benefits as much as anyone by this measure and that their opposition, where it exists, is inconsistent with their basic principles. Above all, let us remind each other that the wonder drugs and new surgical procedures that do so much for us when we are ill are almost without exception the result of animal investigation. It is up to every one of us to do everything we can to assist science in its fight against disease. The antivivisectionists, in their opposition to this measure, have failed to produce one reputable health organization that backs them in fighting this bill. On the other hand, the Department of Health of this Commonwealth has joined with the organizations responsible for safeguarding the public health in urging an enactment of this legislation. Among those organizations, we find The Medical Society of the State of Pennsylvania, the Pennsylvania Heart Association, the Pennsylvania Society for Crippled Children, the Pennsylvania State Veterinary Medical Association, the Pennsylvania Tuberculosis Society, the Pennsylvania State Dental Society, the Pennsylvania Hospital Association, the National Foundation for Infantile Paralysis, the American Cancer Society, the American Diabetes Association, and the Health and Welfare Councils of both Philadelphia and Allegheny County. These organizations and their memberships are most certainly qualified to cite the need of this legislation in our great State. We must heed their wishes, for by their very nature it would be foolish to question them as their conduct and interest in health bring their action above reproach. However, the need for this legislation goes beyond civilian health. To retard or handicap medical research in any way at this time represents a serious danger to our Military Forces and to the Civilian Defense program.

Dr. Shields Warren, Director of the Division of Biology and Medicine, of the U. S. Atomic Energy Commission, has informed Governor Fine and Dr. Teague of the pressing need for experimental animals to cope with the problem of radiation burns in event of an atomic bombing. The following is the message received from the Atomic Energy Commission:

"The Atomic Energy Commission has contracted with qualified medical investigators in the State of Pennsylvania and elsewhere to conduct research in the fields

of atomic energy related to the protection of human beings against the harmful effects of atomic radiation. It is important to the successful prosecution of this work that a steady supply of dogs and other experimental animals be made readily available to these investigators. Promising therapeutic measures for the treatment of injury from atomic radiation which have been developed on smaller animals such as rats and mice cannot generally be adapted to the treatment of radiation sickness in human beings without first having been studied thoroughly in larger animals whose general constitution and physiological makeup more closely resemble that of man. For this purpose the Atomic Energy Commission investigators in Pennsylvania have an urgent need for animals such as dogs." Shields Warren has also been joined by Rear Admiral H. Lamont Pugh, Surgeon General of the United States Navy, in supporting the use of animals in laboratory investigations of causes and cures for disease. Admiral Pugh stated:

"If any restrictions offered by well-meaning but misguided persons are effected, the Navy and all its personnel cannot be given the medical care which a grateful nation expects.

The purpose of the Medical Department of the United States Navy is to prevent diseases and injury of the men and women of the fleet and of the Marine Corps, to adopt modern methods of treatment of casualties and illness and to cooperate with the other Armed Services, the U. S. Public Health Service and numerous governmental and private agencies both here and abroad. The success of treatment of battle casualties in Korea and of prevention of the spread of communicable diseases among soldiers, sailors, and marines is a lasting tribute to medical research.

How are we to learn about the treatment of battle wounds afloat and ashore, of dangers in submarine operations and of flight, of diving and escape from underwater hazards, of spread of infectious diseases, of types of warfare in addition to the use of missiles and explosives, including atomic warfare, if we cannot use all possible methods of study?

The Navy uses laboratory and clinical investigations in the solution of its many medical problems, and it depends in great measure on the use of animals, from mice to dogs and larger animals. Neither the Navy nor any other scientific group would undertake studies on human subjects without previous careful and precise experiments on lower animals. And these animals must be available in sufficient number and variety if the Naval personnel is to be satisfactorily and adequately protected. The research workers of the Navy fulfill every requirement of prevention of pain with humane management of the experiments."

There is no need for any of us to look further in an attempt to decide where we must stand on this bill. The facts speak for themselves. It is our duty as elected representatives to act in the best interests of those we represent. We will be failing our solemn obligations if we do not take appropriate action forthwith. I urge that we delay no longer in this matter. I ask that the animal research bill be reported out of Committee, passed by this General Assembly and sent to the Governor immediately.

BIRTHDAY FELICITATIONS TO SENATOR MALLERY

Mr. WALKER. Mr. President, with the permission of the gentlemen of the Senate, I would like to take this opportunity in the Senate business to advise the Senate that today is a very memorable day in the Senate. This happens to be the birthday of the very distinguished gentleman from Blair, the Honorable Charles Mallery.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. CROWE, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, June 18, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, June 25, 1951, at two o'clock, p. m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, June 25, 1951, at three-thirty o'clock, p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILL INTRODUCED AND REFERRED

Mr. BARR. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR read in place and presented to the Chair Senate Bill No. 737, entitled:

An Act to amend the act, approved the twenty-eighth day of June, one thousand nine hundred forty-seven (P. L. 1144), entitled "An act relating to the annual salaries of certain county officers of counties of the second class," by increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes, to permit a meeting of the Committee on Appropriations.

Mr. CHAPMAN. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 45

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 45, entitled:

An Act to add Section 808.1 to the act approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled "The Game Law," by prohibiting certain acts relating to game in cemeteries and burial grounds.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 201

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 201, entitled:

An Act to further amend the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Revenue.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 614

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 614, entitled:

An Act to amend section one thousand one hundred nine of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for qualifications of principals.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1226

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies.

PERMISSION TO ADDRESS SENATE

Mr. HARE asked and obtained unanimous consent to address the Senate.

Mr. HARE. I should like to call to the attention of the Chair the return from a leave of absence of Senator Wolfe, from Union. He is present in the Senate Chamber at this time.

The PRESIDENT. The Chair will have it noted in the Journal that the Senator has returned.

BILLS INTRODUCED AND REFERRED

Mr. HARE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARE read in place and presented to the Chair Senate Bill No. 738, entitled:

An Act to further amend subsection (g) of Section 1110 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creat-

ing and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating requirement that the form and arrangement of ballot labels on voting machines be approved by the Secretary of the Commonwealth.

Which was committed to the Committee on Elections.

Mr. MEADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MEADE read in place and presented to the Chair Senate Bill No. 739, entitled:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital, and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital.

Which was committed to the Committee on State Government.

Mr. PECHAN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PECHAN read in place and presented to the Chair Senate Bill No. 740, entitled:

An Act relating to and regulating the business of dry cleaning and dyeing as herein defined granting authority to and imposing duties upon the Department of Labor and Industry requiring approval by said department of certain plans for dry cleaning and dyeing plants prescribing filing fees for applications for said approval providing for certain administrative and judicial review of the orders and decisions of said department conferring authority upon certain employees of political subdivisions and representatives of the Pennsylvania State Police providing penalties for violations of the provisions of this act or the regulations adopted thereunder and repealing certain acts.

Which was committed to the Committee on Labor and Industry.

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE read in place and presented to the Chair Senate Bill No. 741, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing a route and adding a new route in Washington County."

Which was committed to the Committee on Highways.

HOUSE BILL No. 535 CALLED UP FROM THE TABLE

Mr. WALKER. Mr. President, before making a motion to reconsider a bill that passed the Senate on June 7, I would like to explain to the gentlemen of the Senate that on that date the Senate passed House Bill No. 535 by a vote of fifty to nothing. The bill passed the Senate in the same form as it was in when it passed the House, and they are desirous of having us place an amendment in the bill. I am, therefore, calling the bill from the table so that we can place a strike out amendment in the bill.

RECONSIDERATION OF HOUSE BILL No. 535

Mr. WALKER. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by eliminating certain restrictions on the possession of game and other birds and animals.

passed finally in the Senate on June 7, 1951.

The PRESIDENT. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. KEPHART. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted with the majority.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. WALKER and Mr. KEPHART and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

So the question was determined in the affirmative.

And the question recurring,

Shall the bill pass finally?

Mr. WALKER. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. KEPHART. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted with the majority.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. WALKER and Mr. KEPHART and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

So the question was determined in the affirmative.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer an amendment to House Bill No. 535.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 701), page 2, line 8, by striking out the brackets before and after the word "Possession."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. KEPHART. Mr. President, I ask unanimous consent that House Bill No. 535, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none. The Bill will appear on tomorrow's Third Reading Calendar.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 6, as follows:

An Act relating to the administration and distribution of incompetents' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases the appointment bond removal and discharge of guardians of such estates their powers duties and liabilities the rights of persons dealing with such guardians and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning the determination of incompetency and the powers duties and liabilities of foreign guardians and also generally dealing with the jurisdiction powers and procedure relating to incompetents' estates

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Article VIII

Repealer

Section 801 (a) Specific Repeals
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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

Preliminary Provisions

Section 101 Short Title This act shall be known and may be cited as the Incompetents' Estates Act of 1951

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

(1) "Prothonotary" means the prothonotary of the court of common pleas having jurisdiction

(2) "Court" means the court of common pleas having jurisdiction of the appointment of the guardian

(3) "Incompetent" means a person who because of mental infirmities of old age mental illness mental deficiency drug addiction or inebriety is unable to manage his property or is liable to dissipate it or become the victim of designing persons it includes a person heretofore declared to be a lunatic an habitual drunkard insane or weakminded

(4) "Guardian" means a fiduciary appointed by a court of competent jurisdiction to have the care and management of the estate of an incompetent it includes committees and guardians heretofore appointed for incompetents

(5) "Foreign guardian" means a guardian or one performing the function of a guardian who is subject primarily to the control of the court of another jurisdiction and has not received ancillary authority in the Commonwealth

Section 103 Title to Real and Personal Estate Legal title to all real estate and personal property of an incompetent shall remain in him subject however to all the powers granted to his guardian by this act and to all orders of the court

Section 104 Effective Date This act shall take effect on the first day of January one thousand nine hundred fifty-two

Section 105 Severability If any provision of this act or the application thereof to any person or circumstances is held invalid the remainder of this act and the application of such provision to other persons or circumstances shall not be affected thereby and to this end the provisions of this act are declared to be severable

Article II

Small Estates

Section 201 When Guardian Unnecessary When the entire real and personal estate wherever located of a resident or nonresident incompetent has a gross value of one thousand dollars or less all or any part of it may be received and held or disposed of by the person or institution maintaining the incompetent without the appointment of a guardian or the entry of security in any of the following circumstances

(1) Award from Decedent's Estate or Trust When the court having jurisdiction of a decedent's estate or of a trust in awarding the interest of the incompetent shall so direct

(2) Interest in Real Estate When the court having jurisdiction to direct the sale or mortgage of real estate in which the incompetent has an interest shall so direct as to the incompetent's interest in the real estate

(3) Other Circumstances In all other circumstances when the court which would have had jurisdiction to appoint a guardian of the estate of the incompetent shall so direct

Section 202 Power of Person or Institution Maintaining Incompetent The court may authorize or direct the person or institution maintaining the incompetent to execute as natural guardian any receipt deed mortgage or other appropriate instrument necessary to carry out a decree entered under Section 201 and in such event may require the deposit of money in a savings account or the care of securities in any manner considered by the court to be for the best interests of the incompetent The decree so made except as the court shall expressly provide other-

wise shall constitute sufficient authority to all transfer agents registrars and others dealing with property of the incompetent to recognize the persons named therein as entitled to receive the property and shall in all respects have the same effect as an instrument executed by a duly appointed guardian under court decree

Article III

Guardian Appointment Bond Removal and Discharge Evidence

A Appointment

Section 301 Petition and Hearing

(a) Resident The court upon petition and a hearing at which good cause is shown may find a person domiciled in the Commonwealth to be incompetent and appoint a guardian or guardians of his estate The petitioner may be the alleged incompetent's spouse a relative a creditor a debtor or any person interested in the alleged incompetent's welfare Notice of the petition and hearing shall be given in such manner as the court shall direct to the alleged incompetent to all persons residing within the Commonwealth who are sui juris and would be entitled to share in the estate of the alleged incompetent if he died intestate at that time and to such other parties as the court may direct The alleged incompetent shall be present at the hearing unless (1) the court is satisfied upon the presentation of positive testimony that because of his physical or mental condition his welfare would not be promoted by his presence or (2) it is impossible for him to be present because of his absence from the Commonwealth It shall not be necessary for the alleged incompetent to be represented by a guardian ad litem in the proceeding

(b) Nonresident The court may find a person not domiciled in the Commonwealth having property in the Commonwealth to be incompetent and may appoint a guardian of his estate The appointment may be made after petition hearing and notice as in the case of a person domiciled in the Commonwealth or upon the submission of an exemplified copy of a decree establishing his incompetency in another jurisdiction The court shall give preference in its appointment to the foreign guardian of the nonresident incompetent unless it finds that such appointment will not be for the best interests of the incompetent

Section 302 County of Appointment

(a) Resident Incompetent A guardian of the estate of an incompetent may be appointed by the court of the county in which the incompetent is domiciled

(b) Nonresident Incompetent A guardian of the estate within the Commonwealth of an incompetent domiciled outside of the Commonwealth may be appointed by the court of the county having jurisdiction of a decedent's estate or of a trust in which the incompetent has an interest When the nonresident incompetent's estate is derived otherwise than from a decedent's estate or a trust within the Commonwealth a guardian may be appointed by the court of any county where an asset of the incompetent is located

(c) Exclusiveness of Appointment When a court has appointed a guardian of an incompetent's estate pursuant to sub-sections (a) or (b) no other court shall appoint a similar guardian for the incompetent within the Commonwealth

Section 303 Nonresident Guardian When a guardian is or becomes a nonresident of the Commonwealth the acceptance of his appointment or the act of becoming a nonresident as the case may be shall constitute the Secretary of the Commonwealth his attorney-in-fact upon whom service of process and notices may be made as to all causes of action relating to the incompetent's estate

B Bond

Section 311 Necessity Form and Amount Except as hereinafter provided every guardian of the estate of an incompetent shall execute and file a bond which shall be in the name of the Commonwealth with sufficient surety in such amount as the court considers necessary having regard to the value of the personal estate which

will come into the control of the guardian and conditioned in the following form

(1) When One Guardian The condition of this obligation is that if the said guardian shall well and truly administer the estate according to law this obligation shall be void but otherwise it shall remain in force

(2) When Two or More Guardians The condition of this obligation is that if the said guardians or any of them shall well and truly administer the estate according to law this obligation shall be void as to the guardian or guardians who shall so administer the estate but otherwise it shall remain in force

Section 312. Fiduciary Estate The court in its discretion upon the application of any party in interest in addition to any bond required for the incompetent's individual estate may require a separate bond in the name of the Commonwealth with sufficient surety in such amount as the court shall consider necessary for the protection of the parties in interest in an estate of which the incompetent is a fiduciary and conditioned in the following form

(1) When One Guardian The condition of this obligation is that if the said guardian shall well and truly account for property held by the incompetent as fiduciary according to law this obligation shall be void but otherwise it shall remain in force

(2) When Two or More Guardians The condition of this obligation is that if the said guardians or any of them shall well and truly account for property held by the incompetent as fiduciary according to law this obligation shall be void as to the guardian or guardians who shall so account but otherwise it shall remain in force

Section 313 When Bond is not Required

(a) Corporate Guardian No bond shall be required of a bank and trust company or of a trust company incorporated in the Commonwealth or of a national bank having its principal office in the Commonwealth unless the court for cause shown deems it advisable

(b) Nonresident Corporation A nonresident corporation or a national bank having its principal office out of the Commonwealth otherwise qualified to act as guardian in the discretion of the court may be excused from giving bond

(c) Other Cases In all other cases the court may dispense with the requirement of a bond when for cause shown it finds that no bond is necessary

Section 314 Requiring or Changing Amount of Bond The court for cause shown and after such notice if any as it shall direct may require a surety bond or increase or decrease the amount of an existing bond or require more or less security therefor

C Removal and Discharge

Section 321 Grounds for Removal The court shall have exclusive power to remove a guardian when

(1) He is wasting or mismanaging the estate is or is likely to become insolvent or has failed to perform any duty imposed by law or

(2) He has been adjudged incompetent or

(3) He has become unable to discharge the duties of his office because of sickness or physical or mental incapacity and his disability is likely to continue to the injury of the estate or

(4) He has removed from the Commonwealth or has ceased to have a known place of residence therein without furnishing such security or additional security as the court shall direct or

(5) For any other reason the interests of the estate are likely to be jeopardized by his continuance in office or

(6) The incompetent of whose estate he is guardian is adjudged competent

Section 322 Procedure for and Effect of Removal The court on its own motion may and on the petition of any party in interest alleging adequate grounds for removal shall order the guardian to appear and show cause why he should not be removed or when necessary to protect the rights of creditors or parties in interest may summarily remove him Upon removal the court may appoint a substituted guardian and may by summary attachment

of the person or other appropriate orders provide for the security and delivery of the assets of the estate together with all books accounts and papers relating thereto Any guardian summarily removed under the provisions of this section may apply by petition to have the decree of removal vacated and to be reinstated and if the court shall vacate the decree of removal and reinstate him it shall thereupon make any orders which may be appropriate to accomplish the reinstatement

Section 323 Adjudication of Competency The court upon petition and after such notice as it shall direct may find after a hearing at which good cause is shown that a person previously adjudged incompetent has become competent

Section 324 Discharge of Guardian and Surety After confirmation of his final account and distribution to the parties entitled a guardian and his surety may be discharged by the court from future liability

D Evidence

Section 331 Evidence of Mental Condition In any hearing relating to the mental condition of a person whose competency is in question the deposition of or sworn statement by a superintendent manager physician or psychiatrist of any state-owned mental hospital or veterans administration hospital shall be admissible in evidence as to the condition of an inmate of such hospital in lieu of his appearance and testimony unless by special order of the court directs his appearance and testimony in person

Article IV

Guardian Powers Duties and Liabilities

A In General

Section 401 Possession of Real and Personal Property The guardian of the estate of an incompetent until it is distributed or sold shall have the right to and shall take possession of maintain and administer each real and personal asset of the incompetent collect the rents and income from it and make all reasonable expenditures necessary to preserve it He shall also have the right to maintain or defend any action with respect to such real or personal property of the incompetent

Section 402 Inventory Every guardian within three months after real or personal estate of his ward comes into his possession shall verify by oath and file with the prothonotary (1) an inventory and appraisement of such personal estate (2) a statement of such real estate and (3) a statement of any real or personal estate which he expects to acquire thereafter

Section 403 Abandonment of Property When any property is so burdensome or is so encumbered or is in such condition that it is of no value to the incompetent the court may authorize the guardian to abandon it

Section 404 Liability Insurance The guardian at the expense of the estate may protect himself his employees and the incompetent by insurance from liability to third persons arising from the administration of the estate

Section 405 Continuation of Business The court aided by the report of a master if necessary may authorize the guardian to continue any business of the incompetent The order may be with or without notice If prior notice is not given to all persons residing within the Commonwealth who are sui juris and would be entitled to share in the estate of the incompetent if he died intestate at that time and to any other persons directed by the court it shall be given to all such persons within five days after the order or within such extended time as the court for cause shown shall allow Any person to whom notice is required to be given may at any time petition the court to revoke or modify the order The order may provide

(1) For the conduct of the business by the guardian alone or jointly with others or as a corporation to be formed

(2) The extent of the liability of the estate or any part thereof or of the guardian for obligation incurred in the continuation of the business

(3) Whether liabilities incurred in the conduct of the

business are to be chargeable solely to the part of the estate set aside for use in the business or to the estate as a whole

(4) The period of time the business may be conducted and

(5) Such other regulations including accounting as the court shall deem advisable

Section 406 Incorporation of Business After notice to all persons residing within the Commonwealth who are sui juris and would be entitled to share in the estate of the incompetent if he died intestate at that time and to any other persons directed by the court the court aided by the report of a master if necessary may authorize the guardian alone or jointly with others to organize a corporation to carry on a business held in the estate whether the business is owned solely by the incompetent or with others and may contribute for stock of the corporation as capital all or part of the property of the estate which was invested in the business

Section 407 Claims Against Co-Guardian When one of two or more guardians shall be individually liable to the incompetent the other or others shall take any legal action against him necessary to protect the incompetent

Section 408 Proceeding Against Guardian Any proceeding may be brought against a guardian or the surety on his bond in the county of the court having jurisdiction of the incompetent's estate and if the guardian or surety does not reside in that county process may be served on either of them personally or as follows

(1) When Resident of Another County By a duly deputized sheriff of any other county of the Commonwealth in which he shall be found

(2) When a Nonresident of the Commonwealth By the sheriff of the county of the court having jurisdiction of the estate sending by registered mail return receipt requested a true and attested copy of the process to the Secretary of the Commonwealth accompanied by the fee prescribed by law and to the guardian or surety at his last known address with an endorsement thereon showing that service has been so made upon the Secretary of the Commonwealth

Section 409 Revival of Judgment Against Guardian When the incompetent holds a judgment which is a lien on real estate owned by the guardian individually any party in interest may suggest his interest in the judgment upon the record thereof and bring an appropriate action to revive it and to continue its lien Any judgment so revived shall remain for the use of all parties in interest

Section 410 Liability of Guardian on Contracts Unless he expressly contracts otherwise in writing a guardian shall not be personally liable on any written contract hereafter entered into which is within his authority as guardian and discloses that he is contracting as guardian of a named incompetent Any action on such a contract shall be brought against the guardian in his fiduciary capacity only or against his successor in such capacity and execution upon any judgment obtained therein shall be had only against property of the incompetent

Section 411 Investments The powers and duties of guardians in making retaining and managing investments shall be as prescribed by law generally for fiduciaries

Section 412 Power of Attorney A guardian may convey real estate transfer title to personal estate or perform any other act of administration by an attorney or attorney-in-fact Provided That this provision shall not authorize him to delegate the exercise of any discretionary power

Section 413 Voting Stock by Proxy The guardians or a majority of them either in person or by proxy may vote stock owned by the incompetent

Section 414 Nominee Registration Corporate Fiduciary As Attorney-in-Fact

(a) Corporate Guardian A bank and trust company or a trust company incorporated in the Commonwealth or a national bank with trust powers having its principal office in the Commonwealth may keep investments or fractional interests in investments held by it either as sole guardian or as co-guardian in the name or names of the guardians or in the name of a nominee of the corporate guardian Provided the consent thereto of the co-guardians if any is

obtained And provided further that all such investments shall be so designated upon the records of the corporate guardian that the estate to which they belong shall appear clearly at all times

(b) Individual Guardian A guardian serving jointly with a bank and trust company or a trust company incorporated in the Commonwealth or with a national bank having its principal office in the Commonwealth may authorize or consent to the corporate guardian having exclusive custody of the assets of the incompetent and to the holding of such investments in the name of a nominee of such corporate guardian to the same extent once subject to the same requirements that the corporate guardian if it were the sole guardian would be authorized to hold such investments in the name of its nominee

(c) Corporate Fiduciary As Attorney-in-Fact An individual guardian may employ a bank and trust company or a trust company incorporated in the Commonwealth or a national bank with trust powers having its principal office in the Commonwealth to act as his attorney-in-fact in the performance of ministerial duties including the safe-keeping of estate assets Such attorney-in-fact when so acting may be authorized to hold such investments in the name of its nominee to the same extent as subject to the same requirements that such attorney-in-fact if it were the guardian would be authorized to hold such investments in the name of its nominee

Section 415 Acceptance of Deed in Lieu of Foreclosure The guardian may take for the incompetent from the owner of property encumbered by a mortgage owned by the incompetent a deed in lieu of foreclosure in which event the real estate shall be considered personally to the same extent as though title had been acquired by foreclosure at sheriff's sale

Section 416 Compromise of Controversies Whenever it shall be proposed to compromise or settle any claim whether in suit or not by or against an incompetent or to compromise or settle any question or dispute concerning property of the incompetent the court on petition of the guardian or by any party in interest setting forth all the facts and circumstances and after such notice as the court shall direct aided if necessary by the report of a master may enter a decree authorizing the compromise or settlement to be made

Section 417 When guardian Dies or Becomes Incompetent The fiduciary of the estate of a deceased or incompetent guardian by reason of such position shall not succeed to the administration of or have the right to possess any asset of an incompetent which was being administered by the deceased or incompetent guardian except to protect it pending its delivery to the person entitled to it The account of the deceased or incompetent guardian may be filed by the fiduciary of his estate and it shall be filed if the court shall so direct

Section 418 Surviving or Remaining Guardians Surviving or remaining guardians shall have all the powers of the original guardians

Section 419 Disagreement Among Guardians

(a) Decision of Majority If a dispute shall arise among guardians the decision of the majority shall control A dissenting guardian shall join with the majority to carry out a majority decision requiring affirmative action and may be ordered to do so by the court A dissenting guardian shall not be liable for the consequences of any majority decision even though he joins in carrying it out if his dissent is expressed promptly to all the other co-guardians Provided That liability for failure to join in administering the estate or to prevent a breach of trust may not be thus avoided

(b) When No Majority When a dispute shall arise among guardians as to the exercise or non-exercise of any of their powers and there shall be no agreement of a majority of them the court upon petition filed by any of the guardians or by any party in interest aided if necessary by the report of a master in its discretion may direct the exercise or non-exercise of the power as the court shall deem for the best interest of the incompetent

Section 420 Inherent Powers and Duties Except as

otherwise provided in this act nothing in this act shall be construed to limit the inherent powers and duties of a guardian

B Sales Mortgages Leases Options and Exchanges

Section 441 Power to Sell Personal Property A guardian may sell at public or private sale any personal property of the incompetent

Section 442 Power to Lease A guardian may lease any real or personal property of the incompetent for a term not exceeding five years after its execution

Section 443 Order of Court Whenever the court finds it to be for the best interests of the incompetent a guardian may for any purpose of administration or distribution and on the terms with the security and after the notice directed by the court (1) Sell at public or private sale pledge mortgage lease or exchange any real or personal property of the incompetent (2) grant an option for the sale lease or exchange of any such property (3) join with the spouse of the incompetent in the performance of any of the foregoing acts with respect to property held by the entireties or (4) release the right of the incompetent in the property of his spouse and join in the deed of the spouse in behalf of the incompetent

Section 444 Restraint of Sale The court on its own motion or upon application of anyone in behalf of the incompetent in its discretion may restrain a guardian from selling or carrying out any contract of sale of any personal property of the incompetent The order may be conditioned upon the applicant giving bond for the protection of the incompetent's estate

Section 445 Purchase by Guardian A guardian in his individual capacity may bid for purchase take a mortgage or lease or take by exchange real or personal property belonging to the incompetent subject however to the approval of the court and under such terms and conditions and after such reasonable notice to relatives of the incompetent or to persons having an interest in the welfare of the incompetent as the court shall direct When the purchaser mortgagee or lessee is the sole guardian the court may make an order directing the prothonotary to execute a deed or other appropriate instrument to him

Section 446 Title of Purchaser If the guardian has given the bond if any required in accordance with this act any sale pledge mortgage or exchange by him whether pursuant to a decree or to a power under this act shall pass the full title of the incompetent therein free of any right of his spouse unless otherwise specified Persons dealing with the guardian shall have no obligation to see to the proper application of the cash or other assets given in exchange for the property of the incompetent Any sale or exchange by a guardian pursuant to a decree under Section 443 shall have the effect of a judicial sale as to the discharge of liens but the court may decree a sale or exchange freed and discharged from the lien of any mortgage otherwise preserved from discharge by existing law if the holder of such mortgage shall consent by writing filed in the proceeding No such sale mortgage exchange or conveyance shall be prejudiced by the subsequent removal of the guardian

Section 447 Collateral Attack No decree entered pursuant to this act shall be subject to collateral attack on account of any irregularity if the court which entered it had jurisdiction to do so

Section 448 Record of Proceedings County Where Real Estate Lies Certified copies of proceedings of any court of the Commonwealth relating to or affecting the real estate of any incompetent may be recorded in the office of the recorder of deeds in any county in which the real estate lies

ARTICLE V

PROPERTY RIGHTS AND OBLIGATIONS OF ESTATES OF INCOMPETENTS

A Control of Actions

Section 501 Substitution of Guardian in Pending Action or Proceedings

(a) **Voluntary Substitution** The guardian of the estate of an incompetent party to a pending action or proceeding in the orphans' court may become a party thereto by filing of record a statement of the material facts on which the right to substitution is based

(b) **Compulsory Substitution** If the guardian does not voluntarily become a party the clerk of the orphan's court upon the praecipe of an adverse party setting forth the material facts shall issue a citation upon the guardian to show cause why he should not be substituted as a party

(c) **Status of Guardian Continuance** If the guardian voluntarily becomes a party to the action or proceeding or if the citation upon him is made absolute he shall have all the rights and liabilities of a party to the action or proceeding The court may order such continuances and extensions as may be necessary to afford him a reasonable opportunity to appear and prosecute or defend the action or proceeding

Section 502 Death or Removal of Guardian An action or proceeding in the orphans' court to which a guardian is a party is not abated by his death or resignation or by the termination of his authority The successor of the guardian may be substituted in the action or proceeding in the same manner as though the incompetent were a party

B Claims Rights of Creditors

Section 511 Effect of Determination of Incompetency An incompetent shall be incapable of making an contract or gift or any instrument in writing after he is adjudged incompetent and before he is adjudged to have regained his competency This section shall not impair the interest in real estate acquired by a bona fide grantee or bona fide holder of a lien on real estate in a county other than that in which the decree establishing the incompetency is entered unless the decree or a duplicate original or certified copy thereof is recorded in the office of the recorder of deeds in the county in which the real estate lies before the recording or entering of the instrument or lien under which the grantee or lienholder claims

Section 512 Specific Performance of Contracts

(a) **Application to Court** If any person makes a legally binding agreement to purchase or sell real or personal estate and is adjudged incompetent before its consummation his guardian shall have the power to consummate it but if he does not do so the court on the application of any party in interest and after such notice and with such security if any as it may direct in its discretion may order specific performance of the agreement if it would have been enforced specifically had there been no adjudication of incompetency

(b) **Execution and Effect of Deed or Transfer** Any necessary deed or transfer shall be executed by the guardian or by such other person as the court shall direct The title of any purchaser under an agreement in which the incompetent was the vendor shall be the same as though the incompetent had conveyed or transferred such property while competent

(c) **Indexing in Judgment Index** When any petition for specific performance of an agreement to purchase or sell real estate is filed the prothonotary of the court of common pleas where the real estate or any part of it lies upon the receipt of a certificate of such fact by the prothonotary of the court where the petition was filed shall enter the petition upon the judgment index against the defendants and shall certify it as lis pendens in any certificate of search which he is required to make by virtue of his office

Section 513 Notice to Commonwealth and Political Subdivisions When the Commonwealth or a political subdivision thereof has a claim for maintaining an incompetent in an institution the guardian within three months of his appointment shall give notice thereof to the Department of Revenue or to the proper officer of such political subdivision as the case may be

ARTICLE VI

ACCOUNTS AUDITS REVIEWS DISTRIBUTION- RIGHTS OF INCOMPETENT AND DISTRIBUTEES

A Accounts

Section 601 Accounting Required A guardian shall file an account of his administration of real and personal property promptly at the termination of his guardianship or at such earlier time or time as shall be directed or authorized by the court

Section 602 Where Filed All accounts of guardians shall be filed in the office of the prothonotary

Section 603 Notice to Parties in Interest The guardian shall give written notice of the filing of his account and of its call for audit or confirmation to the former ward if he has been declared competent and otherwise to his succeeding guardian or personal representative and to such other persons as the court by general rule or special order shall direct

B Audits

Section 611 Confirmation of Accounts The account of a guardian shall be confirmed by the court or by the prothonotary as local rules shall prescribe if no objections are presented within a time fixed by general rule of court If any party in interest shall object to the account or shall request its reference to an auditor the court in its discretion may appoint an auditor

Section 612 Recognition of Claims Upon the audit of the account of the guardian of a person who has died during incompetency the auditing judge or auditor passing on the account shall not pass upon any claims against the estate of the incompetent other than necessary administration expenses including compensation of the guardian and his attorney All claims remaining unpaid at the incompetent's death shall be presented to the personal representative

Section 613 Statement of Proposed Distribution A guardian filing an account shall file a statement of proposed distribution or a request that distribution be determined by the court or by an auditor as local rules may prescribe The statement of proposed distribution shall be in such form and such notice thereof shall be given by advertisement or otherwise and objections thereto may be made as local rules prescribe

Section 614 Decree of Distribution No account shall be confirmed or statement of proposed distribution approved until an adjudication or a decree of distribution is filed in conformity with local rules by the court or by the prothonotary of the court expressly confirming the account or approving the statement of proposed distribution and specifying or indicating by reference to the statement of proposed distribution the names of the persons to whom the balance available for distribution is awarded and the amount or share awarded to each

C Review

Section 621 Rehearing Relief Granted If any party in interest shall within five years after the final confirmation of any account of a guardian file a petition to review any part of the account, or of an auditor's report or of the adjudication or of any decree of distribution setting forth specifically alleged errors therein the court shall give such relief as equity and justice shall require Provided that this section shall not authorize review as to any property distributed by the guardian in accordance with a decree of court before the filing of the petition The court or master considering the petition may include in his adjudication or report findings of fact and of law as to the entire controversy in pursuance of which a final order may be made

D Distribution

Section 631 Award Upon Final Confirmation of Account A guardian shall be relieved of liability with respect to all real and personal estate distributed in conformity with a decree of court or in accordance with rule of court after confirmation of an account

Section 632 Recording and Registering Decrees Awarding Real Estate A certified copy of every adjudication or decree awarding real estate or an appropriate excerpt from either of them may be recorded at the expense of the estate in the deed book in the office of the recorder

of deeds of each county where the real estate so awarded lies and if recorded shall be indexed by the recorder in the grantor's index under the name of the incompetent and in the grantee's index under the name of the distributee and shall be registered in the survey bureau or with the proper authorities empowered to keep a register of real estate in the county Provided That no adjudication or decree awarding real estate subject to the payment of any sum by the distributee shall be recorded or registered unless there is offered for recording concurrently therewith written evidence of the payment of such sum

E Rights of Incompetent and Distributees

Section 641 Liability of Guardian for Interest A guardian who has committed a breach of duty with respect to estate assets shall in the discretion of the court be liable for interest not exceeding the legal rate on such assets

Section 642 Disposition of Trust Income Except as otherwise provided by the trust instrument the trustee of an inter vivos or testamentary trust with the approval of the court having jurisdiction of the trust may pay income distributable to an incompetent beneficiary for whose estate no guardian has been appointed directly to the incompetent or expend and apply it for his care and maintenance or the care maintenance and education of his dependents

Section 643 Distributions of Income and Principal During Incompetency All income received by a guardian of the estate of an incompetent in the exercise of a reasonable discretion may be expended in the care and maintenance of the incompetent without the necessity of court approval The court for cause shown may authorize or direct the payment or application of any or all of the income or principal of the estate of an incompetent for the care maintenance or education of the incompetent his spouse children or those for whom he was making such provision before his incompetency or for the reasonable funeral expenses of the incompetent's spouse child or indigent parent In proper cases the court may order payment of amounts directly to the incompetent for his maintenance or for incidental expenses and may ratify payments made for these purposes

ARTICLE VII

FOREIGN GUARDIANS

A Powers and Duties

Section 701 In General A foreign guardian may institute proceedings in the Commonwealth (subject to the conditions and limitations imposed on nonresident suitors generally) and may exercise all the other powers of a local guardian Except in the case of powers with respect to securities for which special provision is made in Section 702 the maintenance of a proceeding or the exercise of any other power by a foreign guardian shall be subject to the following additional conditions and limitations

(1) Copy of Appointment The foreign guardian shall file with the register of the county where the power is to be exercised or the proceeding is instituted or the property concerning which the power is to be exercised is located an exemplified copy of his appointment or other qualification in the foreign jurisdiction

(2) Affidavit The foreign guardian shall execute and file an affidavit with the register of said county stating that after diligent search and inquiry the estate of which he is guardian is not to his knowledge or so far as he has been able to discover indebted to any person in the Commonwealth and that he will not exercise any power which he would not be permitted to exercise in the jurisdiction of his appointment The affidavit shall be attached to the copy of appointment

(3) Taxes When the foreign guardian exercises a power to sell or mortgage any Pennsylvania real estate all taxes due thereon to the Commonwealth or to any subdivision thereof must be paid or provided for

Section 702 Security Transfers When there is no guardianship in the Commonwealth a foreign guardian upon

submission of a certificate of his appointment shall have all the powers of a similar local guardian with respect to stock bonds and other securities of a Pennsylvania corporation or a Federal corporation located in Pennsylvania and shall not be required to comply with the conditions and limitations of Section 701.

Section 703 Service of Process The acceptance by a foreign guardian of the privilege extended by the laws of the Commonwealth of exercising any of his powers within the Commonwealth shall constitute the Secretary of the Commonwealth his attorney-in-fact upon whom service of process and notices may be made in any suit or proceeding instituted in the courts of the Commonwealth arising out of or by reason of the exercise of any of his powers or the performance or nonperformance of any of his duties as such fiduciary.

Section 704 Proof of Authority in Court Proceedings Upon commencing any proceeding in any court of the Commonwealth the foreign guardian in addition to the requirements of Section 701 shall file with the court in which the proceeding is commenced an exemplified copy of his official bond if he has given a bond. If the court believes that he should furnish security or additional security in the Commonwealth or in the domiciliary jurisdiction it may at any time order the action or proceeding stayed until sufficient security is furnished.

Section 705 Effect of Local Proceedings No person who before receiving actual notice of local administration or of application therefor has changed his position by relying on the powers granted to foreign guardians by this act shall be prejudiced by reason of the application for or grant of local administration.

B Distribution to Foreign Fiduciaries

Section 711 To Foreign Personal Representative When a share of an incompetent's estate administered in the Commonwealth is distributable to a deceased nonresident creditor or other distributee the court may award it to his domiciliary personal representative or to some other person performing the function of a personal representative unless it shall appear that the rights of any resident of the Commonwealth may be adversely affected or the court shall determine that for any reason ancillary administration within the Commonwealth is advisable.

Section 712 To Foreign Trustee Guardian or Committee When a share of an incompetent's estate administered in the Commonwealth is distributable to a nonresident minor a trustee subject to the jurisdiction of a foreign court or a nonresident incompetent the court may award it to the guardian or committee of the nonresident appointed in the foreign jurisdiction or to such trustee. Provided That the court shall be satisfied that adequate security or other protection has been provided in the domiciliary jurisdiction by the domiciliary law for the protection of the persons beneficially interested in the share so awarded.

C Transfer of Administration

Section 721 Award to Foreign Guardian When Incompetent Becomes a Nonresident When the incompetent for whose estate a guardian has been appointed by the court is or becomes a nonresident of the Commonwealth the court upon satisfactory proof that it will be for the best interests of the incompetent and that no rights of a resident of the Commonwealth will be adversely affected and that removal of the property will not conflict with any limitations upon the right of the incompetent to such property may direct the locally appointed guardian to transfer the assets of the incompetent within his control to a duly qualified guardian or guardians in the jurisdiction where the incompetent resides.

ARTICLE VIII

REPEALER

Section 801 (a) Specific Repeals The following acts and parts of acts and all amendments of each are hereby repealed as respectively indicated.

(1) The act approved the thirteenth day of June one thousand eight hundred thirty-six (P. L. 589) entitled

"An act relating to lunatics and habitual drunkards" absolutely.

(2) Section one of the act approved the sixteenth day of April one thousand eight hundred and forty-nine (P. L. 663) entitled "A supplement to the act relating to lunatics and habitual drunkards to punish aldermen and justices of the peace for misdemeanors relating to arbitrations in the district court in the city and county of Philadelphia relative to deeds of assignment relative to judgment liens relating to limitation of actions and relating to liens and terre tenants and for the more effectual punishment of the crime of arson" absolutely and section two thereof insofar as it affects estates of incompetents.

(3) Section 7 of the act approved the fifteenth day of April one thousand eight hundred and fifty-one (P. L. 713) entitled "An act to annul the marriage contract between William Mead and Eliza his wife to the uniformed militia of Perry and Luzerne Counties to the Cumberland Valley Railroad to the sale of the real estate of John Berge deceased to lunatics and habitual drunkards and to the Susquehanna Canal Company" insofar as it affects estates of incompetents.

(4) The act approved the twenty-second day of March one thousand eight hundred sixty-five (P. L. 31) entitled "An act relating to the committees of the estates of lunatics and habitual drunkards" absolutely.

(5) Section one of the act approved the twentieth day of February one thousand eight hundred sixty-seven (P. L. 30) entitled "An act to confer upon the committee of a lunatic or a habitual drunkard the power to institute actions of partition and prosecute those already commenced" absolutely.

(6) The act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 94) entitled "An act respecting the estates of non-resident lunatics" absolutely.

(7) The act approved the eighth day of May one thousand eight hundred seventy-four (P. L. 122) entitled "An act limiting the time within which inquisitions of lunacy or habitual drunkenness may be traversed" insofar as it affects estates of incompetents.

(8) The act approved the twenty-fifth day of May one thousand eight hundred seventy-eight (P. L. 154) entitled "An Act to enable married women whose husbands are lunatics to dispose of their separate estates" absolutely.

(9) The act approved the twenty-eighth day of March one thousand eight hundred and seventy-nine (P. L. 14) entitled "An act enabling wives of lunatics to release their right of dower in the real estate of their husbands" absolutely.

(10) The act approved the tenth day of June one thousand eight hundred and ninety-seven (P. L. 137) entitled "An act giving priority in the trial of lunacy cases traversing inquisitions of sheriff's juries in the courts of this Commonwealth" insofar as it affects estates of incompetents.

(11) The act approved the tenth day of June one thousand eight hundred and ninety-seven (P. L. 138) entitled "An act providing for the taking filing and reviewing of the testimony taken before sheriff's juries in inquisitions of lunacy in and by the several courts of this Commonwealth" insofar as it affects estates of incompetents.

(12) The act approved the fifteenth day of July one thousand eight hundred and ninety-seven (P. L. 301) entitled "An act regulating applications for commissions to inquire into the lunacy or habitual drunkenness of inmates of any soldiers' and sailors' home almshouse home for the friendless or other charitable institution" insofar as it affects estates of incompetents.

(13) The act approved the twenty-seventh day of April one thousand nine hundred and three (P. L. 325) entitled "An act entitled an act providing for the sale of real estate of lunatics at private sale and empowering courts of common pleas to order direct and approve such private sales" absolutely.

(14) The act approved the twenty-eighth day of May one thousand nine hundred and seven (P. L. 292) entitled "An act to provide for the protection of insane persons

feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" absolutely except section four thereof which is hereby saved from repeal

(15) The act approved the twenty-seventh day of April one thousand nine hundred and nine (P. L. 185) entitled "A supplement to an act entitled 'An act for the protection of persons unable to care for their property' approved the twenty-fifth day of June Anno Domini one thousand eight hundred and ninety-five authorizing the appointment of guardians of the estates of weak-minded persons nonresidents of this Commonwealth and extending to said guardians the powers conferred upon guardians of weak-minded persons by the said act approved June twenty-fifth one thousand eight hundred and ninety-five and its supplements so far as relates to the real and personal property of said non-resident weak-minded persons situate in the Commonwealth of Pennsylvania" absolutely

(16) The act approved the twenty-eighth day of May one thousand nine hundred thirteen (P. L. 358) entitled "An act relating to the competency as evidence of certain findings in proceedings in lunacy" absolutely

(17) Clauses 1 and 8 of Subsection (a) of Section 2 of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 388) entitled "An act relating to the jurisdiction powers and procedure of the orphans' court and the court of common pleas as to sales mortgages conveyances on ground-rent leases extinguishment of ground-rents partition exchange squaring and adjusting of lines between adjoining owners consolidation and combination of mining lands and the leasing thereof the joining by owners of undivided interests in making and taking conveyances in order to change the route or location of any right of way or passage over adjoining or other lands and the subdivision of premises so as to command the highest price or greatest rents and for such purpose the laying out or dedication of roads streets and alleys or the vacation of such as have not been accepted by the public authorities where the court shall be of opinion that such decree will be to the interest and advantage of all those interested and where the legal title is held by minors lunatics habitual drunkards or weak-minded persons a married person whose spouse is a lunatic or has abandoned him or her for one year or has been absent and unheard of for seven years by corporation having no capacity to convey or by any unincorporated association by any religious beneficial or charitable society or association incorporated or unincorporated and the title is subject to forfeiture if real estate is held in excess of the amount prescribed by its charter or by law by a corporation or individual or individuals and is subject to a trust of any description whatever by any person as to whom a presumption of death may have arisen or any interest wherein is held by any person under legal disability to dispose thereof where the legal title is an estate tail or is subject to the lien of debts of a decedent not of record contingent remainders executory devices or remainders to a class some or all of whom may not be in being or ascertained where estates shall have been devised or granted for special or limited purposes where there is a power of sale but the time may not have arrived for its exercise any preliminary act may not have been done to bring it into exercise the time limited for its exercise may have expired or any one or more persons required to consent or join in its exercise may be non compos mentis have removed out of the state have died refuse to act unreasonably withhold consent or be absent and unheard of where there has been or shall be a defective appointment in any deed or will and the necessary power is not given to the executor devisee or appointee to make sale and conveyance where a trust has been created and no power conferred on the trustee to do any of the acts which the court is hereby empowered to authorize or

confirm and to the effects of such decrees" insofar as they apply to estates of incompetents

(b) General Repeal All other acts and parts of acts inconsistent herewith are hereby repealed

(c) Saying Clause This act shall not repeal or modify any of the provisions of the following acts or parts of acts or any of their amendments

(1) The act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 780) entitled "An act authorizing persons whose wives or husbands are non compos mentis to sell mortgage lease for years and convey upon ground rent real estate held in their own right"

(2) The act approved the sixth day of April one thousand nine hundred twenty-one (P. L. 99) entitled "An act relating to the jurisdiction powers and procedure of the court of common pleas as to sale mortgage conveyance upon ground rent and lease for years of real estate where the legal title is held by a married person whose spouse is an habitual drunkard and providing for the disposition of the proceeds thereof"

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL, No. 6

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 6.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Proper,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 17, as follows:

An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

ARTICLE I

PRELIMINARY PROVISIONS

Section 101 Short Title This act shall be known and may be cited as the Register of Wills Act of 1951

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

(1) "Register" means the register of wills having jurisdiction

(2) "Court" means the orphans' court having jurisdiction

(3) "Clerk" means the clerk of the orphans' court having jurisdiction

(4) "Personal representative" means an executor or administrator of any description

(5) "Letters" means letters testamentary or letters of administration of any description

(6) "Will" means a written will codicil or other testamentary writing and a nuncupative will

Section 103 Effective Date This act shall take effect on the first day of January one thousand nine hundred and fifty-two

Section 104 Severability If any provision of this act or the application thereof to any person or circumstances is held invalid the remainder of this act and the application of such provision to other persons or circumstances shall not be affected thereby and to this end the provisions of this act are declared to be severable

ARTICLE II

JURISDICTION AND POWERS

Section 201 Register's Jurisdiction Within the county for which he has been elected or appointed the register shall have jurisdiction of the probate of wills the grant of letters to a personal representative and any other matter as provided by law

Section 202 Deputy Register Every register shall appoint a deputy or two deputies who shall have power to perform the duties of the office in his behalf and for whose conduct he and his surety shall be accountable In case of a vacancy in the office of register the first deputy shall exercise all the powers of the register until a successor is appointed or elected

Section 203 Witnesses Testimony The register shall have power to

(1) Subpoenas Issue a subpoena to any person in any county of the Commonwealth to appear or produce papers or records before him

(2) Administering Oaths Administer oaths and affirmations to parties and witnesses appearing before him and to designate any clerk or clerks in his employ to administer such oaths and affirmations to parties and witnesses appearing before them

(3) Depositions Issue commissions or rules to take the depositions of witnesses in another county or outside of the Commonwealth The practice relating thereto shall conform to the practice in the local orphans' court

Section 204 Witness Fees Witnesses appearing before the register in obedience to the register's subpoena shall be entitled to the same fees and mileage as are allowed by law to witnesses in the orphans' court

Section 205 Enforcement of Subpoenas Orders and Costs Should any person refuse to comply with any subpoena or order of the register or to pay all costs the register shall forthwith certify the record of the proceedings to the court The court upon petition of any party in interest shall compel payment of the costs and shall enforce obedience to the subpoena or order in the same manner as in cases of subpoenas and orders issued or made by the court

Section 206 Caveat

(a) Bond When a caveat has been filed the register shall not delay the probate of a will or the grant of letters for more than ten days after the filing of the petition for probate or for grant of letters or after the filing of the caveat whichever shall be later unless within such ten-day period a party in interest shall file with the register his bond in the name of the Commonwealth with sufficient surety in such amount not less than five hundred dollars or more than five thousand dollars as the register considers necessary conditioned for the payment of any costs which may be decreed against the caveator

(b) Failure to Give Bond If no bond is filed within the ten-day period the caveat shall be considered abandoned except as the register for cause shown shall extend the time

(c) Costs The register or the court upon appeal shall determine the amount of costs occasioned by a caveat and direct by whom they shall be paid If all or part of the costs shall be finally decreed to be paid by the caveator any party interested in the costs may bring suit on the caveator's bond as provided by law

Section 207 Certification of Records to Court Whenever a caveat shall be filed or a dispute shall arise before the register concerning the probate of a will the grant of letters or the performance of any other function by the register he may certify or the court upon petition of any party in interest may direct the register at any stage of the proceeding to certify the entire record to the court which shall proceed to a determination of the issue in dispute No letters of administration pendente lite shall be granted by the register after proceedings have been removed to the court except by leave of court

Section 208 Appeals

(a) When Allowed Any party in interest who is aggrieved by a decree of the register or a fiduciary whose estate or trust is so aggrieved may appeal therefrom to the court within two years of the decree provided that the executor designated in an instrument shall not by virtue of such designation be deemed a party in interest who may appeal from a decree refusing probate of it The court upon petition of a party in interest may limit the time for appeal to six months

(b) Bond Anyone appealing from a decree of the register shall within ten days after filing his appeal file with the register his bond in the name of the Commonwealth with sufficient surety in such amount not less than five hundred dollars or more than five thousand dollars as the register considers necessary conditioned for the payment of any costs that may be decreed against him If no bond is filed within the ten-day period the appeal shall be considered abandoned

(c) Effect of Appeal No appeal from a decree of the register shall suspend the powers or prejudice the acts of a personal representative to whom letters have been granted

(d) Excepted Appeals This section shall not apply to appeals for inheritance tax purposes nor to appeals specially regulated by law

Section 209 Bill of Costs The court may establish a bill of costs to be charged for the services of the register not otherwise provided by law

ARTICLE III

PROBATE

Section 301 Place of Probate The will of a decedent domiciled in the Commonwealth at the time of his death shall be probated only before the register of the county where the decedent had his last family or principal residence If the decedent had no domicile in the Commonwealth his will may be probated before the register of any county where any of his property is located

Section 302 Manner of Probate All wills shall be proved by the oaths or affirmations of two competent witnesses and

(1) Will Signed by Testator In the case of a will to which the testator signed his name proof by subscribing witnesses if there are such shall be preferred to the extent that they are readily available and proof of the signature of the testator shall be preferred to proof of the signature of a subscribing witness

(2) Will Signed by Mark or by Another In the case of a will signed by mark or by another in behalf of the testator the proof must be by subscribing witnesses except to the extent that the register is satisfied that such proof cannot be adduced by the exercise of reasonable diligence In that event other proof of the execution of the will including proof of the subscribers' signatures may be accepted and proof of the signature of a witness who has subscribed to an attestation clause shall be prima facie

proof that the facts recited in the attestation clauses are true

(3) Nuncupative Will In the case of a nuncupative will the witnesses shall have been present when the will was declared and shall have reduced it to writing or directed it to be reduced to writing

Section 303 Limit of Time for Probate

(a) Original Probate A will other than a nuncupative will may be offered for probate at any time

(b) Conclusiveness of Original Probate The probate of a will shall be conclusive as to all property real or personal devised or bequeathed by it unless an appeal shall be taken from the probate as provided in Section 208

(c) Effect Upon Grantee or Mortgagee A will offered for original or subsequent probate more than two years after the decedent's death shall be void against a bona fide grantee or mortgagee of real estate of the decedent if the conveyance or mortgage is recorded before the will is offered for probate This subsection shall not apply to a will of a person dying before the effective date of this act offered for original probate within three years after the decedent's death

Section 304 Nuncupative Wills A nuncupative will shall not be admitted to probate nor shall letters thereon be issued unless notice has first been given to those who would be entitled to the estate in case of intestacy

Section 305 Wills in Foreign Language A writing not in English shall not be filed for probate or for any other purpose in the office of the register unless there is attached to it and filed with it a translation into English sworn to be correct The register shall attach the translation to the original and shall file them in his office and in all cases where a recording is now or hereafter may be required both the original and the translation shall be recorded A writing filed in violation of this section shall not constitute notice to any person

Section 306 Wills Probated Outside the Commonwealth A duly authenticated copy of a will proved outside of the Commonwealth according to the law of the place of probate may be offered for probate before any register having jurisdiction and letters testamentary or of administration with a will annexed may be granted thereon as though the original will had been offered before such register If in addition to such copy there shall be produced a duly authenticated copy of the record of the probate proceeding of the original instrument the will shall be entitled to probate in this Commonwealth and appropriate letters shall be issued thereon without the production or examination of the witnesses to prove such will unless the record shows or it is satisfactorily proved that an essential requirement of Pennsylvania law for a valid will has not been met In such event the probate proceedings may be supplemented by the submission of additional evidence to the register

Section 307 Enforcing Production of Will The register at the request of any party in interest shall issue a citation to any person alleged to have possession or control of a will of a decedent requiring him to show cause why it should not be deposited with him In the absence of good cause shown the register shall order the will to be deposited with him

ARTICLE IV

LETTERS ACCOUNTS

Section 401 Bonds of Personal Representatives If any register shall grant letters without having taken such bond as may be required by law he and his surety shall be liable to pay all damages which shall accrue to any person by reason thereof Nothing herein stated shall be deemed to relieve the personal representative from liability which would otherwise be imposed upon him by law

Section 402 Revocation of Letters

(a) When No Will The register may revoke letters of administration granted by him whenever it appears that the person to whom letters were granted is not entitled thereto

(b) When A Will The register may amend or revoke letters testamentary or of administration granted by him

not in conformity with the provisions of a will admitted to probate

Section 403 Transmission of Accounts to the Court All accounts filed with the register shall be transmitted to the court for audit and confirmation on dates fixed by the court by general rule or special order and shall be advertised as required by law

ARTICLE V

RECORDS AND CERTIFIED COPIES

Section 501 Wills All probated wills shall be indexed and recorded by the register and shall remain in his office except for the period required to be in the custody of a higher court The recording may be accomplished by photographic or other mechanical process

Section 502 Inventories and Appraisements The register shall index and record all inventories and appraisements filed with him The recording may be accomplished by photographic or other mechanical process

Section 503 Certified Copies Every register upon the request of any person paying the fee therefor shall make and certify under the seal of his office true copies of his records or of papers filed with him or of proceedings before him Such certified copies shall be as good evidence as the original in any judicial proceeding in the Commonwealth

Section 504 Recording Proceedings in Another County Copies of wills and probate proceedings and records of the grant of letters of administration and proceedings relating thereto duly certified by the register may be filed in the office of the register in any county where real estate of the testator is located The register with whom such papers are filed shall forthwith record the same and the record thereof shall be as valid and effectual in law as the original or its duly certified copy or its record would be for all purposes of vesting title of evidence and of notice

ARTICLE VI

REPEALER

Section 601 (a) Specific Repeals The following acts and parts of acts and all amendments of each are hereby repealed as respectively indicated

(1) Section 37 of the act approved the fifteenth day of March one thousand eight hundred thirty-two (P. L. 135) entitled "An Act relating to Registers and Registers' Courts" absolutely

(2) Section 7 of the act approved the second day of April one thousand eight hundred sixty-eight (P. L. 3) entitled "An Act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" absolutely

(3) Section 1 of the act approved the seventh day of June one thousand nine hundred seventeen P. L. 415) entitled "An Act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" except insofar as it applies to counties of the first class and Sections 2 to 23 both inclusive of the same act absolutely

(4) Section 224 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" insofar as it applies to registers of wills and Section 233 of the same act absolutely

(b) General Repeal All other acts and parts of acts inconsistent herewith are hereby repealed

(c) Saving Clause This act shall not repeal or modify the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 933) entitled "An Act prescribing the fees to be received by registers of wills in counties of the fifth sixth seventh and eighth class"

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL NO. 17

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 17.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 126, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns and the licensing of foreign companies and repealing existing law.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 126

Mr. WALKER. Mr. President, I move that the Senate

do non-concur in the amendments made by the House to Senate Bill No. 126.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 341, as follows:

An Act giving liens against real property priority over each other in point of time fixing the time from which priorities extend and imposing duties on judges and certain court and county officers and employes

The General Assembly of the Commonwealth Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as the "Lien Priority Law"

Section 2 Liens against real property shall have priority over each other on the following basis

(1) Purchasing money mortgages from the time they are delivered to the mortgagee if they are recorded within thirty days after their date otherwise from the time they are left for record

(2) Other mortgages and defeasible deeds in the nature of mortgages from the time they are left for record

(3) Verdicts for a specific sum of money from the time they are recorded by the court

(4) Adverse judgements orders and decrees from the time they are rendered

(5) Amicable judgment from the time the instruments on which they are entered are left for entry

(6) Writs which when issued and indexed by the prothonotary create liens against real property from the time they are issued

(7) Other instruments which when entered or filed and indexed in the prothonotary's office create liens against real property from the time they are left for entry or filing

Section 3 (a) The recorder of deeds shall endorse upon each mortgage and defesible deed and on the record thereof the time when each is left for record

(b) The person who records a verdict or a judgment order or decree rendered in open court shall endorse on the record thereof the time it was recorded

(c) The judge who signs a judgment order or decree shall endorse thereon the time he signed it

(d) The prothonotary shall endorse upon (1) each instrument on which an amicable judgement is entered or which otherwise creates a lien against real property

the time it was left for entry or filing and (2) each writ creating a lien against real property the time it was issued

(e) The prothonotary shall note on the dockets in his office where each verdict judgment order decree instrument or writ creating a lien against real property is entered the time it was recorded rendered left for filing or issued

Section 4 (a) The act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 440) entitled "An act relating to the lien of mortgages and defeasible deeds in the nature of mortgages and protecting the lien of mortgages given by purchaser to sellers if recorded within thirty days from the date of such mortgage" is hereby repealed in so far as it is inconsistent with or supplied by this act

All other acts and parts of acts are hereby repealed insofar as they are inconsistent with the provisions of this act

boards and commissions and prescribing the manner in which the umber and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as added by the act approved the sixth day of June one thousand nine hundred forty-five (P. L. 1398) is hereby amended to read as follows

Section 2801-A Pennsylvania Historical and Museum Commission Subject to any inconsistent provisions in this act contained the Pennsylvania Historical and Museum Commission shall have the power and its duties shall be

* * * * *

(g) To assume the preservation care and maintenance of historical buildings grounds monuments or antiquities committed to its custody by the General Assembly and to make and enforce rules and regulations for the visitation of such places by the public and at its discretion to charge admission fees [therefor] to historical buildings such fees to be paid into the State Treasury through the Department of Revenue and credited to the [General Fund] Historical Preservation Fund

Section 2 Article XXVIII-A of said act as added by the act approved the sixth day of June one thousand nine hundred forty-five (P. L. 1398) is hereby amended by adding at the end thereof a new section to read as follows

Section 2802-A Historical Preservation Fund All moneys collected by the Department of Property and Supplies from the sale of publications of the Pennsylvania Historical and Museum Commission and all moneys collected by the commission from fees charged for admission to historical buildings shall be paid into the State Treasury through the Department of Revenue and credited to a fund to be known as the "Historical Preservation Fund" which is hereby created Except as hereinafter provided all moneys in the fund from time to time are hereby appropriated to the Pennsylvania Historical and Museum Commission for the preservation care and maintenance of the historical buildings grounds monuments and antiquities committed to its custody and for the publication and republication of matters of historical or archaeological interest and for the research and editorial work incidental thereto Whenever the moneys credited to the Historical Preservation Fund during any fiscal biennium exceeds the average biennial allocation for the above purposes for the two preceding fiscal bienniums the excess shall be transferred to the General Fund

Section 3 The provisions of this act shall become effective the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 23, as follows:

An Act to further amend part of Section 302 and Sections 307 and 1501 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay asses or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for the Historical Preservation Fund and for disbursements therefrom

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The preliminary provisions of Section 302 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing

penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the nineteenth day of June one thousand nine hundred forty-one (P. L. 139) is hereby further amended to read as follows

Section 302 Funds The moneys paid into the State Treasury and the moneys of which the State Treasurer is custodian shall be credited by the Treasury Department to the following funds as hereinafter provided

Agricultural College Land Scrip Fund
Banking Department Fund
Federal Rehabilitation Fund
Federal Vocational Education Fund
Fire Insurance Tax Fund
Fish Fund
Game Fund
General Fund
Liquid Fuels Tax Fund
Manufacturing Fund
Motor License Fund
School Employees' Retirement Fund
Sinking Fund
State College Experimental Farm Fund
State Employees' Retirement Fund
State Farm Products Show Fund
State Insurance Fund
State School Fund
State Workmen's Insurance Fund
Surplus Commodities Stamp Fund
Historical Preservation Fund

Section 2 Section 302 of said act is hereby further amended by adding thereto immediately following clause twenty-one thereof a new clause to read as follows

Section 302 Funds The moneys paid into the State Treasury and the moneys of which the State Treasurer is custodian shall be credited by the Treasury Department to the following funds as hereinafter provided

* * * * *

22 Historical Preservation Fund All moneys received by the Treasury Department from the Department of Revenue arising from the sale by the Department of Property and Supplies of publications of the Pennsylvania Historical and Museum Commission and all moneys received from admission fees to historical buildings shall be credited to the Historical Preservation Fund

(b) This act does not affect the priority of any lien which now by law has priority to all other liens nor does it repeal or otherwise affect any provisions of the act approved the third day of July one thousand nine hundred forty-seven (P. L. 1234) known as the "Judgment Lien Law" or of section three of the act approved the twenty-second day of April one thousand eight hundred fifty-six (P. L. 532) entitled "An act for the greater certainty of title and more secure enjoyments of real estate"

Section 5 The provisions of this act shall become effective on the first day of September one thousand nine hundred fifty-one and shall apply only to liens created on and after that date

An the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE
HOUSE TO HOUSE BILL No. 341, RECALLED
FROM THE GOVERNOR

Mr WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to

House Bill No. 341, recalled from the Governor for the purpose of amendment.

Mr. KEPHART. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 983, as follows

An Act requiring wells and cisterns to be covered or sealed and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In any case where the opening of well or cistern constructed or used for the purpose of water supply is approximately at the level of the immediately surrounding ground surface any person owning or in possession of the land upon which the well or cistern is located shall cover or seal the well or cistern with such suitable covering as will protect all users of the land upon which the well or cistern exists against possible harm or injury which may arise from falling into such well or cistern

Section 2 Any person violating any of the provisions of this act shall upon summary conviction thereof before a magistrate be sentenced to pay a fine of not more than twenty-five dollars (\$25) and in default of the payment of the fine and costs shall be sentenced to imprisonment for not more than ten (10) days

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 983, RECALLED FROM THE GOVERNOR

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 983, recalled from the Governor for the purpose of amendment.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Freed,	McPherson, Jr.	Stiefel,
Barr,	Haluska,	Meade,	Taylor,
Barrett,	Hare,	Neff,	Toole,
Berger,	Holland,	Pechan,	Wade,
Blass,	Kephart,	Peelor,	Wagner,
Byrne,	Kessler,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	McCreesh,	Scarlett,	Wood,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Snowden,	

NAYS—3

Lane,	Mallery,	Stevenson,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 22, as follows::

An Act to amend clause (g) of Section 2801-A of and to add Section 2802-A to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating the Historical Preservation Fund providing for the payment of certain moneys into it and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (g) of Section 2801-A of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the

Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments

Section 3 Section 307 and 1501 of said act as amended by the act approved the nineteenth day of June one thousand nine hundred forty-one (P. L. 139) are hereby further amended to read as follows

Section 307 Disbursements No money shall be paid from any of the funds of the State Treasury except upon warrant of the Auditor General issued upon requisition pursuant to law except (1) moneys in the State Workmen's Insurance Fund which may be disbursed by check of the State Treasurer upon requisition of the Secretary of Labor and Industry [and except] (2) moneys in the Surplus Commodities Stamp Fund which may be disbursed by check of the State Treasurer upon requisition of the Secretary of Public Assistance and (3) moneys in the Historical Preservation Fund which may be disbursed by check of the State Treasurer upon requisition of the Pennsylvania Historical and Museum Commission

Section 1501 Requisitions No money shall be paid out of any fund in the State Treasury except: (1) the State Workmen's Insurance Fund [and except] (2) the Surplus Commodities Stamp Fund and (3) the Historical Preservation Fund until a requisition therefor shall have been presented to or prepared by the Auditor General

Section 4 The provisions of this act shall become effective on the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 48, on third reading, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court and Common Pleas of Dauphin County and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 61, on third reading, entitled:

An Act making an appropriation to the National Agricultural College Farm School Pennsylvania at Doylestown Pennsylvania

be placed on the Third Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 62, on third reading, entitled:

An Act relating to the examination detention hearing commitment care treatment rehabilitation probation and discharge of any person who is not insane but who suffers from such conditions of emotional instability or of impulsiveness or behavior or who lacks the customary standards of judgment self-control and discretion or who fails to appreciate the consequences of his acts or who combines any one or more of such conditions as to render such person irresponsible and thereby dangerous to himself or to others imposing certain duties on district attorneys courts and the Department of Welfare in respect thereto payment of maintenance costs and reimbursement in such cases.

be recommitted to the Committee on Judiciary General, for the purpose of further amendment.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 194, as follows:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including combinations of certain organizations within exemptions from fees:

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street

cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the tenth day of May one thousand nine hundred forty-nine (P. L. 1072) is hereby further amended to read as follows

Section 722 Exemptions from Fees

(a) No fee shall be charged for a certificate of title or registration of motor vehicles fire department equipment trailers and semi-trailers owned and used exclusively in the performance of the duties of

* * * * *

(k) duly chartered post organization or combination of organizations of the American Legion Veterans of Foreign Wars American Veterans of World War II (AMVETS) the Marine Corps League Military Order of the Purple Heart Jewish War Veterans Catholic War Veterans Inc or United Spanish War Veterans of this Commonwealth or La Societe Des Forty Hommes et Eight Chevaux and organizations and units of the Pennsylvania National Guard

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 213, on third reading, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and

hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by adding a presumption of relationship to employment of diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 219, entitled:

An Act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State-Federal Social Security Board and conferring powers and imposing duties upon the Board authorizing the Board to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. MAHANY. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 1, line 4 from top, by striking out the word "State-" and inserting in lieu thereof "State"; Amend Title, page 1, line 5, by striking out the words "Federal Social Security Board" and inserting in lieu thereof "Agency"; Amend Title, page 1, line 6, by striking out the word "Board" where it appears the first time and inserting in lieu thereof State Agency; Amend Title, page 1, line 6, by striking out the word "Board" where it appears the second time and inserting in lieu thereof "State Agency"; Amend Sec. 2, page 3, line 14, by striking out the word "of" where it appears the second time and inserting in lieu thereof "or"; Amend Sec. 2, page 3, line 20, by inserting after the word "subdivision" the following: "There shall be included in a political subdivision as defined herein any department, agency, board or other means heretofore or hereafter created for the charge or the administration by the political subdivision of property and estates dedicated to charitable uses or trusts now or which shall hereafter become vested in or confided to the political subdivision"; Amend Sec. 2, page 4, line 16, by inserting after the word "Plan" where it appears the second time the following: "established by the Commonwealth" by a political subdivision"; Amend Sec. 2, page 4, line 18, by inserting after the word "Administrator" the following: "applicable to such service"; Amend Sec. 4, page 8, line 18, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 4, page 8, line 20, by striking out the

word "for" and inserting in lieu thereof "received during"; Amend Sec. 4, page 9, line 2, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 4, page 9, line 4, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 4, page 9, line 7, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 4, page 10, lines 8 to 16 inclusive by striking out all of said lines and inserting in lieu thereof "(b) Interstate Instrumentalities—Any instrumentality jointly created by this Commonwealth and any other State or States is hereby authorized, upon the granting, or existence of like authority by such other State or States, (1) to enter into an agreement with the Federal Security Administrator whereby the benefits of the Federal old Age and survivors insurance system shall be extended to employees of such instrumentality, (2) to require its employees to pay, and for that purpose to deduct from their wages contributions equal to the amounts which they would be required to pay under section five (a) if they were covered by an agreement made pursuant to subsection (a) of this section, and (3) to make payments to the Federal agency in accordance with such agreement, including payments from its own funds and otherwise to comply with such agreements"; Amend Sec. 5, page 11, line 3, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 5, page 11, line 4, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 5, page 11, line 7, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 5, page 11, line 9, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 5, page 11, line 11, by striking out the word "for" and inserting in lieu thereof "received during"; Amend Sec. 5, page 11, lines 12, 13 and 14, by striking out the words "Such liability shall arise" in line 12, and striking out both of lines 13 and 14; Amend Sec. 5, page 12, line 2, by inserting after the word "Prescribed" the following: "Such liability shall arise in consideration of the employees retention in the service of the Commonwealth or his entry upon such service after the enactment of this act"; Amend Sec. 7, page 16, lines 3, 4 and 5, by striking out the words "(3) all moneys paid" in line 3 all of line 4 and "tion four (b) of this act (4)" in line 5 and inserting in lieu thereof "(3)"; Amend Sec. 7, page 16, line 7, by striking out the figure "(5)" and inserting in lieu thereof "(4)"; Amend Sec. 7, page 16, line 7, by striking out the figure "(6)" and inserting in lieu thereof "(5)"; Amend Sec. 7, page 17, line 14 by striking out the word "six" and inserting in lieu thereof "seven".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 219, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 236, as follows:

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including Philippine Pacific War Veterans Navy Club of the United States and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 822) and the act approved the tenth day of May one thousand nine hundred forty-nine (P. L. 1072) is hereby further amended to read as follows

Section 722 Exemptions from Fees

(a) No fee shall be charged for a certificate of title or registration of motor vehicles fire department equipment trailers and semi-trailers owned by and used exclusively in the performance of the duties of (a) the Federal Government (b) any state other than Pennsylvania which issues titles or registrations to this Commonwealth without charge (c) the Commonwealth of Pennsylvania (d) any city borough incorporated town township county poor or school district of this Commonwealth (e) any duly

authorized volunteer fire force in the extinguishment and prevention of fires or in rescue work hospital humane society or anti-cruelty society in this Commonwealth (f) the American Red Cross (g) churches (h) Girl Scouts of America (i) Boy Scouts of America (j) Salvation Army (k) duly chartered post or organization of the American Legion Veterans of Foreign Wars Philippine Pacific War Veterans Navy Club of the United States United States Army Ambulance Corps American Veterans of World War II (AMVETS) the Marine Corps League Military Order of the Purple Heart Jewish War Veterans Catholic War Veterans Inc or United Spanish War Veterans of this Commonwealth or La Societe Des Forty Hommes et Eight Chevaux and organizations and units of the Pennsylvania National Guard (l) mine or industrial ambulances (m) ambassadors ministers foreign consuls general consuls and vice consuls who are nationals of the country appointing them and who are assigned to foreign consulates in this Commonwealth Provided That American consular officers of equal rank who are citizens of the United States and who exercise their official functions at American consulates in such foreign country are granted reciprocal exemptions No fee shall be charged for certificates of title or registration of motor vehicles owned and used by war amputees which were obtained through the Veterans' Administration All such vehicles except those owned and used by the Federal Government shall be titled and registered and shall display registration plates as is now provided for privately owned motor vehicles trailers and semi-trailers

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 283, on third reading, entitled:

An Act making an appropriation to Sleighton Farm School for Girls, situate in Delaware County Pennsylvania

be placed on the Third Reading Postponed Calendar.

Mr. TAYOR. Mr. President I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 284, on third reading, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance

be placed on the Third Reading Postponed Calendar.

Mr. TAYOR. Mr. President I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 286, on third reading, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school

be placed on the Third Reading Postponed Calendar.

Mr. TAYOR. Mr. President I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 375, as follows:

An Act to further amend subsection (b) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keeps providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing townships of the first class to remove and impound vehicles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. Laws 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keeps providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as added by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) and as amended by the act approved the twelfth day of May

one thousand nine hundred forty-nine (P. L. 1293) is hereby further amended to read as follows
Section 1103 Powers of Local Authorities

* * * * *

(b) Local authorities in cities of the first class second class second class **A** and third class townships of the first class and boroughs in their respective jurisdictions shall have the authority to provide by ordinance for the removal and impounding of any vehicle parked on the streets highways or public property of such city in violation of any local ordinance adopted pursuant to the authority of this act or of any of the provisions of this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, I wish to be recorded as voting "no," because this bill gives first class townships the right to impound vehicles and remove them when they are parked illegally. I know that cities and boroughs now have that right, but counties of the first class, in most instances, are great territories and they comprise many miles of roadways; an automobile could be moved as far as twenty-three or twenty-four miles across the county, and a person seeking that automobile, who perhaps for a few minutes, through no fault of his own, has over-parked in an illegal parking place, he might be seeking his automobile for two or three days. I think there are some cases where we must draw the line. If that is right for first class townships, it is right for second class townships, and I do not think any person here appreciates exactly the problem of a motorist who inadvertently finds himself illegally parked.

Mr. President, I desire to be recorded as voting "no."

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Taylor,
Berger,	Kephart,	Neff,	Toole,
Blass,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelot,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Diehm,	Mahany,	Robinson,	Watkins,
DiSilvestro,	Mallery,	Rosenfeld,	Watson,
Fleming,	McGinnis,	Scarlett,	Wolfe,
Freed,	McMenamin,	Snowden,	Wood,

NAYS—10

Barr,	Haluska,	Ruth,	Stiefel,
Byrne,	Leader,	Silvert,	Yosko,
Dent,	McCreesh,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 465, on third reading, entitled:

An Act making an appropriation to the Department of Welfare to reimburse State aided hospitals for part of the cost of training student nurses in approved schools of nursing

be placed on the Third Reading Postponed Calendar.

Mr. TAYOR. Mr. President I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 481, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty- P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by defining "antique motor vehicles" and authorizing the operation of such vehicles with limitations as to use of lighting equipment in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 102 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace and courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) is hereby further amended by adding before the definition of "approved" a new definition to read as follows

Section 102 Definitions The following words and phrases when used in this act shall for the purpose of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Antique Motor Vehicle" Any self-propelled vehicle owned and operated as an exhibition piece or collector's item provided such vehicle shall have noted on its registration record the fact that it is such special purpose vehicle

* * * * *

Section 2 Subsection (c) Section 802.2 of said act as added by the act approved the sixteenth day of July one thousand nine hundred thirty-five (P. L. 1056) is hereby amended to read as follows

Section 802.3 Single Beam Road Lighting Equipment

* * * * *

(c) Any motor vehicle including antique motor vehicles may be operated under the conditions specified in section eight hundred one (801) when equipped with two (2) lighted lamps upon the front thereof which may be approved auxiliary driving lamps capable of revealing persons and objects seventy-five (75) feet ahead in lieu of lamps otherwise required Provided however That at no time shall it be operated at a speed in excess of twenty (20) miles per hour

* * * * *

Section 3 Subsection (a) of Section 823 of said act as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 317) is hereby further amended to read as follows

Section 823 Official Inspections

(a) On and after the first day of every May and until and including the thirty-first (31) day of July and on and after the first day of every November and until and including the thirty-first (31) day of January every owner of a motor vehicle trailer or semi-trailer being operated in this Commonwealth except trailers or semi-trailers having a chassis and body weight of less than one thousand (1000) pounds motorcycles and bicycles with motor attached shall submit such motor vehicle trailer or semi-trailer to such inspection of its mechanism and equipment as may be designated by the secretary Provided [however] That motor vehicle trailers and semi-trailers determined by the department to be exempt from registration under the provisions of section four hundred one subsection (d) of this act and antique motor vehicles if operated on the public highways of this Commonwealth only during the period between sunrise and sunset shall be exempt from the lighting equipment provisions of this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 485, on third reading, entitled:

An Act making an appropriation to the Department of Welfare for the additional maintenance of certain hospitals in out-patients and dispensary service

be placed on the Third Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 496, as follows:

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the City of Altoona empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof including compensation for damages to adjacent land owners and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Highways is hereby authorized to erect and construct a bridge on Race Street between Sixth and Broad Avenues over the railroad tracks of the Hollidaysburg and Petersburg Branch of The Pennsylvania Railroad in the City of Altoona as part of State Highway Route 55 Spur C as established by law

Section 2 In the construction of said bridge and the approaches thereto the Department of Highways shall have all of the powers and authority conferred with respect to the relocation widening or construction of State highways and any damages sustained by reason of the taking of property in the construction of said bridge and approaches thereto shall be ascertained as provided in the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) known as the "State Highway Law" and its amendments

Section 3 The compensation for damages which may be sustained by the owners of property adjacent to the bridge and approaches thereto as well as the expense of construction and maintenance of said bridge and approaches thereto shall be borne and paid in such proportions as the Pennsylvania Utility Commission after due notice and hearing shall determine unless such proportions are mutually agreed upon and paid by the interested parties

Section 4 So much money as may be necessary is hereby appropriated from the Motor License Fund for the construction of such bridge and the approaches thereto and for the payment of damages for property taken injured or destroyed in connection therewith

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 499, as follows:

An Act to add Section 15.1 to the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by providing for optional minimum retirement allowances under certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" is hereby amended by adding after Section 15 thereof a new section to read as follows

Section 15.1 Optional Minimum Allowances At any time the board by rule may be increasing the county annuity authorize the payment of a minimum annual retirement allowance of twelve hundred dollars payable monthly in the amount of one hundred dollars to every beneficiary who has retired for superannuation after twenty years' service as a county employee but no county annuity shall in any case exceed fifty per centum of the average salary

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 534, on third reading, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amend-

ing revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 544, as follows:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two million one hundred sixty thousand five hundred seventy-two dollars (\$2,160,572) or as much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of five hundred ten thousand two hundred twenty-one dollars (\$510,221) to the credit of the Contingent Reserve Account the sum of one million six hundred thousand three hundred fifty-one dollars (\$1,600,351) and to the credit of the Pennsylvania State Police Retirement Account the sum of fifty thousand dollars (\$50,000)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 545, as follows:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The sum of one hundred thirty-four thousand two hundred sixty-seven dollars (\$134,267) or as much thereof as may be necessary is hereby specifically appropriated out of the Game Fund to the State Employees Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of thirty-two thousand six hundred thirty dollars (\$32,630) and to the credit of the Contingent Reserve Account the sum of one hundred one thousand six hundred thirty-seven dollars (\$101,637).

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 550, as follows:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The sum of sixteen thousand eight hundred seventy-five dollars (\$16,875) or as much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Board of Finance and Revenue for the two fiscal years commencing June first one thousand nine hundred fifty-one for the payment of the compensation to the Commonwealth's Loan and Transfer Agent for services rendered in connection with the registration transfer and payment of interest on highway bonds and for other services required to be performed by the said Loan and Transfer Agent. Payments from such appropriation shall be made at such times and in such amounts and upon such basis as may

be provided by law or agreed upon between the Board of Finance and Revenue and the said Loan and Transfer Agent.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 563, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. YOSKO. Mr. President, I ask unanimous consent that Senate Bill No. 563, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. YOSKO. Mr. President, I ask that Senate Bill No. 563, Printer's No. 349, go over in order.

Mr. WALKER. Mr. President, I have no objection. I would like to suggest to the gentleman that we have to replace those checks and this does not affect the budget in any way.

Mr. YOSKO. Mr. President, before we pass this bill, in my opinion, we ought to have some statistics which I would like to get from the State Treasurer tomorrow. It seems to me that this bill—if I am mistaken you tell me—is an appropriation to take care of writing replacement checks, and if I am correct you can do this job for very much less than the bill calls for. I understand that the appropriation here is in the amount of about \$160,000. As a matter of fact, there is one item of \$100,000 to write replacement checks in connection with the soldiers' bonus.

Mr. President, from what I know, based on my experi-

ence, for writing all replacement checks that are named in this bill, I say that you can do it for \$25,000 for the whole two-year period and not \$160,000, and I will prove that if you will just put this over for one day to let me get some statistics.

Mr. WALKER. For that amount of money, Mr. President, I will agree.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 563, on third reading go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 564, as follows:

An Act making an appropriation from the State Stores Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million thirty thousand one hundred fifty-six (\$1,030,156) or as much thereof as may be necessary is hereby specifically appropriated out of the State Stores Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of two hundred forty-eight thousand nine hundred thirty dollars (\$248,930) and to the credit of the Contingent Reserve Account the sum of seven hundred eighty-one thousand two hundred twenty-six dollars (\$781,226)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 565, as follows:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Workmen's Insurance Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ninety-five thousand three hundred forty-two dollars (\$95,342) or as much thereof as may be necessary is hereby specifically appropriated out of the State Workmen's Insurance Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Workmen's Insurance Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of twenty-two thousand nine hundred ninety dollars (\$22,990) and to the credit of the Contingent Reserve Account the sum of seventy-two thousand three hundred fifty-two dollars (\$72,352)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 567, as follows:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty-nine thousand one hundred twenty-seven dollars (\$59,127) or as much thereof as may be necessary is hereby specifically appropriated out

of the Fish Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of fourteen thousand three hundred thirty-eight dollars (\$14,338) and to the credit of the Contingent Reserve Account the sum of forty-four thousand seven hundred eighty-nine dollars (\$44,789)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 570, on third reading, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases

be placed on the Third Reading Postponed Calendar.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 573, as follows:

An Act making an appropriation from the Banking Department Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand twelve dollars (\$50,012) or as much thereof as may be necessary is hereby specifically appropriated out of the Banking Department Fund to the State Employees' Retirement Board

for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of twelve thousand one hundred thirteen dollars (\$12,113) and to the credit of the Contingent Reserve Account the sum of thirty-seven thousand eight hundred ninety-nine dollars (\$37,899)

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 575, as follows:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-three thousand seven hundred seventy-four dollars (\$23,774) or as much thereof as may be necessary is hereby specifically appropriated out of the Manufacturing Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of five thousand six hundred eighty-six dollars (\$5,686) and to the credit of the Contingent Reserve Account the sum of eighteen thousand eighty-eight dollars (\$18,088)

And said bill having been read at length the third time, and agreed to.

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 576, as follows:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-four thousand eight hundred eighty-one dollars (\$24,881) or as much thereof as may be necessary is hereby specifically appropriated out of the Public Building Construction Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of five thousand nine hundred thirty-two dollars (\$5,932) and to the credit of the Contingent Reserve Account the sum of eighteen thousand nine hundred forty-nine dollars (\$18,949)

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 579, on third reading, entitled:

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township Warren County Pennsylvania

be placed on the third Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 611, as follows:

An Act creating the Pennsylvania Public Safety Commission as a commission providing for the appointment of a director of Public Safety setting forth the powers and duties of the commission and the director defining the scope of existing safety agencies and making an appropriation

Whereas According to the figures of the National Safety Council there were ninety thousand persons killed in the year one thousand nine hundred fifty in accidents in the United States and

Whereas The same report states there were eight million nine hundred thousand persons injured during the year one thousand nine hundred fifty and that all of these accidents caused disability extending beyond the day of the accident and no first aid or minor injury cases are included and

Whereas Property losses resulting from the accidents above mentioned amounted to about seven billion seven hundred million dollars This includes wage loss of two billion five hundred fifty million dollars medical expense of four hundred million dollars overhead costs of insurance of one billion six hundred million dollars property damage in motor vehicle accidents of one billion two hundred million dollars property loss in fires of six hundred eighty-eight million dollars and the indirect costs of occupational accidents of one billion three hundred million dollars and

Whereas Accidents were the fourth most important cause of death The only causes with more deaths were heart disease cancer and cerebral hemorrhage Among males alone in recent years only two causes heart disease and cancer ranked above accidents as a cause of death and

Whereas The existing national emergency and the resultant demands for the facilitation of Civil Defense measures and the great need for increased industrial production make the necessity for safety legislation more urgent than ever

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Legislative Findings The General Assembly of the Commonwealth of Pennsylvania concludes from the facts recited in the preamble of this act that it is evident that the whole field of public safety should be given a careful re-examination and a provocative effective and continuous safety campaign must be conducted by this Commonwealth so as to reduce the number of accidents and the causes creating them

Section 2 Creation of Commission (a) There is hereby created the Pennsylvania Public Safety Commission which shall be a permanent Commission which shall be under the immediate direction of the Governor

(b) The Pennsylvania Public Safety Commission shall be composed of the Governor ex officio the Secretary of Revenue the Secretary of Highways the Chairman of the Pennsylvania Public Utility Commission the executive director of the Pennsylvania Aeronautics Commission the Commissioner of the Pennsylvania State Police the Secretary of Labor and Industry the Secretary of Mines the Secretary of Agriculture the Commissioner of Insurance the Secretary of Welfare the Superintendent of Public Instruction or such representative from his department as each may designate in his stead and the Director of Public Safety hereinafter provided for who shall be Chairman of the Commission

(c) Five members of the commission shall constitute a quorum

(d) The Governor shall appoint a person as the Director of Public Safety who can successfully promote safety He shall receive such salary as the Governor may determine The Governor shall also appoint such necessary assistants as may be necessary to carry into effect the provisions of this act and to fix their compensation

(e) None of the members of the commission except the director shall receive any compensation for his duties as a member of the commission other than reimbursement for all expenses necessarily incurred in the discharge of his duties

Section 3 Duties of Commission It shall be the duty of the Pennsylvania Public Safety Commission

(1) To meet at least once a month and the meeting place shall rotate so that each meeting shall be held in the office of a different member The members shall present a review of the accident hazards within the purview of their respective departments giving emphasis to (a) new accident hazards and (b) any type of accident the occurrence of which is discovered to be increasing at a greater rate than that which is regarded as normal

(2) To ascertain home school farm institutional commercial establishment public assembly industrial mining all kinds of transportation whether by highway railway air or water accident hazards and to devise and suggest specific means for their elimination

(3) To cooperate with the Governor's Highway Safety Advisory Committee the press radio television and other interested groups in promoting safety

(4) To conduct a continuous campaign of public safety education

(5) To receive and consider complaints and suggestions made by the public with regard to safety measures

(6) To exercise such other functions which in the opinion of the commission will reduce the number of accidents and safeguard life and property

Section 4 Duties of Director (a) The Director of Public Safety shall not duplicate the gathering of statistical information which is presently being compiled by any other department or bureau of the Commonwealth

(b) It shall be the duty of the Director of Public Safety to organize and coordinate on a county level the activities of all municipal officers of counties cities boroughs towns and townships police firemen civilian defense organizations automobile clubs parent-teachers' associations labor farm industrial and business organizations church groups women's organizations local civic and service clubs and other local organizations public and private which may be of assistance in carrying out the purposes of this act

(c) In performing such duty the director shall personally advise consult with address and otherwise devote his official services to such organizations on a county level and shall contribute a considerable portion of his time to that end

(d) The director shall attend all meetings of the commission

Section 5 Powers of Existing Departments Boards etc All existing departments boards commissions and agencies having to do with safety matters shall receive the recommendations of the commission and the director and shall take the necessary steps to enforce the laws of this Commonwealth to improve immediately particularly hazardous conditions and to execute such recommendations

It is the purpose of this act to supplement existing gov-

ernmental safety agencies with a clearing-house of information education and recommendations in order that they may better carry out the functions of enforcement and improvement of safety conditions delegated to them by the laws of this Commonwealth and nothing contained in this act shall be construed to limit or take away the powers of any existing department board commission or agency having to do with matters of safety

Section 6 Costs of Administration The salary of the director of Public Safety and the salaries of the personnel and the necessary expenses incurred by the members of the Pennsylvania Public Safety Commission and the director in carrying out their respective duties and for the payment of the expenses incident thereto shall be met out of the appropriation as hereafter set forth

Section 7 Appropriation The sum of forty-eight thousand dollars (\$48,000) or as much thereof as may be necessary is hereby appropriated to the Executive Department to be expended under the direction of the Governor in carrying out the specific provisions of this act for the two years beginning June first one thousand nine hundred fifty-one

Section 8 Repeal All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 9 Effective Date The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll the following occurred):

Mr. YOSKO. Mr. President, I wonder if I could interrogate one of the sponsors of this bill before I cast my vote.

The PRESIDENT. The Chair would like to direct the Senator's attention to the fact that he is asking to interrogate the sponsor after the roll has been called.

Mr. YOSKO. Mr. President, I asked if there was any objection to my interrogating one of the sponsors of the bill before I cast my vote.

The PRESIDENT. Is there any objection?

Mr. WALKER. Mr. President, under the rules of the Senate, there is nothing before the Senate at this time but the announcement of the roll call. Either before or after the roll call, the gentleman is entirely within his prerogative to interrogate any of the gentlemen of the Senate, but during the roll call and until the roll has been announced, the only purpose for which the gentleman can be recognized, under the rules of the Senate, would be to make an official inquiry as to how he is recorded or to change his vote.

The PRESIDENT. Will the Senator yield until after the roll call has been announced?

Mr. YOSKO. I will, Mr. President.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Freed,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Leader,	Peel,	Wade,
Byrne,	Letzler,	Propert,	Wagner,
Chapman,	Mahany,	Robinson,	Walker,
Crowe,	Mallery,	Ruth,	Watkins,
Diehm,	McCreesh,	Scarlett,	Watson,
DiSilvestro,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,	Snowden,	Wood,

NAYS—6

Dent,	Holland,	Rosenfeld,
Haluska,	Lane,	Yosko,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

INTERROGATION

Mr. YOSKO. Mr. President, I wonder if one of the sponsors of Senate Bill 611 would permit himself to be interrogated?

The PRESIDENT. Will the gentleman from Blair, Senator Mallery, submit himself to the interrogation?

Mr. MALLERY. I will, Mr. President.

Mr. YOSKO. Senator Mallery, I would like to know what the Bureau of Highway Patrol and Safety, in the Department of Revenue, is not doing or could not do that this bill would empower somebody to do that is named in the bill?

Mr. MALLERY. It does not interfere with any safety activity being conducted in any department of the Commonwealth, Senator.

Mr. YOSKO. Does this bill create a new department or a new bureau?

Mr. MALLERY. Yes, and it is not dissimilar or unlike what is being done in many other states in the Union, notably the state of Michigan, but the appropriation made to the commission in Michigan is upwards of \$200,000 as contrasted with the appropriation in this bill.

Now, I think the various departments are doing a splendid job in this State, and I doubt whether safety activities are being promoted better in any state. I think we are doing a wonderful job, and when we read the preamble to this bill, there is an indication that we cannot do too much along that line.

Mr. YOSKO. You say, Senator, that the Bureau of Highway Patrol and Safety, in the Department of Revenue, is doing a good job so far as safety is concerned; I am in agreement with that and that is true. Why do we have to set up a—

Mr. MALLERY. If the Senator will read this bill, he will see that this bill pertains not only to safety on the highways but on the farm and in the home. More accidents are caused in the home, so statistics inform us, than accidents on the highways.

Mr. YOSKO. Thank you.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 617, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners

of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for official inspection stations and official inspections for certain motorcycles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 813 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) is hereby further amended to read as follows

Section 813 Official Inspection Stations

(a) The secretary is authorized to designate furnish instructions to and to supervise official inspection stations for corrections adjustments repairs and inspection of motor vehicles trailers and semi-trailers and may designate furnish instructions to and supervise inspection stations intended only for corrections adjustments repairs and inspection of motorcycles other than bicycles with motor attached scooters and toy automobiles which are self-propelled by an engine not exceeding four (4) horsepower and which vehicles are not included within the term "tractor" for the proper and safe performance of steering mechanism brakes lighting equipment horns and warning devices mirrors windshield wipers and such other conditions to assure that such vehicles are in conformity with this act Every person desiring to operate as an official inspection station shall file an application for a certificate of appointment with the department The application for an official inspection station shall be made upon a form prescribed and furnished by the department and shall set forth the name under which the applicant transacts or intends to transact business the location of his place of business within the Commonwealth and such other information as the department may require If the applicant has or intends to have more than one place of business within the Commonwealth a separate application shall be made for each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be signed and verified by oath or affirmation by the owner if a natural person in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to

which shall be attached written evidence of his authority. Only such locations which fulfill the department's requirements and whose owners or proprietors comply with department regulations shall qualify and be appointed and issued a certificate. Upon approval of the application the department shall grant and issue to each owner a certificate of appointment as an official inspection station for the place of business within the Commonwealth set forth in his application. Certificates of appointment shall not be assignable and shall be valid for the owners in whose names issued and for the transaction of business at the place designated therein and shall at all times be conspicuously display at the place for which issued.

Section 2 Subsection (a) of Section 823 of said act as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 317) is hereby further amended to read as follows:

Section 823 Official Inspections

(a) On and after the first day of every May and until and including the thirty-first (31) day of July and on and after the first day of every November and until and including the thirty-first (31) day of January every owner of a motor vehicle trailer or semi-trailer being operated in this Commonwealth except trailers or semi-trailers having a chassis and body weight of less than one thousand (1000) pounds [motorcycles and bicycles with motor attached] and except motorcycles of the types known as bicycles with motor attached scooters and toy automobiles which are self-propelled by an engine not exceeding four (4) horsepower other than any such vehicle as may be included within the term "tractor" shall submit such motor vehicle trailer or semi-trailer to such inspection of its mechanism and equipment as may be designated by the secretary. Provided however That motor vehicles trailers and semi-trailers determined by the department to be exempt from registration under the provisions of section four hundred one subsection (d) of this act if operated on the public highways of this Commonwealth only during the period between sunrise and sunset shall be exempt from the lighting equipment provisions of this act.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 666, on third reading, entitled:

An Act to further amend clause (a) of Section 503 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by clarifying the provisions relating to the jurisdiction and duty of the Board of Finance and Revenue to hear and determine certain petitions for refund by clarifying the provisions relating to the time for filing of certain petitions for refunds and eliminating obsolete provisions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 692, on third reading, entitled:

An Act to amend Section 1 of the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled as amended "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" by further defining the word "veteran" to include all persons who served in the armed forces since the twentieth day of June one thousand nine hundred fifty and who are honorably discharged therefrom.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

RECONSIDERATION OF HOUSE BILL No. 702

Mr. WALKER. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 702, entitled:

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further regulating the affairs of boroughs, and revising, amending, and changing the law relating thereto.

passed second reading.

The PRESIDENT. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. PECHAN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. PECHAN. Mr. President, I voted with the majority.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I ask for a roll call.

Mr. HOLLAND. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. LANE and Mr. HOLLAND and were as follows, viz:

YEAS—46

Bane,	Haluska,	Meade,	Stevenson,
Barr,	Hare,	Neff,	Stiefel,
Barrett,	Kephart,	Pechan,	Taylor,
Berger,	Kessler,	Peelor,	Toole,
Blass,	Leader,	Propert,	Wade,
Byrne,	Letzler,	Robinson,	Wagner,
Chapman,	Mahanay,	Rosenfeld,	Walker,
Crowe,	Mallery,	Ruth,	Watkins,
Dent,	McCreesh,	Scarlett,	Watson,
Diehm,	McGinnis,	Silvert,	Wolfe,
DiSilvestro,	McMenamin,	Snowden,	Yosko,
Freed,	McPherson, Jr.		

NAYS—4

Fleming,	Holland,	Lane,	Wood,
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So the question was determined in the affirmative.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 702, entitled:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PECHAN offered the following amendments:

Amend Sec. 1, (Sec. 1155), page 25, line 12, by striking out the word "either"; Amend Sec. 1, (Sec. 1155), page 25, line 12, by striking out the words "or bituminous"; Amend Sec. 1, (Sec. 1160), page 26, line 1, by striking out the words "or bituminous".

On the question,

Will the Senate agree to the amendments?

Mr. LANE. Mr. President, I would like to interrogate the gentleman from Armstrong, Senator Pechan.

The PRESIDENT. Will the gentleman from Armstrong, Mr. Pechan, permit himself to be interrogated?

Mr. PECHAN. Yes, Mr. President.

Mr. LANE. Mr. President, I would like to ask the gentleman from Armstrong just what these amendments do.

Mr. PECHAN. Mr. President, they just take out the word "bituminous" in section 1155, on page 25, line 12.

Mr. LANE. Senator Pechan, do you realize when you strike out the word "bituminous" that you are working an extreme hardship on the taxpayers of western Pennsylvania by permitting certain coal operators to remove

supports from under public buildings without compensating them in any manner whatsoever?

Mr. PECHAN. Mr. President, I do not think that is true.

Mr. LANE. If you read section 1160, with regard to surface supports, and you are striking out the word "bituminous," you are removing that provision which protects the taxpayers in the bituminous areas. Is that not true?

Mr. PECHAN. Mr. President, I yield to the Majority Floor Leader, Senator Walker.

Mr. WALKER. Mr. President, could I ask the gentleman from Washington if he would transfer his attention and his questions, and I will try to answer them to the best of my ability?

Mr. LANE. Senator Walker, when you strike out the word "bituminous" on page 25, don't you believe that by taking that word out of there we are jeopardizing the interests of the taxpayers in our boroughs?

Mr. WALKER. Mr. President, I do not think so. If I might explain to the gentleman from Washington, there is no doubt that this is a controversial question as to whether or not coal companies in the bituminous fields should be required to leave in the municipal limits of a political subdivision the coal that underlies the surface strata.

Now, Mr. President, some of the boroughs, for example, may extend hundred of acres in area and if the coal companies in the bituminous areas are required to leave the coal in place, they could not even put a shaft through those areas to get to the coal in the fields that they might have beyond the political subdivision. As a result, there would be hundreds of acres of coal that the coal companies purchased years ago that they have been paying taxes on; they would like to get to it to mine it and are obliged to leave it there without any compensation whatsoever.

Mr. President, the Federal Constitution is still in full force and effect, and there is a provision in the Federal Constitution, I am advised by lawyers, relating to the taking of property without due process of law. Now, Mr. President, I am further advised by very competent counsel from Philadelphia that this would be taking property without due process of law. The question, of course, of paying for the coal has never been introduced in the bill, and if I might use as an example the little town in which I live, if there was coal underlying the Borough of Oakmont, and if Oakmont was obliged to reimburse the coal company for the coal that was under the borough within the borough limits in order to prevent it from being removed, it would be financially impossible for the borough to do that.

Now, there has not been a meeting of minds between borough officials and the coal industry in the western end of Pennsylvania where the bituminous field exists, and, therefore, inasmuch the bituminous coal has been mined for generations without this and there has never been too much complaint in the bituminous field over subsidence of surface, I think that this is unfair.

Now, Mr. President, I would like to say to the gentleman from Washington, when this bill was before the Local Government Commission this particular part of the bill was not approved by the Commission as a result of

this study. It was inserted in the bill, as I understand it, in the House.

Now, Mr. President, the thing is this. There has been some surface sinking in the various spots in the bituminous field where abandoned coal mines had been re-leased to speculators who were pulling the stumps and the pillars, and we had a situation somewhat comparable to the situation in New Kensington, in Senator Dent's home county, but this thing would not be fair to the bituminous field. It was not approved by the Local Government Commission, it is taking property without due process of law, and there is no provision in the bill to permit the coal companies to be reimbursed for the coal.

Mr. LANE. Mr. President, I thank the gentleman for his wonderful speech.

Mr. WALKER. Does that answer your question?

Mr. LANE. It should, Mr. President.

Mr. WALKER. I mean, if there is anything I left out, I would be glad to explain further.

Mr. LANE. Thank you very much.

Mr. President, if the Members of the Senate will look on page 25 of this piece of legislation, you will note that anthracite coal was included in the borough code. Now, they talk about the constitutionality of this legislation. Maybe the Constitution does not apply to the anthracite region.

Mr. President, in my opinion this piece of legislation permits coal operators to remove from beneath public buildings, streets, alleys and places in boroughs the supports. Now, naturally, when you are removing that support you are confronted with the danger of mine subsidence, and when that occurs there is a cost to the taxpayers which should not be borne by them.

Mr. President, I happen to be a member of the Local Government Committee and the Committee approved this bill in its present form, because I had the privilege of reporting it out on the floor. It seems to me that we should take into consideration the fact that in western Pennsylvania we have a bituminous area whereby some of the large operators have not abused that privilege, but where they sold to small operators, and they have gone in there and removed the stumps and caused mine subsidence in our boroughs. It has hurt our roads, and in one particular case it has cracked a portion of the City Hall, and we have no recourse. Mr. President, I want you to distinctly and studiously listen to what I say when I read section 1160 of this code. On page 25, it says:

"Certain Surface Supports Not to Be Removed. It shall be unlawful for any person copartnership association or corporation to dig mine remove or carry away the coal rock earth or other minerals or materials forming the natural support of the surface beneath the public highways streets alleys courts and places of any borough in the anthracite or bituminous region to such an extent and in such a manner as to thereby remove the necessary support of the surface without having first placed or constructed an artificial permanent support—remember that—sufficient to uphold and preserve the stability of the surfaces of such public highways streets alleys courts and places"

Mr. President, I do not believe that is very discriminatory because the coal operators have the right to remove that coal. All we ask is that they place a support in there.

Senator Dent has amendments which he is going to offer, which will set up a board of viewers to view the cost of that coal and place a price upon it, and I will agree to those amendments. I think it is right to pay for any coal that is kept under there, but I do not believe we should arbitrarily endanger the property of the taxpayers by accepting these amendments. This is not a partisan issue. Every man in the bituminous area should take into consideration that if we go through with this, we endanger every public building and every borough in western Pennsylvania.

Mr. WALKER. Mr. President, I appreciate what the gentleman from Washington said, but may I suggest to him that the issue involved in the discussion which he is presenting should be not placed in jeopardizing the bill that is before us. The Local Government Commission, which sponsored this bill and which studied the problem of the borough code, has had a unique record of never sponsoring or presenting to the General Assembly controversial measures. They have worked it out in study and they have done a remarkable job over the years as far as legislation affecting political subdivisions in various stratas are concerned.

Now, the problem involved here, Senator Lane, should be encompassed in a separate bill so that the issue can be met head-on and not in a collateral bill of this type. That was the earnest recommendation of all of the Members of the Local Government Commission. That is why they were particularly concerned about this. That is why they did not want it in the bill. I have no quarrel with the discussion the gentleman has made with regard to surface support in the bituminous field, but I think we should meet that in a bill particularly directed toward that specific problem and not have it in this bill here.

Mr. LANE. Mr. President, I am very much interested in the passage of this piece of legislation because I have given it a lot of study, and I think it is a very meritorious bill. However, as I pointed out to the distinguished Majority Leader, we have agreed—I have, rather, with Senator Dent—to accept his amendments which will provide that a board of viewers be set up, and in the event that the coal is left under these public buildings, these political subdivisions should pay for the coal. So, if you knock out this whole section here, I wonder sometimes whether or not it is the right thing to do because it has applied to the anthracite region for a number of years, and it has been in the code and it is now exempt in the bituminous areas. There seems to be considerable objection.

You understand, Mr. President, I am not criticizing the coal companies. Most of the coal companies in western Pennsylvania have done a splendid job of protecting the taxpayers' property because they realize that in the event they damage it, they are going to be assessed, and that they are going to have to compensate and put in their share to compensate the taxpayers for the damage that occurred, but I am speaking of those operators that go in there and buy abandoned workings and grab everything they can, and pull stumps and cause considerable damage to the surface. I suggest that the Senator from Armstrong withdraw his amendments until such time as we consider the amendments of Senator Dent, which I believe will answer the question.

Mr. DENT. Mr. President, I do not want to get into this debate except to say there are angles to this piece of legislation that have not been touched upon.

Now, Senator Walker is absolutely right in one phase of his discussion, that this ought to be a separate bill and it ought not to cover boroughs. It ought to cover the entire gamut of municipalities and municipal governments. What is the difference between a public building being undermined in a borough and a public building being undermined in a township? What is the difference between it being a public building and a private home? I know of a condition where a church is being undermined at the present moment. A church to my mind is more of a public building than a building that is used for public purposes.

Mr. President, I think the question is one that ought to be resolved by having a separate piece of legislation designed to correct, if any, the evils in that particular field. I, too, come from a bituminous coal field, and I want to say that perhaps there have been some instances where buildings have collapsed, public buildings, or have been damaged by undermining. I do not know of any, and we have mined our county almost to the last ounce of coal. Our conditions out there now are such that we have not too much coal mining left.

I do believe this, that if this amendment falls, I want to introduce amendments to at least make it possible to pay for the coal. In most instances, if a community builds a community property over the top of a coal field, they knew they were doing it because they bought that territory or reserved that territory with the understanding that the coal was sold out from under it most of the instances. I believe I am right when I say this, that in the vast majority of instances every municipality has reserved the coal under its public buildings. I know that we do not mine any coal under the City of Greensburg, and I think it is one of the best deposits of coal in the region—if you could get out that coal you would become a millionaire over night—but the situation is such that they reserve the coal under those particular areas, and I do not care whether it is the coal interest or any other interest that is involved. If this is a problem of the magnitude Mr. Lane says it is, and I think he knows what he is talking about, I think then there should be a piece of legislation to cover not only public but private buildings. In many instances, the damage to a home is of a more severe nature than that to a public building, and if we are going to put in a piece of legislation, let us put it in covering all property on top of mined out areas. That is the only answer to the problem. I intend to vote for this amendment.

Mr. LANE. Mr. President, I appreciate the words of wisdom by our distinguished Minority Leader. However, Mr. President, I believe that this amendment is in the Third Class City Code. That applies to third class cities, and I am just trying to make it apply to boroughs. I am not criticizing the statement made by the Minority Leader, and for your information, Mr. President, I have sponsored this type of legislation Session after Session, and we cannot seem to move it out of committee. There is a great danger, especially now when they are removing the stumps in the bituminous areas, from mine subsidence. It is going to destroy lots of property, homes, churches,

public buildings, and I think we have to pass legislation of some sort to protect us.

Now, if the distinguished Minority Leader and Majority Leader will join with me in sponsoring this legislation to protect the property owners of the Commonwealth, I will withdraw all my arguments, but I believe the time has come when we have to do something. If we have to pass a law, we should pass it at this Session. I agree with the statements that were made here, but I believe this is a safeguard. I believe if we keep this in this piece of legislation, it will protect the public properties and may be later on we can get around to making some sort of an agreement whereby we can pass legislation to protect the property owners that own the surface where the bituminous area is located.

Now, Mr. President, there was a statement made there in regard to persons being conscious of the fact that there was coal underlying the strata that they purchased. That may be true, but, Mr. President, for your information, in western Pennsylvania the coal was purchased back there eighty and ninety years ago, and the people built their homes and constructed their public buildings not with the idea of it ever seeping in or mine subsidence. It is a new thing in the western part of the State—it is not exactly new, but it has occurred in the last five or ten years. I realize that the anthracite region had that problem, and I am in sympathy with it. However, we must do something in our bituminous areas.

Mr. President, if the Floor Leaders will agree with me and join with me in sponsoring this legislation, I will withdraw my objection altogether, but I have no assurance that we will get it passed. So, I am in the position that I must ask the Members of this Senate to vote down the amendments which were submitted by the Senator from Armstrong, Senator Pechan.

Mr. WALKER. Mr. President, may I interrogate the gentleman from Washington, Senator Lane?

The PRESIDENT. Will the gentleman from Washington, Mr. Lane, permit himself to be interrogated?

Mr. LANE. I will, Mr. President.

Mr. WALKER. Mr. President, I would like to ask the gentleman from Washington, is he under the impression that getting Dent and Walker on the bill would help?

Mr. LANE. That is a matter of conjecture. That is why I said I had no assurance it would be passed.

Mr. DENT. Mr. President, the honor isn't dead altogether. I will co-sponsor with you any bill to protect all properties.

The PRESIDENT. Is there a motion to adopt the amendment?

Mr. WALKER. Mr. President, I was under the impression when the amendment was presented by Senator Pechan that he moved the adoption of the amendment.

The PRESIDENT. I think under the Rules of the Senate, without objection, amendments offered by a member may be adopted without objection. Now, we have objection.

Mr. WALKER. Mr. President, the bill was moved back to second reading and the objection certainly is out of order. The bill is on second reading, and any Member of the Senate objecting must get a majority of the membership to go with him because the one objection on third reading would block the amendments, but one ob-

jection on second reading certainly would not block the amendments. The question now is whether or not the amendments to this bill on second reading should be adopted. I understood that the gentleman from Armstrong had so moved.

PARLIAMENTARY INQUIRY

Mr. FLEMING. Mr. President, I rise on a point of parliamentary inquiry.

The PRESIDENT. The gentleman from Allegheny, Mr. Fleming will state his point of parliamentary inquiry.

Mr. FLEMING. Mr. President, do I understand that there will not be a roll call vote on these amendments?

The PRESIDENT. That is correct.

Mr. FLEMING. There will not be?

The PRESIDENT. There may be eventually. I cannot predict that.

Mr. FLEMING. Will the Chair advise me, please, how we can secure a roll call vote?

The PRESIDENT. When an objection is made to the adoption of an amendment, a motion must be made and it must be duly seconded, and then we take a vote on that motion.

Mr. FLEMING. The responsibility for the motion is on the person offering the amendment. Is that correct, sir?

The PRESIDENT. That is correct. The Chair so rules.

Mr. PECHAN. Mr. President, if there is any question as to whether the motion was properly made, I move that the amendments just offered to Senate Bill No. 702 be adopted.

Mr. WALKER. I second the motion, Mr. President.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I ask for a roll call on the motion.

Mr. FLEMING. I second the motion, Mr. President.

The yeas and nays were required by Mr. LANE and Mr. FLEMING and were as follows, viz:

YEAS—38

Bane,	Kephart,	Pechan,	Taylor,
Berger,	Kessler,	Peelor,	Toole,
Blass,	Letzler,	Probert,	Wade,
Chapman,	Mahanay,	Robinson,	Wagner,
Crowe,	Mallery,	Ruth,	Walker,
Dent,	McGinnis,	Scarlett,	Watkins,
Diehm,	McMenamin,	Snowden,	Watson,
DiSilvestro,	McPherson, Jr.	Stevenson,	Wolfe,
Freed,	Meade,	Stiefel,	Yosko,
Hare,	Neff,		

NAYS—12

Barr,	Fleming,	Lane,	Rosenfeld,
Barrett,	Haluska,	Leader,	Silvert,
Byrne,	Holland,	McCreesh,	Wood,

So the question was determined in the affirmative.

The section was agreed to as amended.

The second, third, fourth, fifth, sixth, seventh, eighth and ninth sections and title were read and agreed to.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 792, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 703, as follows:

An Act authorizing the capture or destruction of birds in any city in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever the department or board of public health of any city has determined that the presence of birds upon the streets parks buildings or other public places in such cities is detrimental to public health such birds may be captured or destroyed by such department or board

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 703, as follows:

An Act to amend subsection three of section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection three of section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" are hereby amended to read as follows

Section 1 Types Permitted

(3) A policy issued to a labor union or a police fraternity which shall be deemed the policyholder to insure members of such union or fraternity for the benefit of persons other than the union or fraternity or any of [its] their officials representatives or agents

Section 4 Policies Issued to Labor Unions or Police Fraternities A policy issued to a labor union or a police fraternity to insure members of such union or fraternity for the benefit of persons other than the union or fraternity or any of its officials representatives or agents shall be subject to the following requirements

(1) The members eligible for insurance under the policy shall be all of the members of the union or fraternity or all of any class or classes thereof determined by conditions pertaining to their employment or to membership in the union or fraternity or both

(2) The premium for the policy shall be paid by the policyholder either wholly from union funds or the fraternity's funds or partly from such funds and partly from funds contributed by the insured members specifically for their insurance No policy may be issued on which the entire premium is to be derived from funds contributed by the insured members specifically for their insurance a policy on which part of the premium is to be derived from funds contributed by the insured members specifically for their insurance may be placed in force only if at least seventy-five per cent of the then eligible members excluding any as to whom evidence of individual insurability is not satisfactory to the insurer elect to make the required contributions a policy on which no part of the premium is to be derived from funds contributed by the insured members specifically for their insurance must insure all eligible members or all except any as to whom evidence of individual insurability is not satisfactory to the insurer

(3) The policy must cover at least twenty-five members at date of issue

(4) The amounts of insurance under the policy must be based upon some plan precluding individual selection either by the members or by the union or fraternity No policy may be issued which provides term insurance or any union or fraternity member which together with any other term insurance under any group insurance policies issued to the union or fraternity exceeds twenty thousand dollars (\$20,000)

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehlm,	Mallery,	Scarlett,	Wolfe,

DiSilvestro,
Fleming,
Freed,

McCreesh,
McGinnis,
McMenamin,

Silvert,
Snowden,

Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 706, on third reading, entitled:

An Act to add clause (m) to section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and dean of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by designating diseases of the heart and tuberculosis of the respiratory system as occupational diseases when contracted or incurred by firemen or policemen

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 708, on third reading, entitled:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 711, on third reading, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of

April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for hours of registration and removing certain obsolete provisions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bil No. 712, on third reading, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rentals agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 866, on third reading, entitled:

An Act to further amend section 622 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law" by increasing the allowance for expenses of township officers at annual meeting of the State association.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 867, as follows:

An Act transferring money from the Banking Fund to the General Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five hundred thousand dollars (\$500,000) is hereby transferred from the Banking Fund to the General Fund

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 940, as follows:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of non-payment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any county city borough incorporated town township school district poor district or county institution district has heretofore failed to file in the office of the prothonotary of the county any tax claim or municipal claim assessed against any property within the time limit required by law for such filing whereby the lien of such tax or municipal claim is lost or has heretofore filed any tax claim or municipal claim assessed against any property and in such claim has described the property against which the claim was assessed only by the name of the owner and the distance from a given point or has heretofore filed in the office of the prothonotary of the proper county any tax or municipal claim and the county city borough incorporated town township school district poor district or county institution district has not within a period of five (5) years after the date on which any such claim was filed sued out writ of scire facias to reduce the same to judgment or has not done so in time or in the case of a tax or municipal claim has not within said period of five (5) years filed a suggestion of nonpayment and an averment of default or whenever any writ of scire facias has been issued to

reduce any such claim to judgment and by reason of defense or any other court proceedings or by reason of failure to file a praecipe on time judgment has not been entered with a period of five (5) years after the date on which such writ was issued or whenever any such tax or municipal claim has been reduced to judgment and the county city borough incorporated town township school district poor district or county institution district has not within the period of five (5) years after the date on which such judgment was entered or within five (5) years after the date on which such judgment was last revived filed a suggestion of nonpayment and an averment of default or sued out a writ of scire facias to revive the same or has not within a period of five (5) years from the date of filing a suggestion of nonpayment and an averment of default prior to the twentieth day of May one thousand nine hundred forty-nine in cases of other than tax claims issued a writ of scire facias to revive said claim or claims or lien or liens then in any such case any such county city borough incorporated town township school district poor district or county institution district may within six (6) months after the effective date of this act file such tax or municipal claim or amend such claim so as to properly describe the property against which the claim is assessed or issue its praecipe for a writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in case a writ of scire facias has been issued but the same has not been reduced to judgment within five (5) years from the date of issuance issue its praecipe for an alias writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in the case of a tax or municipal claim where no judgment has been entered file a suggestion of nonpayment and an averment of default or in case judgment has been entered on a tax or municipal claim either file a suggestion of nonpayment and an averment of default or issue its praecipe for a writ of scire facias on any such judgment and proceed to judgment in the manner provided by law to obtain judgments of revival and such claim or judgment so entered or revived shall be a valid claim or judgment and be a lien upon the real estate upon which it was a lien at the time the claim was filed or the judgment was entered and said claim or judgment was entered and said claim or judgment may be revived or further revived and collected as other claims or judgments upon tax or municipal claims are revived and collected Provided however That the lien of any such claim or judgment shall not reattach against any real estate transferred to any purchaser before such claim is filed or during the time when the lien of any such tax or municipal claim or judgment was lost nor shall the lien of any such claim or judgment impair or affect the priority of the lien of any mortgage or other lien which gained priority because of the failure of the county city borough incorporated town township school district poor district or county institution district to file such claim or to properly describe the property against which the claim was assessed or to sue out the writ of scire facias or file a suggestion of nonpayment and an averment of default within the five (5) year period or was entered of record during the time the lien of such tax or municipal claim or judgment was lost nor shall any such lien so revived impair or affect the priority of the lien of any mortgage or other lien which was entered prior to the tax or municipal claim or which gained priority during the time such lien was not revived or was not effective

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechar,	Toole,
Blass,	Kessler,	Peelor,	Waide,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 960, as follows:

An Act to amend Section 8 of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas and orphans' courts court of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their powers and duties and when such reports shall be evidence of the facts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation" approved May fifteenth one thousand eight hundred and seventy-four repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation" approved May eighth one thousand eight hundred and seventy-six and repealing "An act defining the duty of court stenographers in the several counties in this State" approved June tenth one thousand eight hundred and eighty-one" approved the twenty-fourth day of May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" by increasing the compensation of official stenographers for copies of stenographic notes The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 8 of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas and orphans' courts court of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their powers

and duties and when such reports shall be evidence of the facts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation" approved May fifteenth one thousand eight hundred and seventy-four repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May eighth one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties in this State' approved June tenth one thousand eight hundred and eighty-one" approved the twenty-fourth day of May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" is hereby amended to reads as follows

Section 8 Every official stenographer shall be paid in addition to the compensation provided in section six of this act [fifteen] twenty-five cents to reach one hundred words of every copy of the stenographic notes of trials and of other matters in connection with the business of the court that are furnished to the court or filed of record and [five] ten cents for each one hundred words of every copy that is given to counsel or to parties if ordered so that they may be typewritten at the same time with the filing copy payment for such copies to be made by the county in which the case is pending or for which the work is performed upon the order of the presiding judge

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 972, on third reading, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand

nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments board and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1020, as follows:

An Act transferring money from the Manufacturing Fund to the General Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million dollars (\$1,000,000) is hereby transferred from the Manufacturing Fund to the General Fund

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1042, on third reading, entitled:

An Act to amend subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1059, as follows:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrance and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) and (b) of Section 411 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages

caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of April one thousand nine hundred forty-three (P. L. 74) are hereby further amended to read as follows

Section 411 Transfer of Registration Temporary Registration Cards

(a) Upon transfer of ownership [or] except a transfer from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife and upon the destruction of any motor vehicle trailer or semi-trailer the registration shall expire

(b) When transfer of registration plates is made from one motor vehicle to another owned by the same person or from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife application shall be made immediately to the department upon a form furnished by the department accompanied by the transfer fee provided in this act when the motor vehicle trailer or semi-trailer is of equal or less horsepower or classification than that originally registered or accompanied by the transfer fee provided in this act and the difference between the fee originally paid and that due if the motor vehicle trailer or semi-trailer to which the registration plates are transferred be properly registered in a higher class Such application shall also be accompanied by the owner's registration card or the registration card of the husband or wife or husband and wife making such transfer

Section 2 Section 506 of said is hereby amended to read as follows

Section 506 Transfer of Registration Plates

(a) Upon the transfer of ownership except a transfer from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife or upon the destruction of any motor vehicle trailer or semi-trailer the owner shall remove the registration plate or plates therefrom immediately

(b) In the event of the transfer of registration plate or plates to a vehicle of the same vehicle classification as that originally registered the owner shall be assigned the registration plate or plates previously issued to him unless such registration plate or plates have been lost or destroyed

(c) If transfer of registration plate or plates is from one vehicle classification to an other vehicle classification new registration plate or plates shall be issued to the owner Upon receipt of new registration plate or plates the registration plate or plates previously issued shall be returned to the department immediately for cancellation unless such registration plate or plates have been lost or destroyed

(d) Upon the transfer of ownership from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife the new owner or owners shall be assigned the registration plate or plates which are then on the vehicle being transferred and such plate or plates need not be removed pending the receipt of the new registration card

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS ON SECOND READING CALENDAR OVER IN ORDER

Mr. WALKER. Mr. President, due to the lateness of the hour and the Senatorial commitments I would like to make a blanket motion that all the bills on the Second Reading Calendar go over in their order.

Mr. DiSILVESTRO. Mr. President, I second the motion. The motion was agreed to.

The bills were as follows:

Senate Bill No. 110, entitled:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

Senate Bill No. 162, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia

Senate Bill No. 196, entitled:

An Act making an appropriation to the City of Philadelphia for repairing Penn Treaty Monument and improving the grounds thereof located in the Eighteenth Ward of said City of Philadelphia

Senate Bill No. 218, entitled:

An Act making an appropriation to the Paoli Memorial Association for improvements and maintenance and for planting on the Paoli Parade Grounds situated in Malvern Borough Chester County Pennsylvania

House Bill No. 238, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make certain arrests with warrants under certain circumstances

Senate Bil No. 258, entitled:

An Act making an appropriation to the Board of Finance and Revenue from the State Stores Fund for refund of distillers' licenses

Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts

House Bill No. 329, entitled:

An Act to further amend subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the installation of parking meters by local authorities at certain places

Senate Bill No. 344, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians including children and elderly people as well as family groups industrial workers and others

Senate Bill No. 363, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of furniture furnishings and historical objects for Pottsgrove Mansion in the Borough of Pottstown

Senate Bill No. 415, entitled:

An Act authorizing the establishment in The Pennsylvania State College, through the extension services of said institution, an educational program in industrial and labor relations, stating the objectives and purposes of said program; conferring obligations and duties on the trustees and president of said institution; providing for the establishment of an advisory committee, its appointment, and defining its powers and duties; and making an appropriation therefor.

Senate Bill No. 431, entitled:

An Act to further amend clause (c) of Section 9 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by increasing pensions for the blind

House Bill No. 444, entitled:

An Act to protect the blind and incapacitated pedestrians on public street and highways; requiring vehicles to come to a full stop in certain cases; restricting the use of certain colored canes by other pedestrians; and imposing penalties.

Senate Bill No. 455, entitled:

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research Incorporated Fox Chase Philadelphia Pennsylvania

Senate Bill No. 511, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry

House Bill No. 530, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence im-

posing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof

House Bill No. 541, entitled:

An Act to further amend Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued

House Bill No. 545, entitled:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees

Senate Bill No. 546, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain disabled veterans soldiers sailors marines female field clerks yeomen (female) and nurses

Senate Bill No. 548, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-one

Senate Bill No. 551, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries

Senate Bill No. 552, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania

Senate Bill No. 554, entitled:

An Act making an appropriation to The Glen Mills School situate in Delaware County Pennsylvania

Senate Bill No. 560, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

Senate Bill No. 566, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat oats barley and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds

Senate Bill No. 568, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses

Senate Bill No. 571, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of rates rentals and other charges that may become due on leases and other contracts executed by such department with The General State Authority for the use and occupancy by the Commonwealth of various projects structures buildings and facilities of the Authority or for the services rendered by the Authority or its projects

Senate Bill No. 577, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority

Senate Bill No. 586, entitled:

An Act relating to the administration without the appointment of a guardian of estates valued at one thousand dollars or less of weak minded persons drug addicts and inebriates and providing a procedure therefor

Senate Bill No. 615, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages cause by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles trucks tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum

gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

Senate Bill No. 616, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities

Senate Bill No. 621, entitled:

An Act to further amend Section 2 of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by adding a new route in Luzerne County

Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made

Senate Bill No. 651, entitled:

An Act to amend clause 10 of Section 925 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing compensation allowable to attorneys employed by school directors in certain counties.

Senate Bill No. 655, entitled:

An Act to amend the title and act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such pur-

poses creating in each such county a board for assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by further regulating the assessment and valuation of real property for local taxation purposes further defining the duties of assessors and chief assessors changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties

Senate Bill No. 668, entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

House Bill No. 730, entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by further regulating the issuance of permits for the hunting of antlerless deer and repealing the provisions for abrogation of open season on antlerless deer.

House Bill No. 872, entitled:

An Act authorizing certain municipal corporations of other states to acquire, use, encumber, and dispose of real property and appurtenances attached thereto, in this Commonwealth necessary to the beneficial use of certain real property in such other state; defining certain of their rights and liabilities in connection therewith and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated.

House Bill No. 931, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period

House Bill No. 1289, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges

REPORTS FROM COMMITTEE

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Appropriations, reported as amended, House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first, one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and fifty-one.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1395, entitled:

An Act making an appropriation to aid certain school districts.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1394, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1393, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1392, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1391, entitled:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1390, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1389, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1388, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1387, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 230, entitled:

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence for professional and temporary professional employees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 343, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and the contributing employees defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1387, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1388, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing

certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order;

The Senate proceeded to the first reading and consideration of House Bill No. 1389, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1390, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1391, entitled:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1392, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1393, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1394, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1395, entitled:

An Act making an appropriation to aid certain school districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF THE COMMISSION FOR THE OBSERVANCE OF THE 175TH ANNIVERSARY OF THE ADOPTION OF THE DECLARATION OF INDEPENDENCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Commission for the Observance of the 175th Anniversary of the Adoption of the Declaration of Independence to serve until terminated:

Hon. M. Harvey Taylor, Grayco Apartments, Harrisburg, Dauphin County.

Hon. Herbert P. Sorg, 431 North Michael Street, Saint Marys, Elk County.

Walter E. Alessandrini, Esq., 5854 Overbrook Avenue, Philadelphia, Philadelphia County.

Charles Weissman, 155 West River Street, Wilkes-Barre, Luzerne County.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Edgar C. Weichel, Scranton, Lackawanna County, until July 1, 1952, and until his successor is appointed and qualified. (Reappointment)

W. Stewart Taylor, Harrisburg, Dauphin County, until July 1, 1953, and until his successor is appointed and qualified. (Reappointment)

Fred M. Waring, Shawnee on Delaware, Monroe County, until July 1, 1953, and until his successor is appointed and qualified. (Reappointment)

Howard J. Lamade, Williamsport, Lycoming County, from July 1, 1951, until July 1, 1954, and until his successor is appointed and qualified. (Reappointment)

Frank R. Denton, Pittsburgh, Allegheny County, from

July 1, 1951, until July 1, 1954, and until his successor is appointed and qualified. (Reappointment)

W. K. Ulerich, Clearfield, Clearfield County, until July 1, 1952, and until his successor is appointed and qualified, vice Roger W. Rowland, New Castle, whose term expired.

JOHN S. FINE.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, June 19, 1951, at 2:00 o'clock, p.m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:29 o'clock, p.m., Eastern Standard Time, until Tuesday, June 19, 1951, at 2:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, June 18, 1951

The House met at 3:30 p. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O God, the strength of all those who put their trust in Thee; Mercifully accept our prayers; and because, through the weakness of our mortal nature, we can do no good thing without Thee, grant us the help of Thy grace, that in keeping Thy commandments we may please Thee, both in will and deed; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Thursday, June 7, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. STONER.

HOUSE BILL No. 1444.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Shippensburg State Teachers College, to acquire a certain tract of land adjacent to Shippensburg State Teachers College, in Cumberland County, Pennsylvania; and making an appropriation therefor.

Referred to the Committee on Appropriations.

By Mr. TOMPKINS.

HOUSE BILL No. 1445.

An Act to add section three hundred twenty-eight to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a crime to falsify a material fact or make fraudulent statements in any matter within the jurisdiction of any department, board or commission of the Commonwealth; and prescribing penalties.

Referred to the Committee on Judiciary.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 505.

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing the leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders.

Referred to the Committee on Education.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution returning to the Governor without amendment House Bill No. 231, Printer's No. 232.

JOHN S. FINE.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 231, 524, 776, 1040, 1081 and 1223.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 231, Printer's No. 232, entitled "An Act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto."

JOHN S. FINE.

June 15, 1951

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 524, Printer's No. 94, entitled "An Act relating to criminal prosecutions permitting defendants to make motions in arrest of judgment on the ground that the evidence is insufficient to sustain the charge and providing for the effect thereof."

JOHN S. FINE.

June 12, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 776, Printer's No. 265, entitled "An Act to amend Section 506 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended 'An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bueraus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws' by requiring notice of dissolution of stock or mutual fire insurance companies associations or exchanges to be given to policyholders or members."

JOHN S. FINE.

June 12, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1040, Printer's No. 305, entitled "An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land situate in the Township of Cecil Washington County Pennsylvania providing for reversion to the Commonwealth."

JOHN S. FINE.

June 12, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1081, Printer's No. 323, entitled "An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined' by making special provision for the purchase of steel to be used in the manufacture of vehicle registration plates."

JOHN S. FINE.

June 16, 1951

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1223, Printer's No. 347, entitled "An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways."

JOHN S. FINE.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 206.

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by requiring water utility companies to furnish to the township lists of water meter readings flat-rate water bills and other data for the purpose of determining sewer and drainage rates and providing reimbursement for their expenses

HOUSE BILL No. 252.

An Act to amend Section 605 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by requiring the recorder's record of conveyances to contain complete post office addresses of grantees

HOUSE BILL No. 433.

An Act to further amend sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the limits of certain employe contributions and retirement allowances under the employes' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund

HOUSE BILL No. 757.

An Act to add Article XVII to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by providing for the establishment of a traffic court in cities of the second class

HOUSE BILL No. 944.

An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" by increasing the fees in certain cases

With information that the Senate has passed the same without amendment.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Johnson for Mr. HALL for the week.

COMMUNICATION AND BILLS TAKEN FROM TABLE

Mr. JOHNSON. Mr. Speaker, I move that House Bill No. 45, Printer's No. 412 together with communication from the Senate be taken from the table.

The motion was agreed to.

The Clerk read the communication as follows:

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 45.

An Act to add Section 808.1 to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the laws relating thereto" by prohibiting certain acts relating to hunting and trapping and the discharge of weapons in cemeteries and burial grounds

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Page 2, line 11, by striking out after the word "within" the following: "that portion of any cemetery or burial grounds actually in use as such" and inserting in lieu thereof the following: "any cemetery or burial grounds."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,

Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsach,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Willt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	
	Maxwell,	Royer,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. JOHNSON. Mr. Speaker, I move that House Bill No. 201, Printer's No. 414 together with communication from the Senate be taken from the table.

The motion was agreed to.

The Clerk read the communication as follows:

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 201.

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction.

With the information that the Senate has passed the

same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 7, by striking out after the second word "of" the word "revenue" and inserting in lieu thereof the words "public instruction."

Amend Section 1, page 3, line 4, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction."

Amend Section 1, Section 3, page 3, line 7, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction"; line 10, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction."

Amend Section 1, Section 4, page 3, line 14, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction"; line 19, page 4, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction."

Amend Section 1, Section 5, page 5, line 6, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction."

Amend Section 1, Section 9, page 5, line 17, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction"; line 20, by striking out the bracket before the word "through" and after the word "revenue."

Amend Section 2, Section 8, page 6, line 10, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction."

Amend Section 3, Section 7, page 7, line 6, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction"; Section 3, 10, page 7, line 14, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction."

Amend Section 4, Section 11, page 8, line 14, by striking out after the word "welfare" the word "revenue" and inserting in lieu thereof the words "public instruction."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsach,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,

Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus.
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. JOHNSON. Mr. Speaker, I move that House Bill No. 614, Printer's No. 418 together with communication from the Senate be taken from the table.

The motion was agreed to.

The Clerk read the communication as follows:

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 614.

An Act to amend section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for qualifications of certain principals.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, last line of title by inserting after the word "of" the word "certain."

Amend Section 1, page 3, line 1, by striking out after the word "establish" the following "and shall have at least three (3) years of teaching experience in the field for which such certificate is issued."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. JOHNSON. Mr. Speaker, I move that House Bill No. 1226, Printer's No. 416 together with communication from the Senate be taken from the table.

The motion was agreed to.

The Clerk read the communication as follows:

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill

from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1226.

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 3, line 6, by striking out after the word "of" the word "this" and inserting in lieu thereof the word "the."

Amend Section 5, page 8, line 7, by striking out after the first word "and" the word "four" and inserting in lieu thereof the word "fourth"; line 11, by striking out after the word "case" the word "of" and inserting in lieu thereof the word "a."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,
Andrews,	Graybill,	McConnell,
Banker,	Greenwood,	McCormack,
Barkdoll,	Greer,	McCullough,
Baumunk,	Guarnieri,	McDermitt,
Bear,	Gutendorf,	McGee,
Beaver,	Guthrie,	McInroy,
Beech,	Hagerty,	McKinney,
Berkstresser,	Hamilton, R. K.,	McMillen,
Blair,	Hamilton, W. B.,	McNally,
Bloom,	Harney,	Metz,
Boles,	Haudenschild,	Mihm,
Bolton,	Headlee,	Mikula,
Bomberger,	Helm,	Miller, H. G.,
Boorse,	Hersch,	Miller, J. C.,
Bower,	Hewitt,	Mills,
Brelsich,	Hocker,	Mintess,
Breth,	Hoggard,	Monroe,
Brown,	Hunter,	Moore, C. E.,
Bucchin,	Jenkins,	Moore, H. A.,
Byrne,	Johnson,	Moran,
Cella,	Jones, G. E.,	Muldowney,
Clapper,	Jones, J. M.,	Munley,
Clendenning,	Jones, P. F.,	Murray,
Cochran,	Jones, T. H. W.,	Musto,
Conway,	Jump,	Najaka,
Cooper,	Kamyk,	Naugle,
Corr,	Keller,	Needham,
Costa,	Kent,	Olsen,
Coyle,	Kline,	Penglase,
Dalrymple,	Kohl,	Peta,
Davis,	Kolankiewicz,	Petrosky,
Dennison,	Kornick,	Pettigrew,
Dougherty,	Kratz,	Pfaff,
Dowling,	Kubacki,	Pichney,
DuBois,	Lafore,	Pitzer,
Duffy,	Lederer,	Polaski,
Dunn,	Lelsey,	Polen,
Erb,	Leonard, L.,	Price, H. W. Jr.,
Ewing,	Leonard, W. C.,	Price, R. A.,
Fenrich,	Leven,	Readinger,
Ferster,	Light,	Reagan,
Filip,	Limper,	Reese,

Filo,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,
Maxwell,

Reidenbach,
Relly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,
Royer,

Wood,
Yeakel,
Yeater,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 212.

A supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" as heretofore amended to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance leasing and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges

SENATE BILL No. 433.

An Act to further amend sections thirty-one and thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by reclassifying counties of the fifth sixth and seventh classes and providing for elections pursuant to changes of classification by counties

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been pre-

pared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 45.

An Act to add Section 808.1 to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by prohibiting certain acts relating to hunting and trapping and the discharge of weapons in cemeteries and burial grounds

HOUSE BILL No. 52.

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties.

HOUSE BILL No. 201.

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction.

HOUSE BILL No. 206.

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by requiring water utility companies to furnish to the township lists of water meter readings, flat-rate water bills, and other data for the purpose of determining sewer and drainage rates and providing reimbursement for their expenses

HOUSE BILL No. 252.

An Act to amend Section 605 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by requiring the recorder's record of conveyances to contain complete post office addresses of grantees

HOUSE BILL No. 277.

An Act to amend section six hundred eighty of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amend-

ing revising consolidating and changing the laws relating thereto" by requiring new residents and residents becoming of age to notify assessors of such facts and prescribing penalties and providing for public notice of the requirement.

HOUSE BILL No. 433.

An Act to further amend sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the limits of certain employe contributions and retirement allowances under the employes' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund

HOUSE BILL No. 499.

An Act to further amend section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled "An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take anything of value for obtaining the same and prescribing penalties for violations of this act" by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury

HOUSE BILL No. 577.

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the security required for deposits of State moneys and to permit the designation of additional banks or trust companies as active depositories

HOUSE BILL No. 614.

An Act to amend section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for qualifications of certain principals.

HOUSE BILL No. 678.

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and others assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended by adding subsection (h) to authorize the Department of Forests and Waters to grant rights of way to utility companies

HOUSE BILL No. 721.

An Act to further amend clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids

HOUSE BILL No. 757.

An Act to add Article XVI.I to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by providing for the establishment of a traffic court in cities of the second class

HOUSE BILL No. 863

An Act to further amend Sections 113 and 133 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey

HOUSE BILL No. 944.

An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" by increasing the fees in certain cases

HOUSE BILL No. 947.

An Act to amend Section 1704, 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for voting by boards of school directors establishing and maintaining joint schools or departments methods of adopting budget and employing

teachers and for voting by joint school committees and the effect of failure to comply.

HOUSE BILL No. 1043.

An Act to further amend section 1026 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by limiting the eligibility of candidates for county superintendent of schools.

HOUSE BILL No. 1112.

An Act to amend the title of and the act approved the twenty-eighth day of April 1887 (P. L. 63) entitled "An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon" by correcting the name of said institution and of the governing board thereof and changing the age limit of persons who may be committed to and detained therein.

HOUSE BILL No. 1226.

An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies.

SENATE BILL No. 122.

An Act to further amend paragraph (8) of subsection A and subsection B of section 1208 section 1209 and subsection C of section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private banks and employes' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employes of all such corporations employes' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for authorized investments and limitations on loans and discounts of savings banks.

SENATE BILL No. 123.

An Act to re-enact and amend the title and the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled "An act providing for the preservation of the records of banks bank and trust companies trust companies savings banks and private banks and imposing penalties for violations" by extending the provisions thereof to national banking associations making photostatic film reproductions or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records providing a means for the final adjustment and settlement of depositors' accounts and saving certain parts of acts from repeal.

SENATE BILL No. 124.

An Act to further amend subsection A of Section 1006 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations upon powers of banks and bank and trust companies.

SENATE BILL No. 125.

An Act to further amend subsection E of section nine hundred eight of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations on powers of corporations authorized to engage in the banking business.

SENATE BILL No. 212.

A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the

State of New Jersey amending the agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" as heretofore amended to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance leasing and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges

SENATE BILL No. 242.

An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for establishment of branch offices agencies and facilities and the approval thereof by the Department of Banking

SENATE BILL No. 433.

An Act to further amend sections thirty-one and thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by reclassifying counties of the fifth sixth and seventh classes and providing for elections pursuant to changes of classification by counties

SENATE BILL No. 556.

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education

SENATE BILL No. 578.

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

MOTION TO SUSPEND RULES

Mr. ANDREWS. Mr. Speaker, I offer a resolution and move the suspension of Rules 14 and 84 for the specific purpose of permitting the immediate consideration of the resolution.

On the question,

Will the House agree to the motion?

The SPEAKER. The resolution will be read by the Clerk for the information of the House.

The Clerk read the resolution as follows:

In the House of Representatives, June 18, 1951.

Whereas, an apparently irreconcilable difference of opinion has arisen between various members of the General Assembly and the Budget Secretary concerning the revenue which will be obtained from various tax proposals, and

Whereas, this difference of opinion is apparently one that only time can resolve, and

Whereas, the pending session of the General Assembly is being prolonged by reason of conflicting views concerning the Commonwealth's fiscal problems, and

Whereas, the pending legislative deadlock would lose its significance if the Commonwealth were operating on the basis of an annual budget; therefore be it

Resolved, That the Governor of the Commonwealth be requested to furnish the General Assembly with an opinion as to whether the barriers against the enactment of an annual budget are inherent in the Constitution or are present in the Administrative Code, which is subject to amendment, and

Be it Further Resolved, that if the barriers against the enactment of an annual budget are not inherent in the Constitution, that it is the sense of this House that the General Assembly proceed to make whatever amendments to the Administrative Code as may be necessary in order to justify an annual budget, proceed to finance the essential operations of the Commonwealth for the fiscal year beginning June 1, 1951 and then adjourn sine die—subject to a special session call of the Governor of the Commonwealth at such time in 1952 as His Excellency, the Governor, may deem expedient.

Mr. ANDREWS. Mr. Speaker, I realize that the question before the House is the suspension of the Rules. I would crave the privilege, however, of saying a few words concerning the resolution itself—

The SPEAKER. The gentleman will proceed.

Mr. ANDREWS—because in substance a vote against suspending the Rules is by way of being a negative vote as far as the resolution itself is concerned.

We point out in the resolution that the present deadlock is the result of a difference of opinion concerning the amount of revenue that various types of proposals will raise. We point out in the resolution that this difference of opinion is one that can only be resolved by the passage of time. The future will prove who is right or wrong.

The resolution also points out that were we operating on the basis of an annual budget the present deadlock would be a matter of small consequence, because we could finance for one year—and we have done that—and take up the ball a year from now.

The question arises as to whether financing the Commonwealth on the basis of one year encounters a barrier that is inherent in the Constitution or whether it simply encounters a barrier that is a part of the Administrative Code.

We cannot here in this House amend or revise the Constitution; we can amend and revise the Administrative Code.

And so we are asking in this resolution that the Governor inform this House whether in his opinion financing the Commonwealth on the basis of a one year budget is forbidden by the terms of the Constitution, or whether the barrier is only the Administrative Code.

The resolution concludes by saying that if in the opinion of His Excellency the Governor the only barrier

against financing the Commonwealth on a one year basis is the Administrative Code, then the sensible thing to do is to make the necessary amendments to the Administrative Code, pass other necessary legislation to permit the functioning of the essential activities of the Commonwealth and adjourn sine die, subject to a call for a special session in 1952, as the Governor of the Commonwealth may deem expedient.

Since I have been informed, Mr. Speaker, that the Majority Leader will probably find it inexpedient to follow this sensible, practical, effective course of action, and that the resolution may fall, I would therefore ask for a record roll call on the matter of suspending the rules.

Mr. SMITH. Mr. Speaker, ordinarily I would like to extend to the Minority Leader the courtesy of the suspension of the Rules. But in this case I do not believe that it is advisable; I do not believe it would be fair to the membership of this House.

I think this question is entirely too serious to be considered by any of us on short notice. The suspension of Rules in this case would evade the Rules Committee. I believe that this resolution should go to the Rules Committee for proper consideration. It will then be printed in the History of this House, every Member can read it and study it.

When I ask that this motion to suspend the Rules, be voted down, it is only to provide time for consideration of the resolution.

I would ask the members of this House to vote down this motion.

Mr. ANDREWS. Mr. Speaker, all I ask is that the Members of this House who in all good conscience feel they have a major or minor grievance against the mausoleum committee, support my resolution, and that all those who welcome the embalming activities of the eminent statesmen who comprise the Rules Committee oppose the resolution.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Andrews and Mr. Lovett and were as follows:

YEAS—81

Amarando,	Headlee,	Mills,	Sarraf,
Andrews,	Hunter,	Monroe,	Scanlon,
Beaver,	Jenkins,	Moran,	Schmidt,
Berkstresser,	Jones, G. E.,	Munley,	Schuster,
Boles,	Jones, J. M.,	Musto,	Seyler,
Breth,	Jones, P. F.,	Needham,	Snider,
Bucchin,	Kamyk,	Olsen,	Stank,
Byrne,	Kolankiewicz,	Penglase,	Swartz,
Cochran,	Kornick,	Peta,	Swope,
Conway,	Lederer,	Petrosky,	Taylor,
Corr,	Leonard, L.,	Pfaff,	Toll,
Coyle,	Leven,	Polaski,	Varallo,
Dougherty,	Llmpier,	Polen,	Verona,
Duffy,	Lopresti,	Price, R. A.,	Wargo,
Fenrich,	Lovett,	Readinger,	Welsh,
Filip,	Lutty,	Reese,	Westrick,
Filo,	Maxwell,	Reidenbach,	Wheeler,
Gaffney,	McDermitt,	Rose,	Williams,
Guarnieri,	McGee,	Rosen,	Yester,
Hagerty,	McNally,	Rovansek,	Yetzer,
Hamilton, R. K.,			

NAYS—110

Banker,	Geer,	Madden,	Scott,
Barkdoll,	Gibson,	Madigan,	Shoemaker,
Bear,	Goodling,	Markley,	Shotwell,
Beech,	Graybill,	Mazza,	Smith,

Blair,	Greenwood,	McConnell,	Sollenberger,
Bloom,	Greer,	McCormack,	Spencer,
Bolton,	Gutendorf,	McCullough,	Stimmel,
Bomberger,	Guthrie,	McInroy,	Stoner,
Boorse,	Hamilton, W. H.,	McMillen,	Tahl,
Bower,	Harney,	Metz,	Thompson, E. F.,
Breisch,	Haudenshield,	Mikula,	Thompson, R. L.,
Brown,	Helm,	Miller, H. G.,	Tompkins,
Cella,	Hewitt,	Mintess,	VanSant,
Clapper,	Hocker,	Moore, C. E.,	Varner,
Clendenning,	Johnson,	Moore, H. A.,	Wachhaus,
Cooper,	Jones, T. H. W.,	Murray,	Waterhouse,
Costa,	Jump,	Najaka,	Weldner,
Dalrymple,	Keller,	Naugle,	Wescott,
Davis,	Kent,	Pichney,	Whalley,
Dennison,	Kline,	Pitzer,	White,
Dowling,	Kohl,	Price, H. W. Jr.,	Wilt,
DuBois,	Kratz,	Reagan,	Wood,
Dunn,	Lafore,	Reilly, J. M.,	Yeakel,
Ewing,	Leisey,	Rigby,	Young,
Ferster,	Leonard, W. C.,	Riley, R. L.,	Ziegler,
Firmstone,	Light,	Royer,	Sorg,
Flack,	Loftus,	Rubin,	Speaker
Frost,	Lyons,	Sax,	

NOT VOTING—16

Baumunk,	Hall,	McKinney,	Pettigrew,
Erb,	Hersch,	Mihm,	Robertson,
Gleason,	Hoggard,	Miller, J. C.,	Toomey,
Good,	Kubacki,	Muldowney,	Watkins,

So the question was determined in the negative and the motion was not agreed to.

The resolution was filed with the Clerk.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 714, entitled:

An Act to provide for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges providing for leaves of absence imposing certain duties upon the Boards of Trustees and Presidents of State Teachers Colleges and the Superintendent of Public Instruction and repealing inconsistent laws

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 802, entitled:

An Act to add a new section 1309 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating a Bureau of Higher Education in the Department of Public Instruction

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1238, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1366, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the payment of expenses of teachers' meetings by the county treasurer

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1367, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for payment of the expenses of the annual convention of school directors out of county funds

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

APPROPRIATION BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 103, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 104, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for driveways paths and parking areas on the Daniel Boone Homestead

The first section was read.

On the question,

Will the House agree to the section?

Mr. WOOD offered the following amendment:

Amend Section 1, Page 1, lines 2 and 3 by striking out the following: "out of the Motor Fund."

It was agreed to

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 186, entitled:

An Act to add Section 2.1 to the act approved the third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment qualifications term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 233, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation maintenance and development of the Fort LeBoeuf Memorial and certain expenses in connection therewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 243, entitled

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire on behalf of the Commonwealth certain land at the recognized site of William Penn's first landing in Pennsylvania in the city of Chester Delaware County as a historical site providing for the control management supervision improvement and maintenance thereof authorizing the Pennsylvania Historical and Museum Commission to make and enforce rules and regulations for the preservation and visitation thereof and making an appropriation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 370, entitled

An Act making an appropriation to the Trustees of the George Jr Republic Association Grove City Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr Republic School in Mercer County Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 759, entitled

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation protection and development of buildings and grounds at Ephrata Cloisters a famous historical shrine belonging to the Commonwealth

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 772, entitled

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the training of uneducable mentally handicapped children at day care training centers provided by the Department of Public Instruction and the care training and supervision by the Department of Welfare of children uneducable and untrainable in the public schools increasing State reimbursements for courses of handicapped children and making an appropriation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 819, entitled

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 835, entitled

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of a lot of ground and Tiadaghton Elm Tree in Clinton County Pennsylvania to establish the same as an historic monument

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 864, entitled

An Act directing the Department of Highways to transfer the Searights Toll House to the Pennsylvania Historical Commission providing for the restoration of the Toll House to the Westmoreland-Fayette Society and making an appropriation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 957, entitled

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for study and research including archaeological excavations pertaining to the activities and glass works of the famous Pennsylvania ironmaster glassmaker and townbuilder (Henry William) Baron von Stiegel

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1065, entitled

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1066, entitled

An Act making an appropriation to the Temple University Medical School at Philadelphia Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1069, entitled

An Act making an appropriation to The Academy of Natural Sciences of Philadelphia to be used for salaries supplies and equipment in providing certain services to the public and for the purpose of the maintenance of the building of said academy

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1073, entitled

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Soldiers' Orphan School to acquire and unimproved tract of land in Franklin County for the use of Pennsylvania Soldiers' Orphan School and making an appropriation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1095, entitled

An Act reappropriating to Episcopal Hospital Philadelphia certain moneys hereto appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1121, entitled

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1122, entitled

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1127, entitled

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1130, entitled

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1135, entitled

An Act to amend the title and Sections 2 and 3 of the act approved the third day of June one thousand nine hundred forty-three (P. L. 847) entitled "An act creating a revolving fund in the State Treasury to be used by the State Council for the Blind for making advancements to blind persons for the purchase of stock equipment and accessories necessary to operate vending or refreshment stands in locations leased or arranged for by said council providing for the repayment of such advancements authorizing the State Council for the Blind to adopt rules and regulations and making an appropriation" by authorizing the State Council to purchase own install maintain and lease equipment and accessories for suitable business enterprises for the blind accept Federal funds and making an additional appropriation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1138, entitled

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Point Park in Pittsburgh

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1141, entitled

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton Pennsylvania for maintenance and purchase of supplies and equipment

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1142, entitled

A Further Supplement to the act approved the first day of April one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1143, entitled

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction to complete the new Boys' Dormitory

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1144, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university the purchase of apparatus and equipment therefor and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1146, entitled:

An Act making an appropriation to the Berean Manual Training School at Philadelphia Pennsylvania for the purpose of the maintenance of said school

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1147, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1148, entitled:

An Act making an appropriation to the Moore Institute of Art Science and Industry formerly Philadelphia School of Design for Women at Philadelphia Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1149, entitled:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1150, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Textile Institute Philadelphia

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1152, entitled:

An Act making an appropriation to the Department of Public Instruction to pay expenses incurred in the operation of the Speech and Hearing Rehabilitation Centers

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1165, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Independence Mall in Philadelphia

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1166, entitled:

An Act making an appropriation to the Department of Public Instruction for payments to the School Districts on account of obligations to the Public School Building Authority as provided by law

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1178, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum Philadelphia

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1188, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania East Falls Philadelphia Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1189, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used by the Navigation Commission of the Delaware River and its Navigable Tributaries for the removal of sunken wrecks from the tideway of the Delaware River and its navigable tributaries and providing for reimbursement of the Commonwealth

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1217, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1224, entitled:

An Act making an appropriation to aid certain school districts

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. WOOD offered the following amendments:

Amend Section 2, page 2, line 4, by inserting after the word "given" and before the word "to" the following: "under this act".

Amend Section 2, page 2, line 6, by striking out at the end of the line after the word "that" the following: "The School District has" and inserting in lieu thereof the following: "assessing authorities have".

Amend Section 2, page 2, line 8, by inserting after the word "and" and before the word "is" the following: "the school board".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employes

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1421, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Department of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and the payments of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1422, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

The first section was read.

On the question,

Will the House agree to the section?

Mr. WOOD offered the following amendment:

To correct printer's error—amend Section 1, page 10, line 15, by striking out the figures "24,500.00" and inserting in lieu thereof "24,600.00".

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1423, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 13, entitled:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes and municipal claims against real property sold at sheriff's sales county tax claim bureaus' public sales or county treasurers' tax sales under certain conditions

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 470, entitled:

An Act to further amend clause (c) of section 9 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by increasing pensions for the blind and providing pensions for the blind and providing pensions for blind persons heretofore ineligible for pensions

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WACHHAUS. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 575, entitled:

An Act to further amend Section 4 of the act approved the nineteenth day of May one thousand eight hundred ninety-seven (P. L. 67) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court by changing and making uniform the time within which appeals may be allowed from courts of inferior jurisdiction and from administrative agencies and the time within which they may operate as a supersedeas

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 633, entitled:

An Act to amend Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance and on certain State and local officers and employees and on charitable institutions persons partnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance permitting nonprofit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts to furnish employment to certain persons and changing the requirements for furnishing transportation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 634, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" by providing for pay-days every two weeks

The first section was read.

On the question,

Will the House agree to the section?

Mr. JOHN M. REILLY offered the following amendments:

Amend Section 1, page 2, line 4, by striking out the bracket "[]" before the word receiving and by inserting a bracket "[]" after the word "salary" and before the word "shall".

Amend Page 2, line 8 by adding after said line the following: "Each person employed by the Commonwealth on an hourly or per diem basis shall be paid on the basis of a two week pay period as determined by the head of the respective Department, Board or Agency."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 690, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one, (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 288) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drugs" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by raising fees for permits to conduct a pharmacy

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 771, entitled:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Savings Bonds

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 801, entitled:

An Act to amend Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that certain county roads when abandoned shall become townships roads or borough or city streets as their location shall determine

The first section was read.

On the question,

Will the House agree to the section?

Messrs. COOPER and EWING offered the following amendments:

Amend Sec. 1 (Sec. 931), page 2, line 14, by inserting after the word "roads" the following "unless such roads so vacated are within a second class county, in which event all portions of such roads so vacated shall become and be townships roads."

Amend Sec. 1 (Sec. 931), page 2, line 15, by striking out the word "streets" and inserting in lieu thereof: "roads."

Amend Sec. 1 (Sec. 931), page 3, line 12, by inserting after the word "appertain" the following: "No order of vacation shall be made until the township borough or city affected shall have consented thereto by an ordinance or resolution certified to the court."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Messrs. COOPER and EWING offered the following amendment:

Amend Title, page 1, next to last line and last line of Title, by striking out the words "townships roads or borough or city streets" and inserting in lieu thereof: "township, borough or city roads."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 820, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 963, entitled:

An Act relating to and regulating the practice of the profession of public accounting providing for the licensing and registration of persons practicing said profession and the suspension and revocation of said licenses and registrations for violation of this act subject to appeal and for their reinstatement creating the State Board of Examiners for the Licensing of Public Accountants and describing the powers and duties of that board and the Department of Public Instruction providing for ownership of working papers defining unlawful acts and acts not unlawful prescribing penalties and repealing inconsistent laws

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. SCOTT. Mr. Speaker, I move that this bill be recommitted to the Committee on Professional Licensure for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1005, entitled:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or

employees the premiums or other charges due from such persons under various contracts of group insurance when written authorization to make such deductions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1082, entitled:

An Act to further amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by providing for the redemption in certain cases of property sold by the Tax Claim Bureau

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1102, entitled:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims and providing rights of action to recover such liens if not paid

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1123, entitled:

An Act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1124, entitled:

An Act to amend section 1 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drugs" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by further regulating the issuance of permits to conduct pharmacies

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1133, entitled:

An Act to further amend sections seven eleven and twenty-one point one to the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employees dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries employees thereof making violations of certain provisions of members of the board and of certain other officers and of this act misdemeanor providing penalties therefor and for other cognate purposes and making an appropriation" by removing the ceiling on salaries of the secretary of the board and of the district supervisors making the amount of such salaries subject to the determination of the executive Board and by further defining the jurisdiction duties powers and functions of the Pennsylvania Board of Parole

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1163, entitled:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or

closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violation of closed seasons

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropractic and providing penalties" by further defining Chiropractic

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1234, entitled:

An Act to amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating the giving of treatments away from beauty culture shops and by students in beauty culture schools and permitting educational demonstrations on Sunday

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1269, entitled:

An Act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1270, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1295, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

The first section was read.

On the question,

Will the House agree to the section?

Mr. GREER offered the following amendment:

Amend Sec. 1, page 2, lines 4 to 15, by striking out the words "An act providing" in line 4 and all of lines 5 to 15, inclusive and inserting in lieu thereof "as amended "An act providing for the escheat of certain property received for storage or safe-keeping or otherwise and of certain deposits of money; also for the escheat of certain dividends, profits, debts, and interest on debts of corporations, companies, banks, national banks, trust companies, insurance companies, limited partnerships, and partnership associations, doing business in this Commonwealth except building and loan associations; also for the escheat of certain moneys, property, and estates held by persons, partnerships, associations, or corporations in any fiduciary capacity whatsoever; and the profits, accretions, and interest on such moneys, property, and estates, as well as the interest thereon accrued between the date of the decree of any court ordering the distribution of such moneys, property, and estates, and the actual distribution thereof; also for the escheat of certain moneys paid into or deposited in any court of this Commonwealth, or in any Federal court in and for any district within the Commonwealth, or in the custody of any officer of such court; and for the escheat of certain other moneys, property, and estates held in any manner by any person, association, or body corporate for the benefit of another."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1306, entitled:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1325, entitled:

An Act to amend Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by requiring corporations companies associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1328, entitled:

An Act to further amend section 222 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for annual sick leave in addition to vacation leave to which State employes are entitled with pay and making such sick leave cumulative under certain circumstances

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1348, entitled:

An Act to amend Section 1 of the act approved the eighth day of May one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes by imposing upon certain foreign corporations limited partnership and joint-stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania and requiring the filing of certain reports in the office of the Auditor General" by exempting from the provisions thereof foreign nonprofit corporations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1349, entitled:

An Act to further amend Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State

government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1351, entitled:

An Act to further amend subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by excluding taxes imposed on real property transfers in certain school districts in determining tax limitations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1373, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 113, entitled:

An Act to amend subsection (i) of section 4 of the Act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the Welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the

Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 296, entitled:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589), entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 297, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 325, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to sell and convey certain tracts of land used in connection with the Harrisburg State Hospital.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 380, entitled:

An Act to amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 407, entitled:

An Act to further amend the title and section one of the act, approved the third day of May, one thousand nine hundred and nine (P. L. 424), entitled as amended, "An act providing that in all counties of the first, second, third, fourth, fifth, and sixth class, advertisements and notices required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspaper, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," by extending the provisions of the said act to all counties, and further defining publications excepted from its operation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 490, entitled:

An Act to further amend section two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registrations, subject to appeal, and for their reinstatement; defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws," by further defining the term "Practice of Dentistry."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 519, entitled:

An Act to amend Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "A act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" by providing certain exceptions to said act

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 610, entitled:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commissions and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 631, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 632, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1179, as follows:

An Act to amend Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which assignments shall be made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as added by the act approved the fourth day of May one thousand nine hundred forty-three (P. L. 159) is hereby amended to read as follows

Section 330.17 Reducing in Rank Suspension Furloughing Discharging (a) No person employed in a county police force shall be reduced in rank (except superintendent of police) suspended furloughed discharged or reinstated except for the following reasons (1) neglect or violation of any official duty (2) violation of any law of this Commonwealth which provides that such violation constitutes a misdemeanor (carrying both a fine and imprisonment) or a felony (3) inefficiency (except as hereinafter provided) wilful disobedience of orders or conduct unbecoming a police officer (4) drinking of intoxicating liquor while on duty or the use of which renders him unfit for duty when called upon In every such case of reduction of rank (except that of superintendent of police) suspension furlough or discharge a copy or statement of

the reasons therefor and written answers thereto shall be furnished to the person sought to be reduced in rank suspended furloughed or discharged if he shall demand it He shall have the right to appeal to the commission for a hearing on the reasons or charges preferred against him Upon the written request for such a hearing the commission shall arrange for such hearing within ten days from receipt of such request At any such hearing the person against whom the charge or reason is made may be present in person and by counsel and the burden shall be upon the party making such charges or reasons to justify his action In the event the commission fails to uphold the action of the party who made the charges or reasons then the person against whom the charges were preferred shall be paid in full his salary for the time he may have been prevented from performing his usual employment as a police officer and no record of the case shall be placed against his service record in the police force If in the case of demotion of any employe (except that of superintendent of police) the charges or reasons are sustained then such person shall not be reverted below his seniority standing on the roster of the grades of patrolman in the police force A written record of all testimony shall be taken at any and all hearings held by the commission and such records shall be sealed and not available to public inspection in the event no appeals are taken from the action of the commission In the event the commission shall sustain the party who preferred the charges or reasons then the party against whom the charges or reasons were made shall have immediate right of appeal to the court of common pleas of the county Such appeal shall be taken within the period of ninety days from the date of entry by the commission of its final order and shall be by petition Upon such appeal being taken and docketed the court of common pleas shall fix a day for the hearing and proceed to hear the appeal de novo on the original record and the employe shall be reduced suspended furloughed or discharged in accordance with the order of the court of common pleas

(b) In cases where a member of a county police force whose duties are those of an outside policeman is found to be physically unfit to perform such duties due to an infirmity resulting from the performance of his duties as a policeman or whenever any such member has served for a period of twenty years and is at least fifty years of age such member upon application to the board of county commissioners shall if there is any vacancy existing in the number of building policemen building guards or other positions the responsibility of which is building protection or security as set forth in the budget of the county be assigned to inside work as building policeman or other special duties without any diminution in pay Where more applications are made and filed than there are vacancies existing such assignments shall be made first to applicants found to be physically unfit and secondly to applicants in order of their seniority in service Where two or more applicants have equal seniority in service assignments shall be determined by the alphabetical order of the first letter of the surname of the applicants As vacancies occur assignments shall be made according to a seniority list determined as aforesaid

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bea,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,

Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenahield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillp,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

Senate Bill No. 245, Printer's No. 282

was passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 289, entitled:

An Act to amend subsection (b) of Section 5 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agree-

ments including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" by further defining the residence qualifications of members of certain housing authorities

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 5), page 4, line 17, by inserting after the word "office" the following "except that if a member shall become a nonresident of the city during his term of office the mayor shall have the power to remove such member from office prior to the expiration of the term for which he was appointed."

The SPEAKER. Will the House give unanimous consent to the offering of amendment at this time? Is there objection? The Chair hears none.

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 485, as follows:

An Act to further amend section 1429 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the qualifications of school nurses and their certifying by the Department of Public Instruction validating with limitations certain actions of boards of school directors in employing nurses and authorizing the said department to make back reimbursements in its discretion

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1429 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 939) is hereby further amended to read as follows

Section 1429 School Nurses Cooperation with Political subdivisions Any board of school directors or boards of school directors jointly shall employ one or more school nurses and shall define their duties All nurses so employed shall be graduates of accredited schools for nurses

[certified by the Department of Public Instruction as school nurses] and shall be registered in this Commonwealth with the State Board of Examiners for the Registration of Nurses or shall be persons who whether or not they have such qualifications were employed as school nurses by any school district of this Commonwealth at any time prior to the effective date of this act and who before commencing any such employment were graduates of reputable training schools for nurses. The Department of Public Instruction shall certificate every such person as a school nurse. Any school district may in any health work in which it is authorized to engage cooperate with any county city borough town or township engaged in health work.

Section 2 The action of any board or boards of school directors who acting under a mistake of law or fact employed as a school nurse after the thirty-first day of August one thousand nine hundred forty-five a person who before commencing any such employment was a graduate of a reputable training school for nurses regardless of whether or not (1) such school or training school for nurses was accredited or (2) such person was certified by the Department of Public Instruction as a school nurse or (3) such person was registered in this Commonwealth with the State Board of Examiners for the Registration of Nurses is hereby validated and confirmed to the end that any such school nurse shall have all the rights of a professional employee that she would have had if she had the qualifications indicated for school nurses after August thirty-first one thousand nine hundred forty-five.

Such validation shall not be construed to impose any liabilities on any board of school directors or school district to the extent that they or it shall be required to pay back wages or salary to any such school nurse because of their or its action in discharging her or for a period during which she did not render services.

Such validation shall not be construed to impose any liabilities on the Department of Public Instruction or the Commonwealth for the payment of reimbursements to school districts on account of the employment by such district of a school nurse without the qualifications indicated therefor after August thirty-first one thousand nine hundred forty-five but the Department of Public Instruction may reimburse any such school district therefor if moneys are available from appropriations heretofore made.

The purposes of this validating section are to give such boards of school directors school districts and school nurses retroactive rights without imposing on them or on the Commonwealth any corresponding retroactive unforseen and unreasonable financial liabilities and and to those ends shall be liberally construed.

Section 3 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,

Bower,	Hewitt,	Mills,	Stimmel,
Brelschi,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	White,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	Williams,
Fenster,	Light,	Reagan,	Wilt,
Filip,	Limper,	Reese,	Wood,
Filo,	Loftus,	Reidenbach,	Yeakel,
Firmstone,	Lopresti,	Relly, J. M.,	Yester,
Flack,	Lovett,	Rigby,	Yetzer,
Frost,	Lutty,	Riley, R. L.,	Young,
Gaffney,	Lyons,	Robertson,	Ziegler,
Geer,	Madden,	Rose,	Sorg,
Gibson,	Madigan,	Rosen,	Speaker
Gleason,	Markley,	Rovansek,	
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 531, as follows:

An Act to amend the last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by providing an effective date for tax levies on persons subjects businesses transactions or privileges within two or more political subdivisions when another such political subdivision has previously levied such tax.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second

class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitation for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" as added by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 898) is hereby amended to read as follows

Section 1 * * * * *

E Limitations on Rates of Specific Taxes * * * * *

If at any time two political subdivisions shall impose any one of the above taxes on the same person subject business transaction or privilege located within both such political subdivisions during the same year or part of the same year under the authority of this act then the tax levied by a political subdivision under the authority of this act shall during the time such duplication of the tax exists except as hereinafter otherwise provided be one-half of the rate as above limited and such one-half rate shall become effective by virtue of the requirements of this act from the day such duplication becomes effective without any action on the part of the political subdivision imposing the tax under the authority of this act. When a tax has been levied under the provisions of this act by one political subdivision a subsequent levy by another political subdivision on the same person subject business transaction or privilege located within both political subdivisions shall not become effective until the day following the then current fiscal year of the political subdivision first levying such tax unless the political subdivision making such subsequent levy shall have given notice to the political subdivision making the first levy of its intention to make such levy thirty (30) days prior to the adoption of the budget of the political subdivision making the first levy. It is the intent and purpose of this provision to limit rates of taxes referred to in this subsection so that the entire burden of one tax on a person subject business transaction or privilege shall not exceed the limitations prescribed in this subsection. Provided however That any two political subdivisions which impose any one of the above taxes on the same person subject business transaction or privilege during the same year or part of the same year may agree among themselves that instead of limiting their respective rates to one-half of the maximum rate herein provided they will impose respectively different rates the total of which shall not exceed the maximum rate as above permitted.

Section 2 The provisions of this act shall become effective on the second day of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,

Bower,	Hewitt,	Mills,	Stimmel,
Brelsch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toil,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dairymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Relly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 532, as follows:

An Act to reenact Section 802 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" relating to approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof in order to clarify effect of prior amendments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 802 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations

defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" as amended by the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 603) and the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1763) is hereby reenacted to read as follows

Section 802 Approval of Joint Plan of Merger or Consolidation Before the application is made to the court a joint plan of merger or consolidation as the case may be setting forth the terms and conditions of the merger or consolidation and such other details and provisions as are deemed necessary shall be approved by the affirmative vote of at least a majority of the members of each of the merging or consolidating domestic corporations who are then present in person or by proxy and entitled to vote thereon at a regular or special meeting of each domestic corporation convened after at least ten days' written notice to all the members of this purpose. If the proposed plan or merger or consolidation would make any change in the rights of the members of any class of a domestic corporation then the members of such class shall be entitled to vote as a class such plan whether by the terms of the articles of the corporation such class is or is not entitled to vote and in addition to the vote herein required the affirmative vote of at least a majority of the members of each class so affected by the plan who are present in person or by proxy at such meeting shall be necessary for the adoption thereof. If any foreign corporation is a party to the merger or consolidation the plan of merger or consolidation shall be authorized adopted or approved by such foreign corporation in accordance with the laws of the jurisdiction in which it was formed. The fact of such approval shall be certified on the joint plan by the secretary of each corporation and the plan so adopted and certified shall be signed and acknowledged by two duly authorized officers of each corporation.

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Gutendorf,	McDermitt,	Schmidt,
Bear,	Guarnieri,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsch,	Hocker,	Mintess,	Stoner,

Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovanssek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 596, as follows:

An Act to amend Section 2 of the act approved the eighteenth day of April one thousand nine hundred twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons prescribing the procedure and the effect of the decree thereon" by reducing the time in which the petition shall be heard

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2 of the act approved the eighteenth day of April one thousand nine hundred twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons prescribing the procedure and the effect of the decree thereon" is hereby amended to read as follows

Section 2 Any person desiring to change his or her name shall file a petition in the courts of common pleas of the county in which he or she shall reside setting forth such desire and intention and the reason therefor together with the residence of petitioner and his or her residence or residences for and during five years prior thereto. Where the petitioner is a married person the other spouse may join as a party petitioner in which event upon compliance with the provisions of this act said spouse shall also be entitled to the provisions hereof. The court shall thereupon enter an order directing that notice be given of the filing of said petition and of the day set for the hearing thereon which hearing shall be not less than [two months] one month or more than three months after

the filing of said petition and said notice shall be published in two newspapers of general circulation in said county or county contiguous thereto one of which publications may be in the official paper for the publication of legal notices in said county

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dakrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 724, as follows:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursement heretofore made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1806) is hereby further amended by adding at the end thereof a new subsection to read as follows

Section 2503 Payments on Account of Tuition * * * *

(c) Each school district regardless of classification which accepts any non-resident child in its schools under the provisions of section one thousand three hundred five of the act to which this is an amendment shall be paid by the Commonwealth an amount equal to the tuition charge per elementary pupil or the tuition charge per high school pupil as the case may be as defined in section two thousand five hundred sixty-one of the act to which this is an amendment for each pupil so accepted. In the case of pupils attending the district's public schools for less than a full school term the tuition charges shall be prorated by reference to the period of time over which such pupil actually attended district's schools

Section 2 All payments heretofore made by the Commonwealth to school districts on account of tuition of non-resident children are hereby ratified and made valid to the same extent as though this act had been a law at the time of such payment

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,

Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Will,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg.
Gleason,	Markley,	Rovansek,	
Good,	Maxwell,	Royer,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 732, entitled:

An Act to repeal the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure therefor" in so far as it relates to counties of the fourth class and cities boroughs townships and school districts situate in such counties

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOPRESTI. Mr. Speaker, I desire to interrogate the gentleman from Erie, Mr. Blair.

The SPEAKER. Will the gentleman from Erie, Mr. Blair, permit himself to be interrogated?

Mr. BLAIR. I shall, Mr. Speaker.

Mr. LOPRESTI. Mr. Speaker, I desire to know if the gentleman from Erie, Mr. Blair, is familiar with the provisions of the Act of 1941, P. L. 535?

Mr. BLAIR. Partially, Mr. Speaker.

Mr. LOPRESTI. Mr. Speaker, I desire to ask the gentleman some questions concerning the Act of 1941, P. L. 535. I desire to know first of all if this act deals with redemption of properties in all class counties?

Mr. BLAIR. Mr. Speaker, the Act of 1941 just partially did away with the county owned property act. The Act than of 1947 and 1949 affected just some counties, but fourth class counties were exempted entirely from this.

Mr. LOPRESTI. Now the Act of 1941 applies to all classes of counties does it not?

Mr. BLAIR. Not completely.

Mr. LOPRESTI. What class county is eliminated from the Act of 1941 which is subject to be repealed here?

Mr. BLAIR. That I cannot answer.

Mr. LOPRESTI. Does the gentleman know of any class county that is left out of the Act of 1941?

Mr. BLAIR. I do know that fourth class counties are not included in the present Act.

Mr. LOPRESTI. Does the gentleman mean that fourth class counties are not included under the provisions of the Act of 1941?

Mr. BLAIR. That is right.

Mr. LOPRESTI. Well then why are we passing a bill to exempt, or repeal, so far as fourth class counties are concerned?

Mr. BLAIR. I will attempt to explain that if the gentleman will grant me the time.

Mr. LOPRESTI. I yield to the gentleman, Mr. Speaker.

The SPEAKER. The gentleman from Cambria, Mr. Lopresti, yields to the gentleman from Erie, Mr. Blair.

Mr. BLAIR. Mr. Speaker, I would like to make just a few statements regarding this Act that we are speaking of and the violations, and the trouble that we are having in our fourth class county, which is Erie at the present time.

The Act of 1941, which provides for unlimited installment redemption of county-owned property, was partially repealed by the Act of 1947 and was completely repealed as to second class counties, cities, boroughs, townships and school districts by the Act of May 20th, 1949.

Erie County has been trying to have this Act repealed for the past several years. Now that it has been revealed as a very undesirable Act and has been substantially done away with by other counties and municipal subdivisions. We believe that it should be either completely repealed, or repealed as to fourth class counties such as Erie.

The fundamental trouble with the said Act is that a wealthy taxpayer in attempting to escape his just tax obligations can avoid payment of taxes for a great number of years and can absolutely prevent the liquidation of the property by the County Commissioners, so that it cannot be placed back on a tax paying basis. When thousands of vacant lots are involved, as is the case in Erie county, it is a very serious matter. To explain that a little further, just to cite one of several examples in Erie county, we have one property owner there that possesses and owns over two thousand pieces of real estate. He refuses to pay taxes on any of it. When the county takes over the lots, then they are forced into finding a buyer. When they find a buyer, they have to have the title searched and the county has to stand all the expense and the funny part of it is, when this lot is up for sale to a proposed buyer, the owner of the lot comes in and pays 20 percent, only 20 percent on the lot in question, and the Prothonotary's cost, the Court cost, the title search, everything, are all placed back upon the county. In the meantime it is taken off the tax rolls, and if that is fair to the taxpayers of the county then I certainly am wrong. In Erie county our books are filled with similar cases just like this.

Mr. LOPRESTI. Mr. Speaker, it becomes apparent that the gentleman from Erie, Mr. Blair is not familiar with the terms of the Act of 1941.

The Act of 1941, which is subject to being repealed by this present bill, provides that a former owner may

enter into an agreement with the county, which agreement is prepared by the county solicitor. In that agreement the former owner agrees to pay one-fifth of the delinquent taxes together with the current taxes before they become delinquent, together with the costs involved up until that time.

He further agrees that each year thereafter, for a period of four years, the owner will pay twenty percent, plus the current taxes before they become delinquent. If that is not done under the agreement the property reverts,—not exactly reverts, because it is only a lease agreement in the beginning—but the county then can take possession of the property again. In other words, this bill allows the redemption by the former owner on a payment plan. It provides also that the payments must be made each year; even the current taxes must be paid before they become delinquent. Therefore it becomes impossible if the Act is complied with by the county of Erie, for any former owner to tie up the county for more than one additional year. Because if in the following year he does not pay the second installment together with the taxes for that year before they become delinquent, then the agreement is no longer in effect.

It is therefore impossible for a situation such as suggested by the gentleman from Erie to arise if the law is lived up to according to the terms of the Act of 1941.

I can see no reason personally why we should not allow former owners to redeem their properties on a payment plan, especially when the Act provides that the current taxes must be kept up to date before becoming delinquent.

I think the law was a good one when it was passed, and I do not know of any possible way of getting around the Act. I have gone over it very carefully and did so as late as this afternoon. If that agreement is drawn by the county solicitor as required by the act of 1941, then the dragging out, as the gentleman suggests, is an impossible thing.

I do not see the reason for the passage of this bill, which will repeal what was in 1941 good law and in my opinion still remains good law.

Mr. BLAIR. May I interrogate the gentleman from Cambria?

The SPEAKER. Will the gentleman from Cambria, Mr. Lopresti, permit himself to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. BLAIR. Mr. Speaker, are all counties covered by the Act.

Mr. LOPRESTI. The Act of 1941 P. L. 535, covers all classes of counties. If there have been Acts exempting, or taking out certain counties I am not familiar with them, but the original Act covered all the counties of the state.

Mr. BLAIR. I am wondering why, Mr. Speaker, our county solicitor, our county commissioners are all unacquainted, you might say, or unfamiliar with this law. Because as of today in Erie county we have this situation going on, and this particular man that I speak of is paying twenty per cent on over two thousand pieces of real estate, and has been doing that for twenty years.

I am wondering why, if the Act covers fourth class counties he is able to continue doing that kind of business.

Mr. LOPRESTI. I do not follow the gentleman. The

Act has only been in effect since 1941, and he states that someone has been paying installments for twenty years. I do not know how that is possible. Under this particular law it is not possible to be delinquent for more than five years, because you must keep your current taxes, along with your twenty percent, up to date each year.

The SPEAKER. Are there any objections to having this bill passed over to give the gentleman from Erie an opportunity to confer with the gentleman from Cambria?

Mr. BLAIR. Mr. Speaker, I will agree to having the bill passed over temporarily.

BILL PASSED OVER

The SPEAKER. If there are no objections, the Chair will withdraw its decision to the bill's having been agreed to on third reading, and the bill will be passed over. The Chair hears none.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 793, as follows:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 655) is hereby further amended to read as follows

Section 12 (a) Any person who sells dispenses or gives away any drugs in violation of the provisions of this act shall be guilty of a felony and upon conviction thereof shall be sentenced as follows for a first offense to pay a fine not exceeding two thousand dollars (\$2000) or to undergo imprisonment not exceeding three (3) years or both for a second offense to pay a fine not exceeding four thousand dollars (\$4000) or to undergo imprisonment not exceeding six (6) years or both and for a third or subsequent offense to pay a fine not exceeding six thousand dollars (\$6000) and to undergo an imprisonment of not less than seven and one half (7½) years and not exceeding fifteen (15) years

(b) Any person who shall violate or fail to comply with any of the other provisions of this act except as provided in the last paragraph of section eight shall be guilty of a felony and upon conviction shall be sentenced to pay a fine not exceeding two thousand dollars or to undergo an imprisonment not exceeding five years or both at the discretion of the court

(c) If the violation is by a corporation copartnership or association the officers and directors of such corporation or the members of such copartnership or association their agents and employes with guilty knowledge of the fact shall be deemed guilty of a violation of the provisions of this act to the same extent as though said violation were committed by them personally

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraff,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Duffy,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rosen,	Ziegler,
Gibson,	Madigan,	Rovasek,	Sorg,
Gleason,	Markley,	Royer,	
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 850, as follows:

An Act to amend Section 2001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the name of the Cheyney Training School for Teachers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 2001 Definitions As used in this article the word "college" or "colleges" shall apply to State Normal Schools State Teachers' Colleges and the Cheyney [Training School for Teachers] State Teachers' College now existing and such other State Teachers' Colleges and State Teachers' Training Schools as may hereafter be created or constituted by in and for the Commonwealth of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraff,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Duffy,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,

Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rovansek,	Ziegler,
Gibson,	Madigan,	Royer,	Sorg.
Gleason,	Markley,	Rose,	Speaker
Good,	Maxwell,	Rosen.	

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 851, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the Cheyney Training School for Teachers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As much as applies to the Department of Public Instruction of Section 202 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the acts approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1003) the twelfth day of May one thousand nine hundred forty-nine (P. L. 1289) and the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1717) is hereby further amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Offices The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

* * * *

In the Department of Public Instruction
 State Council of Education
 State Real Estate Commission
 Pennsylvania State Board of Censors
 Public School Employes' Retirement Board
 Board of Trustees of Thaddeus Stevens Trade School
 Board of Trustees of Pennsylvania State Oral School for the Deaf
 Board of Trustees of Pennsylvania Soldiers' Orphan School
 Board of Trustees of West Chester State Teachers' College
 Board of Trustees of Millersville State Teachers' College
 Board of Trustees of Kutztown State Teachers' College
 Board of Trustees of East Stroudsburg State Teachers' College
 Board of Trustees of Mansfield State Teachers' College
 Board of Trustees of Bloomsburg State Teachers' College
 Board of Trustees of Shippensburg State Teachers' College
 Board of Trustees of Lock Haven State Teachers' College
 Board of Trustees of Indiana State Teachers' College
 Board of Trustees of California State Teachers' College
 Board of Trustees of Slippery Rock State Teachers' College
 Board of Trustees of Edinboro State Teachers' College
 Board of Trustees of Clarion State Teachers' College
 Board of Trustees of Cheyney [Training School for Teachers] State Teachers' College
 State Board of Medical Education and Licensure
 State Board of Pharmacy
 State Dental Council and Examining Board
 State Board of Optometrical Examiners
 State Board of Osteopathic Examiners
 Osteopathic Surgeon's Examining Board
 State Board of Examiners for the Registration of Nurses
 State Board of Cosmetology
 State Board of Veterinary Medical Examiners
 State Board of Chiropractic Examiners
 State Board for the Examination of Public Accountants
 State Board of Examiners of Architects
 State Registration Board for Professional Engineers
 Public Service Institute Board
 State Board of Private Academic Schools
 State Board of Private Business Schools
 State Board of Private Trade Schools
 State Board of Private Correspondence Schools

* * * *

All of the foregoing departmental administrative boards and commissions shall be organized or reorganized as provided in this act

Section 2 Sections 401 and 1311 of said act as last amended by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 187) are hereby further amended to read as follows

Section 401 Boards of Trustees of State Institutions The boards of trustees of each of the State institutions herein-after mentioned shall consist of nine members and the head of the department having supervision over the institution ex officio

The term of the members of each such board shall be four years and until their successors are qualified

Five members of any such board shall constitute a quorum

Each such board shall annually elect a president and vice-president from among its members and a secretary and treasurer who need not be members of the board The secretary and treasurer may be the same person

This section shall apply to

Board of Trustees of Thaddeus Stevens Trade School

Board of Trustees of Pennsylvania State Oral School for the Deaf

Board of Trustees of Pennsylvania Soldiers' Orphan School

Board of Trustees of West Chester State Teachers College

Board of Trustees of Millersville State Teachers' College

Board of Trustees of Kutztown State Teachers' College

Board of Trustees of East Stroudsburg State Teachers' College

Board of Trustees of Mansfield State Teachers' College

Board of Trustees of Bloomsburg State Teachers' College

Board of Trustees of Shippensburg State Teachers' College

Board of Trustees of Lock Haven State Teachers' College

Board of Trustees of Indiana State Teachers' College

Board of Trustees of California State Teachers' College

Board of Trustees of Slippery Rock State Teachers' College

Board of Trustees of Edinboro State Teachers' College

Board of Trustees of Clarion State Teachers' College

Board of Trustees of Cheyney [Training School for Teachers] State Teachers' College

Board of Trustees of Pennsylvania Soldiers' and Sailors' Home

Board of Trustees of Eastern State Penitentiary which upon the establishment of the Medium Security Prison at Graterford shall thereafter be known as the Board of Trustees at Graterford

Board of Trustees of Western State Penitentiary

Board of Trustees of Pennsylvania Institution for Defective Delinquents And upon the establishment of the Medium Security Prison at Huntingdon shall thereafter be known as the Board of Trustees at Huntingdon

Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania

Board of Trustees at Rockview

Board of Trustees of the Pennsylvania Training School for Girls

Board of Trustees of State Industrial Home for Women

Board of Trustees of Pennsylvania Training School at Morgantown

Board of Trustees of Pennsylvania Training School at

Kis-Lyn Luzerne County Pennsylvania

Board of Trustees of Allentown State Hospital

Board of Trustees of Danville State Hospital

Board of Trustees of Farview State Hospital

Board of Trustees of Harrisburg State Hospital

Board of Trustees of Norristown State Hospital

Board of Trustees of Warren State Hospital

Board of Trustees of Wernersville State Hospital

Board of Trustees of Torrence State Hospital

Board of Trustees of Ashland State Hospital

Board of Trustees of Blossburg State Hospital

Board of Trustees of Coaldale State Hospital

Board of Trustees of Connellsville State Hospital

Board of Trustees of Hazleton State Hospital

Board of Trustees of Locust Mountain State Hospital

Board of Trustees of Nanticoke State Hospital

Board of Trustees of Philipsburg State Hospital

Board of Trustees of Scranton State Hospital

Board of Trustees of Shamokin State Hospital

Board of Trustees of Laurelton State Village

Board of Trustees of Pennhurst State School

Board of Trustees of Polk State School

Board of Trustees of Selinsgrove State Colony for Epileptics

Boards of Trustees of such institutions as are acquired by the Commonwealth from any county city or institution district and are used as State mental hospitals under the provisions of act number twenty-one approved the twenty-ninth day of September one thousand nine hundred thirty-eight

Provided That from and after the third Tuesday of January one thousand nine hundred and forty-three the terms of the first three members to be appointed by the Governor to each of the following boards of trustees

shall expire on the third Tuesday of January one thousand nine hundred and forty-five and the terms of the next three members to be appointed shall expire on the third Tuesday of January one thousand nine hundred and forty-seven and the terms of the next three members shall expire on the third Tuesday of January one thousand nine hundred and forty-nine the successors to each of the above mentioned members shall be appointed for terms of six years and all appointments thereafter shall be for terms of six years except those to fill vacancies prior to the end of any term which shall be only for the duration of the unexpired term

Board of Trustees of Thaddeus Stevens Trade School

Board of Trustees of Pennsylvania State Oral School for the Deaf

Board of Trustees of Pennsylvania Soldiers' Orphan School

Board of Trustees of West Chester State Teachers' College

Board of Trustees of Millersville State Teachers' College

Board of Trustees for Kutztown State Teachers' College

Board of Trustees of East Stroudsburg State Teachers' College

Board of Trustees of Mansfield State Teachers' College

Board of Trustees of Bloomsburg State Teachers' College

Board of Trustees of Shippensburg State Teachers' College

Board of Trustees of Lock Haven State Teachers' College

Board of Trustees of Indiana State Teachers' College

Board of Trustees of California State Teachers' College

Board of Trustees of Slippery Rock State Teachers' College

Board of Trustees of Edinboro State Teachers' College

Board of Trustees of Clarion State Teachers' College

Board of Trustees of Cheyney [Training School for Teachers] State Teachers' College

Section 1311 Boards of Trustees of State Institutions

Within the Department The boards of trustees of the several Normal Schools or Teachers Colleges the Board of Trustees of the Cheyney [Training School for Teachers] State Teachers' College the Board of Trustees of Pennsylvania State Oral School for the Deaf the Board of Trustees of Pennsylvania Soldiers' Orphan School and the Board of Trustees of Thaddeus Stevens Trade School shall have general direction and control of the property and management of their respective institutions Each of the said boards of trustees shall have the power and its duty shall be

(a) Subject to the approval of the Governor to elect a president principal or superintendent of the institution who shall subject to the authority of the board administer the institution and if deemed advisable a business manager

(b) On nomination by the president principal or superintendent from time to time to appoint such officers and employees as may be necessary

(c) To fix the salaries of its employees in conformity with the standards established by the Executive Board

(d) Subject to the approval of the Superintendent of Public Instruction to make such by-laws rules and regulations for the management of the institution as it may deem advisable

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guernieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Buccin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	
Good,	Maxwell	Royer,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 962, as follows:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions and assistants and employees and repealing certain acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Supreme Court of Pennsylvania shall appoint for a term of five (5) years from the effective date of this act and for succeeding terms of five (5) years thereafter a person learned in the law to report its decisions and to be known as the State Reporter Before entering upon his office he shall give bond to the Commonwealth for the correct and faithful performance of his duties and shall take the oath prescribed by the Con-

stitution said bond and oath to be filed with the Secretary of the Commonwealth The salary of such reporter not exceeding seven thousand five hundred dollars (\$7500) annually and the amount and terms of his bond shall be fixed by the Supreme Court

Section 2 The Superior Court of Pennsylvania shall appoint for a term of five (5) years from the effective date of this act and for succeeding terms of five (5) years thereafter a person learned in the law to report its decisions and to be known as the State Reporter Before entering upon his office he shall give bond to the Commonwealth for the correct and faithful performance of his duties and shall take the oath prescribed by the Constitution said bond and oath to be filed with the Secretary of the Commonwealth The salary of such reporter not exceeding seven thousand five hundred dollars (\$7500) annually and the amount and terms of his bond shall be fixed by the Superior Court

Section 3 The Supreme Court and the Superior Court shall have the power to appoint the same person as State Reporter

Section 4 The Supreme Court and the Superior Court may appoint and fix the compensation of an assistant reporter and such other employees as may be necessary

Section 5 The salaries compensation and expenses of the State Reporter his assistant and employees shall be paid by warrant of the Auditor General on the State Treasurer based upon requisition prepared and presented by the State Reporter

Section 6 The following acts of Assembly are hereby repealed

The act approved the twelfth day of June one thousand eight hundred seventy-eight (P. L. 201) entitled "An act to provide for the publication of the decisions of the supreme court and the appointment of a state reporter"

The act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 127) entitled "An act to amend the second and third sections of an act entitled 'An act to provide for the publication of the decisions of the Supreme Court nad the appointment of a State reporter' and to provide for the prompt publication of the same"

The act approved the sixth day of May one thousand nine hundred nine (P. L. 433) entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania and of his assistant"

The act approved the twenty-eighth day of March one thousand eight hundred eighty-nine (P. L. 22) entitled "A supplement to an act entitled 'An act to provide for the publication of the decisions of the Supreme Court and the appointment of a State Reporter' approved the twelfth day of June Anno Domini one thousand eight hundred and seventy-eight Pamphlet Laws one thousand eight hundred and seventy-eight page two hundred and one requiring the State Reporter to report all the cases decided by the Supreme Court of this Commonwealth and providing for additional assistance and compensation therefor"

The act approved the twenty-fifth day of May one thousand nine hundred twenty-one (P. L. 1118) entitled "An act to amend section two of the act approved the twenty-eighth day of March one thousand eight hundred and eighty-nine (P. L. 22) entitled 'A supplement to an act entitled "An act to provide for the publication of the decisions of the Supreme Court and the appointment of a State Reporter" approved the twelfth day of June Anno Domini one thousand eight hundred and seventy-eight (P. L. one thousand eight hundred and seventy-eight page two hundred and one) requiring the State Reporter to report all the cases decided by the Supreme Court of this Commonwealth and providing for additional assistance and compensation therefor"

Section 7 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraff,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstreser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelschi,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Fenster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 966, as follows:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Board of Public Education in every district of the first class is authorized to furnish milk free to all pupils attending kindergarten and first grade

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Goodling,	Mazza,	Rubin,
Amarando,	Graybill,	McConnell,	Sarraff,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Gutendorf,	McDermitt,	Schmidt,
Bear,	Guthrie,	McGee,	Schuster,
Beaver,	Guarnieri,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstreser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelschi,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Peta,	Verona,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Fenster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 968, Printer's No. 438 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1064, as follows:

An Act to amend Section 1132 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by conferring jurisdiction on the County Court of Allegheny County in certain cases of appeal from decisions of the Superintendent of Public Instruction. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1132 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto," subsection (b) of which was amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 939) is hereby amended to read as follows

Section 1132 Appeals to Court (a) The ruling or decision of the Superintendent of Public Instruction shall be final unless within thirty (30) days after receipt by registered mail or written notice of the decision or order of the Superintendent of Public Instruction an appeal which may be taken by either party is taken therefrom to the court of common pleas of the county in which the district is located except in Allegheny County where the appeal shall be to County Court of Allegheny. A copy of such appeal shall be filed in writing in the office of the prothonotary and a copy shall be served on the Superintendent of Public Instruction either by filing it in the office of the Superintendent of Public Instruction or by delivering the same to the Superintendent of Public Instruction

(b) When appeal is taken from the decision of the Superintendent of Public Instruction to the court of common pleas of the county in which the district is located or to County Court of Allegheny County the judge of the court [of common pleas] to whom such petition is presented shall fix a date for hearing by the court which shall be not sooner than ten (10) days nor more than twenty (20) days after the presentation of such petition. If the professional employe aggrieved shall so request in his petition such hearing shall be de novo. Upon the hearing of said petition the court shall make whatever order it considers just either affirming or reversing the action of the Superintendent of Public Instruction and stating plainly whether the professional employe is to be discharged or is to be retained

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin.
Andrews,	Graybill,	McConnell,	Sarraff.
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon.
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudensfield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,

Brelsich,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toil,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kilne,	Penglase,	Verona,
Dairymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Weacott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1068, as follows:

An Act to further amend Section 2405 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by permitting delivery of unserviceable property to Superintendent of Public Instruction without charge for assignment to school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2405 of the act approved the ninth day of April one thousand nine hundred twenty-nine

(P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 2405 Sale of Unserviceable Property The Department of Property and Supplies shall have the power and its duty shall be to receive from the several administrative departments and independent administrative and departmental administrative boards and commissions unserviceable personal property of this Commonwealth to issue a receipt therefor and make a complete record thereof [and] When there is turned over to the department unserviceable furniture or equipment which is broken or out-worn and which is of a type which is adapted to public school use it may in the discretion of the Secretary of Property and Supplies be delivered to the Superintendent of Public Instruction without charge for assignment to any school district or if no other department board or commission is able to make use of the same presently then as soon as convenient to sell the same either at public auction or private sale in the city of Harrisburg or elsewhere as may be deemed advisable Except in the case of perishable property such sales shall if the department deems it feasible in view of the value of the property involved be advertised in not exceeding five newspapers of the Commonwealth once a week for three weeks such advertisements to state the time place and conditions of any such sale but if after such advertising the department is unable to obtain a bid for the property it may be demolished or destroyed Provided That when the unserviceable property is located outside the city of Harrisburg the Department of Property and Supplies in its discretion may authorize the department board or commission having possession of the same without advertising to obtain at least two bids in the locality where the property is located Such bids shall be referred to the Department of Property and Supplies and if it believes that the property will not realize a higher net sale price if transported to the Capitol for sale the department may authorize the department board or commission having possession of the same to sell the property locally to the highest bidder to take a proper receipt therefor and to transmit the proceeds to the Department of Property and Supplies to be by it paid into the State Treasury through the Department of Revenue board or commission shall deliver to the Department And provided further That whenever any department of Property and Supplies any unserviceable personal property and at the same time requisition the said department to furnish new property of a similar character to replace the unserviceable property delivered as aforesaid or request said department as purchasing agency to purchase new property of a similar character the Department of Property and Supplies shall endeavor to exchange the unserviceable property for or on account of the purchase price of the new property about to be purchased but such unserviceable property shall not be delivered for or on account of the purchase price of any property at a lower valuation than the price which such unserviceable property would bring if sold in the open

market for cash and to the extent that advertising any such unserviceable property for sale may be necessary to establish its market value the Department of Property and Supplies is authorized and directed to advertise as hereinabove provided The Department of Property and Supplies shall obtain from the person partnership or corporation to which any personal property is delivered in exchange under the authority of this section a receipt therefore describing such personal property and specifying the value at which it was taken in exchange and such receipt shall be delivered to the Auditor General attached to the requisition for the payment of the balance of the purchase price due for the new property purchased The proceeds of sales of personal property hereunder shall be transmitted by the Department of Property and Supplies to the Department of Revenue which shall transmit it to the Treasury Department to be credited to the fund out of which the property sold was originally purchased

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin.
Andrews,	Graybill,	McConnell,	Sarrafi,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Gutendorf,	McDermitt,	Schmidt,
Bear,	Guarnieri,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dairymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Westcott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovasek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1174, as follows:

An Act to repeal the act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets" is hereby repealed

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarrafi,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. E.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stimmel,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldoney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Klune,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,

Ferster,
Filip,
Filo,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,
Maxwell,

Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,
Royer,

Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1184, as follows:

An Act to amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 349) entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds making the provisions of the act retroactive and repealing existing laws" by requiring the refunding of and giving the right to recover such taxes and fees in every case where paid when or lawfully due and owing

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one two and three of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 349) entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds making the provisions of the act retroactive and repealing existing laws" are hereby amended to read as follows

Section 1 Whenever any person or corporation of this Commonwealth has [erroneously or inadvertently] paid or caused to be paid into the treasury of any political subdivision directly or indirectly any tax or taxes [on real or personal property] of any kind or character or any license fee or fees [under an assumption that such taxes or license fees were due and owing] when in fact such taxes or license fees or a part thereof were not lawfully due and owing to the political subdivision then in such cases the authorities of the political subdivision upon due proof of any such [erroneous or inadvertent] tax or license fee payments are hereby directed to draw their warrant on the treasurer of such political subdivision in favor of such person or corporation to make refund out of the public funds of such tax or taxes or license fee or fees to which the political subdivision has no valid claim [Provided however That no such refund shall be made sooner than the first day of September one thousand nine hundred forty-four]

The provisions of this act shall be construed to include taxes paid upon real estate assessments which erroneously contained buildings which had been previously destroyed or torn down but whose destruction was not noted by the assessors and was included in the assessment

Section 2 In the event of refusal or failure on the part of authorities of the political subdivision involved to make any such refund of taxes or fees so [erroneously] paid into the treasury thereof then the aggrieved person or corporation shall have the right to recover the sum involved by instituting an action in assumpsit in any court

of competent jurisdiction within the county wherein such political subdivision is located. For the purpose of determining the time during which such action may be commenced the taxes or fees so paid shall be deemed to be a simple debt owing by the political subdivision and the cause of action of the aggrieved person or corporation shall be deemed to arise at the expiration of six months after making demand in writing of the authorities of such political subdivision for the refund of such taxes or fees or upon receipt of written notice from the authorities of such political subdivision rejecting such demand for refund whichever first occurs.

Section 3 The provisions of this act shall be not only prospective but also retroactive and shall be effective as to any and all taxes and fees [heretofore erroneously or inadvertently] paid into the treasury of any political subdivision [for a period of not exceeding] within three years prior to [the discovery] a demand in writing for the refund of such [erroneously paid] taxes and fees and shall apply in all cases notwithstanding the existence of or prior recourse to any other available remedy to contest the validity or the imposition of said tax or otherwise.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. KENT. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

On the question,

Will the House agree to the motion?

Mr. ANDREWS. Mr. Speaker, may I have the privilege of interrogating the gentleman from Crawford, Mr. Kent.

The SPEAKER. Will the gentleman from Crawford, Mr. Kent, permit himself to be interrogated?

Mr. KENT. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, the question arose in caucus as to just what the purpose of this bill was, how it would operate, who and what would be entitled to refunds?

In order to clarify the thinking of the minority regarding this bill—it will be on the postponed calendar and may be called—would the gentleman please explain his bill in a bit of detail?

The SPEAKER. Does the Chair understand that the gentleman from Cambria requests that when the bill is called, it be explained in detail?

Mr. ANDREWS. No, Mr. Speaker, explain the details now so that there will not be occasion for so much discussion in caucus concerning it.

Mr. KENT. Mr. Speaker, under the provisions of this bill, any tax that was paid by any taxpayer which was paid erroneously, inadvertently, illegally, or was paid in payment of an illegal tax, this bill would authorize and provide that that tax be refunded to the taxpayer.

There is a provision in the law now, the Act which this bill amends, which permits the refund of taxes which have been paid erroneously or inadvertently; and that has been interpreted by the Supreme Court of Pennsylvania as meaning just what it says: that a tax paid under a mistake of some sort, a mistake of fact, if it is paid knowingly or under protest, the law now does not provide that that can be refunded.

There are instances where a person may be assessed and receive a tax bill with which he would not agree; he would think he was assessed too much. However, if he

paid the tax under protest and the thing was finally decided in his favor later on, according to the Supreme Court, there is no authority for the taxing municipality to refund the tax.

Mr. ANDREWS. Mr. Speaker, does the gentleman from Crawford hold that a tax can be illegal prior to the time that the Supreme Court has declared it unconstitutional? As long as it is on the statute books unquestioned, is it not a legal tax? Are not the payments made legally and they only become illegal when the Supreme Court says so?

Mr. KENT. I think, Mr. Speaker, that the Supreme Court is the court of last resort in Pennsylvania and when they say a tax is illegal, it is illegal. I may disagree with them but they have the last word.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1237, as follows:

An Act to amend section 1 of the act approved the sixth day of May one thousand nine hundred twenty-nine (P. L. 1557) entitled "An act premitting the sale of mortgaged real estate under a judgment upon the bond accompanying such mortgage to be made by the sheriff upon a writ of fieri facias without inquisition and without any other writ" by extending the provisions thereof to promissory notes accompanying mortgages.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section 1 of the act approved the sixth day of May one thousand nine hundred twenty-nine (P. L. 1557) entitled "An act permitting the sale of mortgaged real estate under a judgment upon the bond accompanying such mortgage to be made by the sheriff upon a writ of fieri facias without inquisition and without any other writ" is hereby amended to read as follows:

Section 1 Be it enacted &c That no inquisition shall be necessary in connection with the sale of real estate by the sheriff upon a writ of fieri facias issued upon a judgment entered upon a bond or promissory note accompanying a mortgage secured upon the real estate to be sold and the sheriff may after giving notice in the manner now provided by law in cases of sales under writs of venditioni exponas proceed to sell such real estate upon the said writ of fieri facias without any other writ whatever.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Braich,	Hocker,	Mintess,	Stoner,

Breth.	Hoggard.	Monroe.	Swartz.
Brown.	Hunter.	Moore, C. E.	Swope.
Bucchin.	Jenkins.	Moore, H. A.	Tahl.
Byrne.	Johnson.	Moran.	Taylor.
Cella.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clapper.	Jones, J. M.	Munley.	Thompson, R. L.
Clendenen.	Jones, P. F.	Murray.	Toll.
Cochran.	Jones, T. H. W.	Musto.	Tompkins.
Conway.	Jump.	Najaka.	Toomey.
Cooper.	Kamyk.	Naugle.	VanSant.
Corr.	Keller.	Needham.	Varallo.
Costa.	Kent.	Olsen.	Varner.
Coyle.	Kline.	Penglase.	Verona.
Dalrymple.	Kohl.	Peta.	Wachhaus.
Davis.	Kolankiewicz.	Petrosky.	Wargo.
Dennison.	Kornick.	Pettigrew.	Waterhouse.
Dougherty.	Kratz.	Pfaff.	Watkins.
Dowling.	Kubacki.	Pichney.	Weidner.
DuBois.	Lafore.	Pitzer.	Welsh.
Duffy.	Lederer.	Polaski.	Wescott.
Dunn.	Lelsey.	Polen.	Westrick.
Erb.	Leonard, L.	Price, H. W. Jr.	Whalley.
Ewing.	Leonard, W. C.	Price, R. A.	Wheeler.
Fenrich.	Leven.	Readinger.	White.
Fenster.	Light.	Reagan.	Williams.
Filip.	Limper.	Reese.	Wilt.
Filo.	Loftus.	Reidenbach.	Wood.
Firmstone.	Lopresti.	Relly, J. M.	Yeakel.
Flack.	Lovett.	Rigby.	Yester.
Frost.	Lutty.	Riley, R. L.	Yetzer.
Gaffney.	Lyons.	Robertson.	Young.
Geer.	Madden.	Rose.	Ziegler.
Gibson.	Madigan.	Rosen.	Sorg.
Gleason.	Markley.	Rovansek.	Speaker
Good.	Maxwell.	Royer.	

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1262, as follows:

An Act providing for the enforcement of foreign judgments by the registration thereof in the courts of this Commonwealth prescribing procedure for the obtaining of jurisdiction over the judgment debtor the raising of defenses thereto appeals therefrom and execution thereon and saving existing methods of enforcing the same

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions As used in this act

(1) "Foreign judgment" means any judgment decree or order of a court of the United States or of any state or territory which is entitled to full faith and credit in this State

(2) "Register" means to file a foreign judgment in a court of this State

(3) "Levy" means to take control of or create a lien upon property under any judicial writ or process whereby satisfaction of a judgment may be enforced against such property

(4) "Judgment debtor" means the party against whom a foreign judgment has been rendered

Section 2 Registration of Judgment On application made within the time allowed for bringing an action on a foreign judgment in this State any person entitled to bring such action may have a foreign judgment registered in any court of this State having jurisdiction of such an action

Section 3 Application for Registration A petition for registration shall set forth a copy of the judgment to be registered the date of its entry and the record of any subsequent entries affecting it such as levies of execu-

tion payments in partial satisfaction and the like all authenticated in the manner authorized by the laws of the United States or of this State and a prayer that the judgment be registered The clerk of the registering court shall notify the clerk of the court which rendered the original judgment that application for registration has been made and shall request him to file this information with the judgment

Section 4 Personal Jurisdiction At any time after registration the petitioner shall be entitled to have summons issued and served upon the judgment debtor as in an action brought upon the foreign judgment in any manner authorized by the law of this State for obtaining jurisdiction of the person

Section 5 Notice in absence of Personal Jurisdiction If jurisdiction of the person of the judgment debtor cannot be obtained a summons clearly designating the foreign judgment and reciting the fact of registration the court in which it is registered and the time allowed for pleading shall be sent by the clerk of the registering court by registered mail to the last known address of the judgment debtor Proof of such mailing shall be made by certificate of the clerk

Section 6 Levy At any time after registration and regardless of whether jurisdiction of the person of the judgment debtor has been secured or final judgment has been obtained a levy may be made under the registered judgment upon any property of the judgment debtor which is subject to execution or other judicial process for satisfaction of judgments

Section 7 New Personal Judgment If the judgment debtor fails to plead within thirty days after jurisdiction over his person has been obtained or if the court after hearing has refused to set the registration aside the registered judgment shall become a final personal judgment of the court in which it is registered

Section 8 Defenses Any defense which under the law of this State may be asserted by the defendant in an action on the foreign judgment may be presented by appropriate pleadings and the issues raised thereby shall be tried and determined as in other civil actions Such pleadings must be filed within thirty days after personal jurisdiction is acquired over him or within sixty days after the mailing of the notice prescribed in section 5

Section 9 Pendency of Appeal If the judgment debtor shows that an appeal from the original judgment is pending or that he is entitled and intends to appeal therefrom the court shall on such terms as it thinks just postpone the trial for such time as appears sufficient for the appeal to be concluded and may set aside the levy upon proof that the defendant has furnished adequate security for satisfaction of the judgment

Section 10 Effect of Setting Aside Registration An order setting aside a registration constitutes a final judgment in favor of the judgment debtor

Section 11 Appeal An appeal may be taken by either party from any judgment sustaining or setting aside a registration on the same terms as an appeal from a judgment of the same court

Section 12 New Judgment Quasi In Rem If personal jurisdiction of the judgment debtor is not secured within thirty days after the levy and he has not within thirty days after the mailing of the notice prescribed by section 5 acted to set aside the registration the registered judgment shall be a final judgment quasi in rem of the court in which it is registered binding upon the judgment debtor's interest in property levied upon and the court shall enter an order to that effect

Section 13 Sale under Levy Sale under the levy may be held at any time after final judgment either personal or quasi in rem but not earlier except as otherwise provided by law for sale under levy on perishable goods Sale and distribution of the proceeds shall be made in accordance with the law of this State

Section 14 Interest and Costs When a registered foreign judgment becomes a final judgment of this State the court shall include as part of the judgment interest payable on the foreign judgment under the law of the state in which it was rendered and the cost of obtaining

the authenticated copy of the original judgment The court shall include as part of its judgment court costs incidental to the proceeding in accordance with the law of this State

Section 15 Satisfaction of Judgment Satisfaction either partial or complete of the original judgment or of a judgment entered thereupon in any other state shall operate to the same extent as satisfaction of the judgment in this State except as to costs authorized by section 14

Section 16 Optional Procedure The right of a judgment creditor to proceed under this act remains unimpaired

Section 17 Uniformity of Interpretation This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it

Section 18 Short Title This act shall be known and may be cited as the "Uniform Enforcement of Foreign Judgments Act"

Section 19 Repeal All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudensfield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1288, Printer's No. 423 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1346, as follows:

An Act to amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by clarifying certain provisions thereof and correcting grammatical and typographical errors therein The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection 7 of section 4 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1738) is hereby further amended to read as follows

Section 4 * * * * *

7 In the years nineteen hundred twenty-one and nineteen hundred twenty-four and in every fifth year thereafter that actuary of the retirement board shall make an actuarial investigation into the mortality and service experience of the contributors and beneficiaries as defined in this act and shall make a valuation of the various accounts created by this act and on the basis of such investigation and valuation the retirement board shall

(a) Adopt for the retirement system one or more mortality tables and such other tables as shall be deemed necessary

(b) Certify the rates of deduction from salary necessary to pay the annuities authorized under the provisions of this act and

(c) Certify the rates of contribution expressed as a percentage of salary of new entrants at various ages which shall be made by the Commonwealth to the Public School Employees' Retirement Fund and credited to the contingent reserve account

Section 2 Subsection 5 of Section 7 of said act as last amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 698) is hereby further amended to read as follows

[Five] 5 Each employer shall cause to be deducted on

each [and every] payroll of a contributor for each [and every] payroll period subsequent to June thirtieth nineteen hundred thirty-five such per centum as shall be certified to said employer by the retirement board as proper in accordance with the provisions of this act The percentage so deducted shall be computed either (1) on the total amount of salary earnable by the contributor in the payroll period for which the deductions are made or (2) in the case of contributors who were employed during the year which began July first one thousand nine hundred and thirty-two and ended June thirtieth one thousand nine hundred and thirty-three if such contributors so elect on the total amount of salary which was earnable by such contributor during such year Each such contributor shall notify in writing his employer on or before September first one thousand nine hundred and thirty-five upon which salary he or she elects to contribute

In determining the amount earnable by a contributor in a payroll period the retirement board may consider the rate of salary payable to such contributor on the first day of each regular payroll period as continuing throughout such payroll period and it may omit salary deductions for any period less than a full payroll period in cases where the employee was not a contributor on the first day of the regular payroll period and to facilitate the making of the deductions it may modify the deduction required of any contributor by such amount as shall not exceed one-tenth of one per centum of the salary upon the basis of which the deduction is to be made The deductions provided herein shall be made notwithstanding that minimum salaries provided for by the laws ordinances resolutions or other acts of the Commonwealth or of any other employer shall be reduced thereby Each employer shall certify to the treasurer of said employer on each [and every] payroll a statement as voucher for the amount so deducted and shall send a duplicate of such statement to the secretary of the retirement board

Section 3 Subsection 1 of Section 8 of said act as last amended by the act approved the fourth day of May one thousand nine hundred thirty-three (P. L. 265) is hereby further amended to read as follows

Section 8

1 The fund and accounts hereby created are the Public School Employees' Retirement Fund the Contingent Reserve Account State Annuity Reserve Account State Annuity Reserve Account Number Two the Employees' Annuity Savings Account the Employees' Annuity Reserve Account and the Administration Expense Account

Section 4 Subsection 2 of Section 8 of said act as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1738) is hereby further amended to read as follows

Section 8

* * * * *

2 The Public School Employees' Retirement Fund on and after the first day of July one thousand nine hundred twenty-nine shall consist of all moneys in the several separate funds in the State Treasury set apart to be used under the direction of the Public School Employees' Retirement Board for the retirement of members of the school employees' retirement association which on the aforesaid date shall be consolidated into one special fund to be known as the "Public School Employees' Retirement Fund" and thereafter the Treasury Department shall credit to the "Public School Employees' Retirement Fund" all moneys received by it from the Department of Revenue arising from contributions by the Commonwealth and members of the retirement association as hereinafter provided and all interest earned by the investments or moneys of said fund Upon the consolidation of the separate funds as aforesaid there shall be established and maintained by the retirement board for actuarial purposes the several hereinafter named ledger accounts equivalent to and which shall stand in lieu of the several separate funds hereby abolished and all credits to each abolished fund shall be credited by the retirement board to the ledger account hereby created to stand in place of said fund

Section 5 Subsection 8 of Section 8 of said act as last amended by the act approved the twenty-fifth day of April

one thousand nine hundred forty-nine (P. L. 752) is hereby further amended to read as follows

Section 8

* * * * *

8 No contributor shall be required to continue to contribute to the Public School Employees' Retirement Fund after he or she shall have become eligible for superannuation retirement all contributions made thereafter to said Fund shall be voluntary Provided however That this clause shall not apply to contributors in the one one-hundred-fortieth (1/40) class

Section 6 Section 9 of said act as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1738) is hereby further amended to read as follows

Section 9 The Commonwealth of Pennsylvania shall be reimbursed to the extent of one-half of the amount paid by the Commonwealth into the fund created by this act to the credit of the contingent reserve account and the State annuity reserve account number two on account of employees of each [other] employer by payments into its treasury made directly by such employer or indirectly from moneys otherwise belonging to such employer To facilitate the payments of amounts due from the treasurer of any employer to the treasurer of the Commonwealth on account of the retirement system and to permit the exchange of credits between the treasury of the Commonwealth and the treasurer of any employer the State Superintendent of Public Instruction and the State Treasurer are hereby authorized and empowered to cause to be deducted and paid into or retained in the State Treasury from the amount of moneys due to any employer on account of any appropriation for schools or other purposes the amount due to the State Treasury from such employer in accordance with the provisions of this act Corresponding amounts which would be otherwise transferred to the treasury of the Commonwealth from the treasurer of such employer may be credited to the accounts of the employer to which the moneys withheld by the Commonwealth were payable

Section 7 Subsection 1 of Section 12 of said act as amended by the acts approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 521) and the twenty-second day of May one thousand nine hundred forty-five (P. L. 827) is hereby further amended to read as follows

Section 12 (1) Should a contributor by resignation or dismissal or in any other way than by death or retirement separate from the school service or should such contributor legally withdraw from the retirement system he or she shall be paid on demand from the fund created by this act (a) The full amount of the accumulated deductions standing to his or her individual credit in the annuity savings account as of the date of such separation from school service or in lieu thereof should he or she so elect (b) an annuity or a deferred annuity which shall be the actuarial equivalent of said accumulation deductions His or her membership in the retirement [associations] association shall thereupon cease

Section 8 Clause 2 of Section 14 of said act as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1818) is hereby further amended to read as follows

Section 14 Retirement for superannuation shall be as follows

* * * * *

2 [Each and every] Every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained

Section 9 Options 1 and 2 of Section 15 of said act as last amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 864) is hereby further amended to read as follows

Section 15 At or before the time of his or her superannuation retirement any contributor may elect by written election duly executed and filed with the retirement board to receive his or her benefits in a superannuation retirement allowance payable throughout life or he or she may

on superannuation retirement elect to receive the actuarial equivalent at that time of his or her employee's annuity his or her State annuity or his or her superannuation retirement allowance in a lesser employee's annuity or a lesser State annuity or a lesser superannuation retirement allowance payable throughout life with the provisions that

Option 1 If he or she die before he or she has received in payments the present value of his or her employee's annuity his or her State annuity or his or her superannuation retirement allowance as it was at the time of his or her superannuation retirement the balance shall be paid to his or her legal representatives or to such person as he or she shall nominate by written designation duly acknowledged and filed with the retirement board

Option 2 Upon his or her death his or her employee's annuity his or her State annuity or his or her superannuation retirement allowance shall be continued throughout the life of and paid to such person as he or she shall nominate by written designation duly acknowledged and filed with the retirement board at the time of his or her superannuation retirement

Section 10 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsich,	Hooker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Verner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leksey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillp,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Gear,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1347, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by making corrections and conforming certain provisions to existing practice

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (1) of Section 103 Section 635 subsection (a) of Section 921 and Section 1001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 103 Excluded Provisions This act does not include any provisions of and shall not be construed to repeal

(1) The Public School Employees Retirement Law approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043)

* * * * *

Section 635 Limit on Temporary Debt for Current Expenses and Debt Service The total amount of temporary indebtedness incurred for current expenses and debt service shall at no time exceed an amount equal to the State appropriations not received but payable during the fiscal year and the tax levied upon property taxable for school purposes within such school district [for school purposes] and remaining uncollected and unpledged for the current year All such loans shall be paid out of the receipts available or pledged for the repayment thereof when and as the funds are received The total amount of the temporary indebtedness for such purpose remaining unpaid at the close of the fiscal year shall become an obligation upon the following year's budget and be included therein

Section 921 Election Vacancies Qualifications Removals (a) In every county having a county superintendent of public schools there shall be a county board of school directors consisting of five (5) members who shall be elected at the annual convention of the school directors of the county next preceding the expiration of their respective terms of office by majority vote of the school directors of the districts under the supervision of the county superintendent attending such annual convention They shall serve for terms of six years from the first day of July following their election or until their successors are chosen The terms of the members shall be staggered so that two members shall be elected in the year one thousand nine hundred fifty-two two in the year one thousand nine hundred fifty-four and one in the year one thousand nine hundred fifty-six and thereafter two members or one member as is required to fill the expiring terms All vacancies occurring by reason of death resignation removal from the county or otherwise shall be filled by a majority vote of the remaining members of the county board of school directors The person elected to fill such vacancy shall hold his office until the next annual convention at which a successor shall be elected for the [balance] remainder of the unexpired term

Section 1001 Purpose For the superintendence and supervision of the public schools of this Commonwealth there shall be elected or appointed in the manner herein provided county superintendents district superintendents associate superintendents assistant superintendents and supervisors of special education

Section 2 Section 1121 of said act as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 939) is hereby further amended to read as follows

Section 1121 Contracts Execution Form In all school districts all contracts with professional employes shall be in writing in duplicate and shall be executed on behalf of the board of school directors by the president and secretary and signed by the professional employe

Each board of school directors in all school districts shall hereafter enter into contracts in writing with each professional employe who has satisfactorily completed two (2) years of service in any school district of this Commonwealth Said contracts shall contain only the following

"It is agreed by and between Professional Employe and the Board of Directors (or Board of Public Education) of the school district of Pennsylvania that said professional employe shall under the authority of the said board and its successors and subject to the supervision and authority of the properly authorized superintendent of schools or supervising principal serve as a professional employe in the said school district for a term of months for an annual compensation of \$..... payable monthly or semi-monthly during the school term or year less the contribution required by law to be paid to the [Teachers'] Public School Employes' Retirement Fund and less other proper deductions for loss of time

"This contract is subject to the provisions of the 'Public School Code of 1949' and the amendments thereto

"And it is further agreed by the parties hereto that none of the provisions of this act may be waived either orally or in writing and that this contract shall continue in force year after year with the right of the board of school directors (or board of public education) to increase the compensation over the compensation herein stated from time to time as may be provided under the provisions and proper operation of the established salary schedule if any for the school district subject to the provisions of law without invalidating any other provision of this contract unless terminated by the professional employe by written resignation presented sixty (60) days before resignation becomes effective or by the board of school directors (or board of public education) by official written notice presented to the professional employe Provided That the said notice shall designate the cause for the termination and shall state that an opportunity to be heard shall be granted if the said professional employe within ten (10) days after receipt of the termination notice presents a written request for such hearing"

Section 3 Section 1327 of said act as amended by the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 454) is hereby further amended to read as follows

Section 1327 Compulsory School Attendance Every child of compulsory school age having a legal residence in this Commonwealth as provided in this article and every migratory child of compulsory school age is required to attend a day school in which the subjects and activities prescribed by the State Council of Education are taught in the English language Every parent guardian or other person having control or charge of any child or children of compulsory school age is required to send such child or children to a day school in which the subjects and activities prescribed by the State Council of Education are taught in the English language Such child or children shall attend such school continuously through the entire term during which the public [elementary] schools in their respective districts shall be in session or in cases of migratory children during the time the schools are in session in the districts in which such children are temporarily domiciled The financial responsibility for the education of such migratory children shall remain with the school

district in which such migratory children are temporarily domiciled The certificate of any principal or teacher of a private school or of any institution for the education of children in which the subjects and activities prescribed by the State Council of Education are taught in the English language setting forth that the work of said school is in compliance with the provisions of this act shall be sufficient and satisfactory evidence thereof Regular daily instruction in the English language for the time herein required by a properly qualified private tutor shall be considered as complying with the provisions of this section if such instruction is satisfactory to the proper county or district superintendent of schools

Section 4 Subsection (a) of Section 1518 of said act as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 956) is hereby further amended to read as follows

Section 1518 Text Books and Instruction on Fire Dangers and Prevention Drills (a) It shall be the duty of the Superintendent of Public Instruction in consultation with the Pennsylvania State Police to prepare books of instruction for use of teachers of students of all grades in the public and private schools [of students of all grades] with regard to the dangers of fire and the prevention of fire waste Such books of instruction shall be published at the expense of the State under the direction of the Superintendent of Public Instruction and shall be distributed in sufficient quantities for the use of the teachers in schools as herein provided The curriculum of all schools shall include some regular and continuous study of such subjects during the entire school year

Section 5 Clause (5) of Section 1801 and Section 2131 of said act are hereby amended to read as follows

Section 1801 Definitions The following words and phrases as used in this article shall unless a different meaning is plainly required by the context have the following meanings

(5) "Vocational distributive occupational education" shall mean those forms of vocational education designed for those workers engaged in or preparing for employment as distributors to consumers retailers jobbers wholesalers and others of the products of farm and industry including also managers operating or conducting a commercial service or personal service business or selling the services of such a business

Section 2131 Publication of Annual Financial Statements The annual financial statement or any part thereof furnished by the school controller in any district of the first class to the board of public education [may] shall be published by the board of public education in two newspapers designated by the board once a week for three successive weeks beginning the first week after the same has been furnished to it

Section 6 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Meiz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,

Boorse.	Hersch.	Miller, J. C.,	Stank,
Bower.	Hewitt,	Mills,	Stimmel,
Brelsch.	Hocker,	Mintess,	Stoner,
Breth.	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, O. H.,	Swope,
Buchlin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewics,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1381, Printer's No. 445

Senate Bill No. 25, Printer's No. 139 and

Senate Bill No. 244, Printer's No. 253

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 289, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly

On the question,

Will the House agree to the bill on third reading?

Mr. SMITH. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 4), page 2, line 5, by inserting after the word "meet" the following: "at such time."

Amend Sec. 1 (Sec. 4), page 2, line 6, by inserting after the word "Governor" the following: "except that in every year following the election of Governor, it shall meet at twelve o'clock noon on the first Monday after the first day of March."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

Senate Bill No. 381, Printer's No. 214 and

Senate Bill No. 531, Printer's No. 206

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 535, as follows:

An Act to amend Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending the authority of school districts to lease property from the Satte Public School Building Authority The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as added by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1017) is hereby amended to read as follows

Section 784 Contracts to Lease and Leases Operation and Maintenance Any school district shall have power and authority with the approval of the Department of Public Instruction to enter into contracts with the State Public School Building Authority to lease as lessee from the Authority any school building or any improvement thereto and the furnishings and equipment thereof constructed by the Authority for a term not exceeding forty (40) years at such rental or rentals as may be determined by the Authority and upon the execution of a contract or contracts for the construction of during the period of construction of or upon the completion of such school buildings or improvements and the furnishings and equipment thereof the school district shall have power and authority to lease the same as lessee for a term not exceeding forty (40) years at such rental or rentals as may be determined by the Authority There shall be included in the annual budget of all school districts an appropriation to meet the amount of such rental or rentals

Any school district shall have the power and authority to pay for operation and maintenance of any school building or any improvement thereto and furnishings and equipment thereof leased as lessee by it from the Authority under the provisions of the first paragraph of this section

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS INTRODUCED AND REFERRED

By Messrs. DOWLING and DUNN.

HOUSE BILL No. 1446.

An Act to further amend clause (f) of subsection (1) of Section 6 of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State Government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the

employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by further regulating the practice of union dues check offs by employers as an unfair labor practice.

Referred to the Committee on Labor Relations.

By Mr. RONALD L. THOMPSON.

HOUSE BILL No. 1447.

An Act validating building and zoning ordinances and codes or amendments thereto of political subdivisions not filed in the office of the recorder of deeds when prescribed by law under certain conditions.

Referred to the Committee on Municipal Corporations.

By Messrs. PAUL F. JONES and RONALD L.

THOMPSON.

HOUSE BILL No. 1448.

An Act to further amend Section 675 and 676 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," so as to change the procedure under which the county may sell or lease real property and when the same is leased it shall be subject to taxation as other real property located within the county.

Referred to the Committee on Counties.

By Mr. YOUNG.

HOUSE BILL No. 1449.

An Act to amend the act, approved the twelfth day of June, one thousand nine hundred fifty-one, (Act Number 141), entitled "An act relating to mental health including mental illness, mental defect, epilepsy and inebriety and amending, revising, consolidating and changing the laws relating thereto," by further defining "qualified physician" and "medical examiner."

Referred to the Committee on Professional Licensure.

By Mr. WOOD.

HOUSE BILL No. 1450.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes, and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-one, and such time as the funds provided by the General Appropriation Act become available, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1451.

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

Referred to the Committee on Appropriations.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome back to his seat in the Hall of the House, the gentleman from Jefferson, Mr. Dennison, and wishes him a speedy recovery.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from Luzerne, Honorable David A. Livingstone.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to request that tomorrow the majority leadership, in discussing appropriation bills, particularly the over-all omnibus bill, be prepared to

tell us the amount in each Department of the appropriation for payrolls; the appropriation for payroll as compared, in the present budget, with the 1949 Budget.

Also, the requests from the hospitals as compared to the budget item, and construction items in the various departments, if any; the appropriations for the medical departments of our universities—or the medical schools, as compared with the requests filed by those institutions, and such other matters of interest as may arise as a result of the discussion up to that point.

COMMITTEE MEETINGS

Education, Mr. Sollenberger, Chairman, Room 324, Tuesday, June 19, at 10:00 a. m.

Motor Vehicles, Mr. Dennison, Chairman, Room 522, Tuesday, June 19, at 9:00 a. m.

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Tuesday, June 19, at 9:00 a. m.

State Government, Mr. Watkins, Chairman, Room 324, Tuesday, June 19, at 11:30 a. m.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. BROWN. Mr. Speaker, I move that this House do now adjourn until Tuesday, June 19, 1951, at 12:00 noon EST.

The motion was agreed to, and (at 6:04 EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., TUESDAY, JUNE 19, 1951.

No. 60.

SENATE

TUESDAY, June 19, 1951

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER, Pastor of Trinity Lutheran Church, Camp Hill, Pennsylvania, offered the following prayer:

Thank you, Father, for this moment of silence. It is well for us to pause in the midst of life's wild rush to seek new strength and new hope. Perhaps we should do it more often.

Help us in this moment to look deep within ourselves to discover what is really there; the dream of a more satisfying life, the hope for power to serve Thee and Thy people, the fear of final loneliness. In this moment make us conscious of the great crowd of men whose spirits surround us in this place, who were most concerned with the expenditure of themselves that this land we love might grow in strength and wisdom.

Lord, we cast our vote for Thee; govern us by Thy good pleasure. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. SCARLETT, further reading was dispensed with, and the Journal was approved.

The PRESIDENT pro tempore. At this time the Chair calls to the rostrum the gentleman from Adams, Mr. McPherson, to preside.

The PRESIDING OFFICER (Donald P. McPherson) in the Chair.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 18, 1951.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Clyde E. Sterner, McSherrystown.

ALLEGHENY COUNTY

Miss Dorothy L. Burt, Pittsburgh, 717 Oliver Bldg.
Lloyd Jones, McKees Rocks.
Miss Helen D. Palsa, Pittsburgh, 411 Jones Law Bldg.
Albert J. Zions, Pittsburgh, 2130 Wightman St.

ERIE COUNTY

Charles H. Steinmetz, Erie.
Mrs. Esther L. Travis, Erie.

LANCASTER COUNTY

Benjamin F. Stoner, East Hempfield Twp., Landisville.

LYCOMING COUNTY

Mrs. Theresa L. Apple, Jersey Shore.

NORTHUMBERLAND COUNTY

Isaac J. Tressler, Herndon.

SCHUYLKILL COUNTY

John Keilman Dudley, Tamaqua.

SOMERSET COUNTY

R. F. Corbett, Somerset.

WESTMORELAND COUNTY

Donald Laird Hankey, New Kensington.
Lawrence M. Pfaadt, Mount Pleasant.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WADE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	McPherson, Jr.
Freed,		Stevenson,	Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 535

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 535, entitled:

An Act to amend Section 784 of the act, approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending the authority of school districts to lease property from the State Public School Building Authority.

with the information that the House has passed the same without amendments.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 485, entitled:

An Act to further amend section 1429 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code," by further providing for the qualifications of school nurses and their certificating by the Department of Public Instruction; validating with limitations certain actions of boards of school directors in employing nurses; and authorizing the said department to make back reimbursements in its discretion.

Which was committed to the Committee on Education.

House Bill No. 531, entitled:

An Act to further amend Section 1 of the act, approved the eighth day of June, one thousand eight hundred ninety-three (P. L. 344, No. 284), entitled "An act relating to husband and wife, enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will and enabling them to sue and to testify against each other in certain cases," clarifying the prohibition against a married woman's right to sell real estate without the joinder of her husband.

Which was committed to the Committee on Judiciary General.

House Bill No. 532, entitled:

An Act to reenact Section 802 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "Nonprofit Corporation Law," relating to approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof, in order to clarify effect of prior amendments.

Which was committed to the Committee on Judiciary General.

House Bill No. 596, entitled:

An Act to amend Section 2 of the act, approved the eighteenth day of April, one thousand nine hundred twenty-three (P. L. 75), entitled "An act authorizing the courts of common pleas to change the name of persons; prescribing the procedure, and the effect of the decree thereon," by reducing the time in which the petition shall be heard.

Which was committed to the Committee on Judiciary General.

House Bill No. 724, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by supplying an omission from former law providing for reimbursement for nonresident children; and validating such reimbursements heretofore made.

Which was committed to the Committee on Education.

House Bill No. 793, entitled:

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "Narcotic Law" by increasing the penalties for the illegal sale, dispensing or giving away of drugs.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 850, entitled:

An Act to amend Section 2001 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the name of the Cheyney Training School for Teachers.

Which was committed to the Committee on Education.

House Bill No. 851, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by changing the name of the Cheyney Training School for Teachers.

Which was committed to the Committee on Education.

House Bill No. 962, entitled:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions, and to approve the appointment and compensation of assistants and employees appointed by said reporters; and repealing certain acts.

Which was committed to the Committee on Judiciary General.

House Bill No. 966, entitled:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade.

Which was committed to the Committee on Education.

House Bill No. 1064, entitled:

An Act to amend Section 1132 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by conferring jurisdiction on the County Court of Allegheny County in certain cases of appeal from decisions of the Superintendent of Public Instruction.

Which was committed to the Committee on Judiciary General.

House Bill No. 1068, entitled:

An Act to further amend Section 2405 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by permitting delivery of unserviceable property to Superintendent of Public Instruction, without charge, for assignment to school districts.

Which was committed to the Committee on Education.

House Bill No. 1174, entitled:

An Act to repeal the act, approved the twentieth day of May, one thousand eight hundred seventy-one (P. L. 1037), entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium, in the county of Cameron, over the streets therein, and to authorize the setting out of shade trees along the streets.

Which was committed to the Committee on Local Government.

House Bill No. 1179, entitled:

An Act to amend Section 330.17 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made.

Which was committed to the Committee on Local Government.

House Bill No. 1237, entitled:

An Act to amend section 1 of the act, approved the sixth day of May, one thousand nine hundred twenty-nine (P. L. 1557), entitled "An act permitting the sale of mortgaged real estate under a judgment upon the bond accompanying such mortgage to be made by the sheriff upon a writ of fieri facias without inquisition and without any other writ," by extending the provisions thereof to promissory notes accompanying mortgages.

Which was committed to the Committee on Judiciary General.

House Bill No. 1262, entitled:

An Act providing for the enforcement of foreign judgments by the registration thereof in the courts of this Commonwealth; prescribing procedure for the obtaining of jurisdiction over the judgment debtor; the raising of defenses thereto; appeals therefrom and execution thereon, and saving existing methods of enforcing the same.

Which was committed to the Committee on Judiciary General.

House Bill No. 1346, entitled:

An Act to amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employes' Retirement Law," by clarifying certain provisions thereof and correcting grammatical and typographical errors therein.

Which was committed to the Committee on Education.

House Bill No. 1347, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by making corrections and conforming certain provisions to existing practice.

Which was committed to the Committee on Education.

GENERAL COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF PROPERTY AND SUPPLIES HARRISBURG

Office of the Secretary

June 15, 1951.

Honorable G. Harold Watkins
Secretary, Senate of Pennsylvania
Harrisburg, Pennsylvania

Dear Senator Watkins:

In accordance with a resolution adopted by the Senate of Pennsylvania, on May 23, 1951, I have explored "the availability of a suitable parcel of land or old building along the proposed Independence Hall Mall, or Independence National Historical Park, that would be suitable for the erection of a State Office Building." As requested, I am submitting herewith a report covering a "preliminary survey."

The creation of Independence Hall Mall and Independence National Historical Park will indeed eliminate dilapidated structures in the areas directly affected. The survey, however, has failed to indicate that old run-down buildings located near these park areas are likely to be replaced by substantial business structures.

The Mall is located east of the City Hall at a distance of about nine full city blocks, between Fifth and Sixth Streets, north of Chestnut Street and extending to Race Street. For a number of reasons the surrounding area would be undesirable.

Market Street is a double car line street with traffic traveling east and west; Chestnut Street is a single car line street with traffic traveling east; north bound traffic on Fifth Street; south bound traffic on Sixth Street; all of said streets have heavy traffic all day long of trucks and cars.

The most adaptable land that might be acquired lies on the west side of Sixth Street, on the south side of Market Street and on the east side of Marshal Street; the lot having a front along the Mall of 118', and 173' on Market Street. In this lot there are 20,414 square feet of land area, but which would not provide parking space in addition to a building. To buy or condemn the property and demolish the existing buildings, the estimated cost would be \$375,000.00.

The surrounding buildings in the vicinity of the Mall, which are very old, are occupied by cheap grade merchandise stores. The real estate at present is considered undesirable.

The Mall area is in a congested part of the City away from railroad terminals, Courts and other offices and business institutions with which the Commonwealth has transactions.

If it is decided that the Commonwealth shall erect a building in Philadelphia the most suitable location would seem to be on the Parkway. Located along this artery, or near its eastern end, are City Hall, the Pennsylvania Suburban Station, the Municipal Court, the Board of Education and other buildings containing offices with which the Commonwealth transacts business, as well as, most of the leading hotels.

The General Assembly already has made provision for the erection of a building in Philadelphia, as follows:

"The Act of July 1, 1937, P. L. 2687, as amended by the Act of May 22, 1945, P. L. 854, is in effect and under its terms the Secretary of Property and Supplies, with the approval of the Governor, has the power to Lease within the City of Pittsburgh or the County of Allegheny, or within the City of Philadelphia or the County of Philadelphia, a suitable office building in each of the respective Counties above mentioned, for the use of the agencies of the Commonwealth, for a period of not more than Thirty Years, provided that at the termination of the Thirty Year Term, the property so leased shall become the property of the Commonwealth and at any time during that period of the Lease, the Commonwealth is empowered to accept Title in fee simple to the property under the terms of Lease and provided further that no additional monies are paid in consideration for the said Deed."

Plans have been submitted for a proposed building in either of two locations, as follows:

Southwest Corner 17th and Parkway, Philadelphia, Pennsylvania

Data has been submitted for a proposed building on this site. The lot area is 19,000 square feet.

The location is on the Parkway; it is immediately out of the central city congestion, but is still within one square of the Suburban Station of the Pennsylvania Railroad. It is within ten minutes walk of City Hall.

The owners will build a multi-storied structure under a Lease, term of which to be determined along with the cost per square foot.

19th and Parkway, Opposite Logan Circle, Philadelphia, Pennsylvania

This plot of ground, 265' along the Parkway, with a depth of 288' extending southwardly along the easterly side of 19th Street to Cherry Street and having a front on said Cherry Street of 286' consisting in all of an area of about 80,000 square feet, on which the proposal is to erect a building and allow ample parking facilities for 150 cars, is to be ready for delivery in two years.

Rent to be paid therefor, to be at the rate of not over \$1.60 per square foot per annum, and at the end of a term of thirty (30) years Title to be transferred to the Commonwealth of Pennsylvania.

It is estimated that the cost of the completed building would be approximately \$5,000,000.

The lessor will pay for the cost of the land, labor, material, permits, settlement charges, brokerage, architect's fees and all other charges due and payable in order to deliver to the said Lessee a completed building.

The said Lessee, upon delivery of the building, to assume all costs to operate the same. According to the 1950 report of the "Building Owners and Managers Association of the City of Philadelphia," the cost to operate such a building at present would be \$1.67½ per square foot per annum. This would show a total rental cost of \$3.27½ per square foot per annum.

At the present time there is being leased by the Commonwealth in the central part of the City, 136,566 square feet at an average overall rental of \$2.21 plus per square foot, or approximately \$301,940.25 rental per annum. This is exclusive of the space needed for use of the Supreme and Superior Courts of Pennsylvania, which should be included in a building because of the inadequacy of their present accommodations at City Hall.

Sincerely yours

(Signed) Alan D. Reynolds

Alan D. Reynolds

Secretary of Property and Supplies

REPORTS FROM COMMITTEES

Mr. Stiefel, from the Committee on Corporations reported as committed, House Bill No. 1037, entitled:

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed; the effect of the merger upon property and franchises; and defining the rights, powers and privileges of the surviving company.

He also, from the Committee on Local Government reported as committed, Senate Bill No. 673, entitled:

An Act abating certain tax penalties and interest on unpaid county, city, and school district taxes, in cities of the first class and in school districts of the first class, with certain exceptions.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 653, entitled:

An Act to further amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by providing for a permanent record system uniform throughout the Commonwealth, among boards for the assessment and revision of taxes; providing for a committee to prepare such system; and conferring powers; and imposing duties upon the boards for the assessment and revision of taxes, the chairman of the Local Government Commission, the Secretary of Internal Affairs and chief assessors.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 656, entitled:

An Act to amend section 401 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties;

prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by changing the provisions relating to the appointment of chief assessors; requiring that the chief assessor devote full time to his office; imposing duties and conferring power on the Department of Internal Affairs; providing for examinations for chief assessors and creating a committee to prepare such examinations.

He also, from the Committee on Local Government, reported as committed, House Bill No. 955, entitled:

An Act to amend section 10 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employees independently of any pension system or systems existing in such cities" by removing the limitations on contributions by the city

He also, from the Committee on Local Government, reported as committed, House Bill No. 129, entitled:

An Act to further amend Section 7 of the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by further providing for omitted assessments.

He also, from the Committee on Local Government, reported as committed, House Bill No. 554, entitled:

An Act authorizing political subdivisions other than cities of the first and second classes and school districts of the first class and first class A to appoint and pay the compensation of employees to make an assessment list of all inhabitants or residents thereof over twenty-one years of age for taxation purposes

Mr. BLASS, from the Committee on Insurance, reported as amended, House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled, "An act to consolidate, amend and revise the penal laws of the Commonwealth, "by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company.

He also, from the Committee on Judiciary General, reported as amended, Senate Bill No. 725, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by providing that the petition for support in certain cases shall be prepared by the executive director

of the assistance board of the county where the relative liable and financially able to support resides imposing duty on district attorneys to file such petitions and further modifying such procedure.

He also, from the Committee on Judiciary General, reported as amended, House Bill No. 160, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred eleven (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits conferring powers and imposing duties on the clerk of courts of Allegheny county and providing for the disposition of fees the appointment of officers and employees and for jurors.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 686, entitled:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 700, entitled:

An Act relating to records of public officers and businesses, authorizing the reproduction, photographing, photostating and microphotographing of such records; providing for the admissibility of such reproductions in evidence and the disposition of original records.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 734, entitled:

An Act to amend sections one and two of the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1511), entitled "An act defining cold storage; requiring licenses to operate cold storage warehouses and locker plants; requiring records, reports, marking, wrapping, protecting, limiting time of storage, disposition, sale, return or transfer of foods in cold storage; conferring powers on the Department of Agriculture, including adoption of rules and regulations, special permits for storage of feeding stuffs for animal use, and providing penalties for violation of this act," by redefining the term "Cold Storage Warehouse" and reducing the license fee.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 736, entitled:

An Act providing for the registration of professional bondsmen in cities of the first class; providing for criminal offenses and penalties.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 511, entitled:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 794, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by enlarging the jurisdiction of

said court in certain cases of appeals and making said jurisdiction exclusive

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 795, entitled:

An Act to further amend Section 12 of the act approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from the Board of Property Assessment, Appeals and Review.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 796, entitled:

An Act to further amend Section 616 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals by persons whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 797, entitled:

An Act to amend subsection (b) of Section 9 of the act, approved the twentieth day of June, one thousand nine hundred forty-seven (P. L. 845), entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein; providing for its levy and collection; for the issuance of mercantile licenses upon the payment of fees therefor; conferring and imposing powers and duties on boards of public education; receivers of school taxes and school treasurers in such districts; saving certain ordinances of council of certain cities, and providing compensation for certain officers, and employees and imposing penalties," as reenacted and made permanent, by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from decisions of the collector in administering and enforcing the provisions of the act.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 798, entitled:

An Act to further amend subsections (a) and (b) of Section 9 of the act, approved the first day of June, one

thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board, prescribing certain penalties," by conferring exclusive jurisdiction on the County Court of Allegheny County in cases of appeals from the Labor Relations Board.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 1236, entitled:

An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," by making an editorial correction.

Mr. SCARLETT, from the Committee on Corporations, reported as amended, Senate Bill No. 598, entitled:

An Act to further amend Section 10 of the act, approved the twenty-ninth day of May, one thousand eight hundred eighty-five (P. L. 29), entitled "An act to provide for the incorporation and regulation of natural gas companies," by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas; and regulating the exercise of such right.

Mr. WATSON, from the Committee on Corporations, reported as amended House Bill No. 1091, entitled:

An Act to further amend section two of the act, approved the second day of June, one thousand eight hundred and eighty-three (P. L. 61), entitled "An act supplementary to an act, entitled 'An act for the incorpora-

tion and regulation of corporations' approved April twenty-ninth, one thousand eight hundred and seventy-four, authorizing the incorporation of pipe lines for the transportation of petroleum, and providing for the exercise of the right of eminent domain in taking lands and property for such purposes," by clarifying and enlarging the powers of pipe line companies to acquire, use and dispose of property, including shares of stock of other pipe line companies; authorizing such companies to exercise powers of eminent domain outside the Commonwealth; clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission.

Mr. PEELOR, from the Committee on Elections, reported as committed, Senate Bill No. 738, entitled:

An Act to further amend subsection (g) of Section 1110 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating requirement that the form and arrangement of ballot labels on voting machines be approved by the Secretary of the Commonwealth.

Mr. MAHANY, from the Committee on Local Government, reported as amended, Senate Bill No. 693, entitled:

An Act to reenact revise and amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto."

EASTERN MONTGOMERY COUNTY COUNCIL OF REPUBLICAN WOMEN PRESENTED TO SENATE

Mr. PROPERT. Mr. President, the Senate is honored today by the presence of some visitors from Montgomery County. I take great pleasure in introducing to you at this time just a few of the members from the Eastern Montgomery County Council of Republican Women. Some of them are in the gallery and some of them are seated here at our right.

The PRESIDING OFFICER. Will the representatives from the Eastern Montgomery County Council of Republican Women please stand? On behalf of the Senate, we are glad to welcome you to the Senate today and we hope that you enjoy your visit with us.

BILLS INTRODUCED AND REFERRED

Mr. HARE read in his place and presented to the Chair Senate Bill No. 742, entitled:

An Act providing for supplementing the police forces of cities, boroughs, towns and townships, for the appointment, powers and control of auxiliary police therein, and for the transfer during disasters and emergencies of such auxiliary police, members of the regular police forces, and police equipment thereof.

Which was committed to the Committee on Local Government.

Messrs. YOSKO, MCGINNIS and NEFF read in place and presented to the Chair Senate Bill No. 743, entitled:

An Act regulating the emission of smoke, dust and fumes into the atmosphere; establishing a State Smoke Control Commission in the Department of Health and fixing its powers and duties; providing for the organization of the various counties into smoke control districts, the appointment of their various officers and employes, and prescribing their powers and duties; providing financial assistance to such smoke control districts; authorizing the county commissioners to make appropriations thereto; and fixing penalties.

Which was committed to the Committee on Public Health and Welfare.

Mr. ROSENFELD read in his place and presented to the Chair Senate Bill No. 744, entitled:

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by excepting certain clubs from the quota limitations of said act.

Which was committed to the Committee on Law and Order.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, At least two reasons may be ascribed to any piece of legislation which is designed, as is this one, to consolidate under one head several governmental functions. The one reason is "control"; a desire to place, in one functionary, power over an expanding domain. The other reason is one of economy, whereby overlapping of functions and duplication of efforts may be dovetailed into one unified activity, shorn of clumsy prerogatives, of handicapping protocol and of expensive complexities.

This piece of legislation is motivated by this second reason which I have just emphasized. If ever economy in government with no loss of benefits was needed, it is at this very moment. The body politic needs adequate clothing. This is an admitted fact, but it is high time we took the full dress suit off the body politic and clothed it instead in a substantial suit of working clothes, strong of fabric yet reasonable in price.

This legislation is designed to bring together under one department the State Employment Service, the State Unemployment Compensation function, the State Public Assistance program and the State Rehabilitation activity. Three of these four governmental activities are now under separate governmental entities, each with its own set of policies, its own functioning personnel and its own special quarters.

Through this measure it is proposed to bring all these

closely related functions under one department—that department to be known as the Department of Employment Security.

This title fits the functions to be performed well. The entire concept is bound together in this name—"Employment Security." For example, a citizen is unemployed and goes to the Employment Service office to apply for work. Should there be no job immediately available, then an application for unemployment compensation may be filed, if the unemployed worker is eligible, in the same office as is now provided. But, should there be no jobs and should there be no unemployment compensation, then Public Assistance may be the next step. But where does he file his claim for Public Assistance? Probably somewhere on the other side of town or, worse yet, in the next community. Or suppose this unfortunate person should be suffering a physical handicap that may be corrected through rehabilitation. Where does he apply? Not in the office where he first filed his application for a job. This legislation would correct this condition. All four of these functions would be grouped in the one office.

This plan would do away with the existing game of shuttlecock which is played by the existing mixture of agencies, wherein the unfortunate applicant is batted from one office to the other to his utter confusion and often to his ultimate disadvantage as he seeks desperately for the answer to his personal problem.

The possibilities for economies under their plan are many, and they are obvious. The operating overhead as it exists today could be cut substantially; the expense of maintaining separate offices for the various functions could be materially reduced by consolidation.

The way we operate today, for example, is as though a family had suddenly been deprived of their senses with the result that the mother, the father and two young children were each occupying a separate house, with the cost of the entire nightmare being born by the taxpayer who is fast going broke.

The one who is footing the bill for our present confused situation (which this legislation is proposed to correct) is the taxpayer, and it is time his plight was given the consideration it deserves. The way the Employment Service, Public Assistance, Unemployment Compensation, and Rehabilitation are operating today is costing the taxpayers more than it should. I do not mean to criticize the existing operation of any one of these activities, nor do I propose to criticize them collectively, but I do mean to say that duplications, overlappings, conditions beyond their control of those currently responsible for their operation, are forcing up the bill for these services far beyond the realm of reason for the returns involved. The taxpayers simply cannot continue to pay the cost of this clumsy arrangement under which these functions operate today. This legislation will reduce cost without curtailing usefulness or without eliminating a single function which is now being performed.

I said that this is an economy measure. The truth of that statement is obvious. We talk a lot about economy and what we must do to save money. Here is a simple, basic plan, whereby, through rearrangement and regrouping of several governmental functions, sufficient economies can be realized to make the plan quite worthwhile. Anyone who is seriously interested in the plight of the

taxpayer would do well to give this piece of legislation his thoughtful consideration.

BILLS INTRODUCED AND REFERRED

Mr. HOLLAND read in his place and presented to the Chair Senate Bill No. 745, entitled:

An Act creating the Department of Employment Security and office of Secretary of Employment Security; defining their powers and duties; conferring on such department and officer the power and duty to administer the laws relating to public assistance, unemployment compensation and vocational rehabilitation; transferring persons employed by the Department of Public Assistance, the Department of Labor and Industry and the State Board of Vocational Rehabilitation in the administration of such laws to the Department of Employment Security; abolishing the Department of Public Assistance and the office of Secretary Public Assistance; transferring their powers and duties, the State Board of Public Assistance and the Unemployment Compensation Board of Review to the Department of Employment Security; making the State Board of Vocational Rehabilitation a departmental administrative agency of such department; and changing the membership of such board.

Which was committed to the Committee on State Government.

Messrs. LEADER and PECHAN read in place and presented to the Chair Senate Bill No. 746, entitled:

An Act requiring water companies supplying water to cities, boroughs, towns, and townships to treat the same with sodium fluoride under certain conditions.

Which was committed to the Committee on Corporations.

Mr. LEADER read in his place and presented to the Chair Senate Bill No. 747, entitled:

An Act to further amend Section 444 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by authorizing appropriations in certain counties for education work relating to soil conservation.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 748, entitled:

An Act to amend clause (c) of Section 1702 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and pre-

scribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing for the vaccination of hogs and shoats against infectious and communicable diseases at State expense.

Which was committed to the Committee on Agriculture.

PERMISSION TO ADDRESS SENATE

Mr. McMENAMIN asked and obtained unanimous consent to address the Senate.

Mr. McMENAMIN. Mr. President, on February 7 of this year, on behalf of Senator Toole and Senator Wood, of Luzerne County, and myself, I introduced a resolution asking that this body go on record to ask the Civil Aeronautics Commission of the Federal Government to expedite placing an air-line into the Scranton Wilkes-Barre Airport or, as perhaps the Senators from Luzerne have called it, the Wilkes-Barre Scranton Airport, and a connecting link with Harrisburg.

Mr. President, I thought this body would like to know that as of August 1 the Civil Aeronautics Board authorized this air-line service, and I am sure that the action of this body in passing this resolution helped. I also want to point out at this time that both Secretary Sordoni, of the Department of Commerce, and Commissioner Harold Scragg, of the Public Utility Commission, caused their department to file briefs on behalf and in support of this resolution with the Civil Aeronautics Authority.

SENATE RESOLUTION

TRIBUTE TO THE HONORABLE EDWIN OWEN LEWIS, JUDGE OF THE COURT OF COMMON PLEAS No. 2, COUNTY OF PHILADELPHIA

Messrs. CHAPMAN, MEADE and STIEFEL, offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 19, 1951.

Whereas the creative vision, dynamic leadership, steadfast guidance, inspiring patriotism, vast erudition and trenchant pen of the Honorable Edwin Owen Lewis, Judge of the Court of Common Pleas No. 2 for and in the County of Philadelphia brought about after decades of sustained and fruitful efforts the implementation of elaborate plans for the construction by the Commonwealth of Pennsylvania of the Independence Hall Mall and the creation by the Federal Government of the Independence National Park, and

Whereas the aforesaid monumental projects will upon their completion further enhance our cultural heritage and add to the spiritual treasures of America, and

Whereas from the very inception of the "Independence Hall Association" on June 30, 1942, in the Hall of the American Philosophical Society, Judge Edwin Owen Lewis became the indefatigable helmsman of a group of fervent patriots and planners who contributed lavishly of their zeal and perseverance toward the realization of a centennial dream revolving around the preservation of Independence Hall and the restoration of its vicinity to a dignity of verdant bloom, and

Whereas under the leadership of Judge Edwin Owen Lewis as president of the Independence Hall Association and chairman of two special federal commissions widespread public interest and support were aroused for the creation of the Independence National Park, resulting in the passage by Congress in 1948 and 1949 of appropriations for the acquisition of land in the area of the Federal project, and

Whereas Judge Edwin Owen Lewis led numerous dele-

gations of the Independence Hall Association and leaders of affiliated civic, city-planning and patriotic organizations to our State Capitol to present testimony to legislative committees, the Joint State Government Commission, the Secretary of Forests and Waters and Governors Martin, Duff and Fine of the Commonwealth of Pennsylvania, voicing the alarm of our citizenry over the dangerous congestion of buildings in the vicinity of Independence Hall and urging the creation of the Mall, and

Whereas in addition to this continuous expemplary service as an eminent jurist on the bench of the Court of Common Pleas No. 2 for and in the County of Philadelphia since 1923, the Honorable Edwin Owen Lewis unstintingly contributed for close to half a century of his relentless efforts to the cultural pursuits of our citizenry in the various fields of patriotic, historical, literary and educational endeavors, by serving as:

President—1918-1932 Board of Managers, Philadelphia School of Design for Women (Merged in 1932 with Moore Institute of Art, Science and Industry)

President—Board of Managers, Moore Institute—1932 to 1948

President Emeritus—Moore Institute of Art Science and Industry, beginning with 1948

President—Board of Trustees Moore Institute, beginning 1948

President—Athenaeum Library, (founded 1814)

Member of Council & Committee on Hall, American Philosophical Society (founded by Benjamin Franklin for pursuit of knowledge and research and exchange thereof)

Member of Virginia Society of the Cincinnati (Patriotic-descendants of officers of American Revolutionary Army)

Past Governor General—General Society of Colonial Wars; Historian—Pennsylvania Society (Patriotic-Pre-Revolutionary)

Past General President—Society of the Sons of Revolution; Honorary Life President—Pennsylvania Society (Patriotic)

Vice President—Historical Society of Pennsylvania

Charter Member of National Council of Historic Sites and Buildings, Washington, D. C.

Member and Chairman—Philadelphia National Shrines Park Commission

Chairman—Advisory Commission of Independence National Historic Park, Philadelphia (Created by Act of Congress)

Chairman—Advisory Committee on Historic Sites and Buildings of Joint State Government Commission of Pennsylvania

Chairman—Board of Arrangements for the celebration of the 175th Anniversary of the Adoption of the Declaration of Independence (July 4, 1951)

Chairman—Committee on Criminal Courts, Philadelphia Board of Judges of Courts of Common Pleas of Philadelphia County

Judge in charge of Grand Jury Special Investigation of Gambling and Racketeering in Philadelphia since March 1951, and

Whereas the aforementioned faithful services rendered by the Honorable Edwin Owen Lewis to the citizenry of Pennsylvania represent more than half a century of fruitful toil and toil in the vineyards of Democracy, that have heretofore inured and are now inuring to the cultural progress of our Commonwealth,

Now Therefore be it Resolved that on the auspicious occasion of the launching of the initial stages of construction of the Independence Hall Mall between Chestnut and Market Streets in Philadelphia, the Senate of the General Assembly of Pennsylvania in behalf of the People of Pennsylvania express its profound appreciation to the Honorable Edwin Owen Lewis of his multifaceted contributions to the Commonwealth of Pennsylvania made by him as a jurist, patriot, historian, educator and civil leader par-excellence, and

Be it Further Resolved that the Secretary of the Senate be and he is hereby directed to forward a copy of this resolution, upon its adoption by the Senate, to the Honorable Edwin Owen Lewis.

CALENDAR

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 48, on third reading, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court and Common Pleas of Dauphin County and prescribing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 213, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by adding a presumption of relationship to employment of diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. MALLERY. Mr. President, I ask unanimous consent to offer amendments, by request, at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 1), page 3, lines 18 and 19 by striking out both of said lines; Amend Sec. 1 (Sec. 1), page 4, lines 1 to 19, inclusive, by striking out all of said lines; Amend Sec. 1 (Sec. 1), page 5, lines 1 to 7 inclusive, by striking out all of said lines.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that House Bill No. 213, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL
PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 219, as follows:

An Act to provide for the coverage of certain officers and employees of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employee contributions authorizing interstate co-operation in certain cases creating a Contribution Fund and making appropriations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Declaration of Policy In order to extend to employees except those hereinafter excluded from the provisions of the act of the Commonwealth and its political subdivisions and of the instrumentalities of either and to the dependents and survivors of such employees the basic protection accorded to others by the old-age and survivors insurance system embodied in the Social Security Act it is hereby declared to be the policy of the General Assembly subject to the limitations of this act that such steps be taken as to provide such protection to employees of the Commonwealth and its political subdivisions and to the instrumentalities of either on as broad a basis as is permitted under the Federal Social Security Act

Section 2 Definitions The following words and phrases shall have the meaning ascribed to them in this section unless the context clearly indicates otherwise

(a) "Social Security Act" means the Act of Congress approved the fourteenth day of August one thousand nine hundred thirty-five Chapter 531 49 Statutes 620 officially cited as the "Statutes 20 officially cited as the "Social Security Act" (including regulations and requirements issued pursuant thereto) as such act has been and may from time to time be amended

(b) "Federal Insurance Contributions Act" means subchapter A of Chapter 9 of the Federal Internal Revenue Code as such code has been and may from time to time be amended

(c) "Political subdivision" includes a city borough incorporated town township county county institution district school district vocational school district municipal authority and any instrumentality or agency of the Commonwealth or one or more of its political subdivisions but only if such instrumentality or agency is an entity which is legally separate and distinct from the Commonwealth or political subdivision and only if its employees are not by virtue of their relation to such legal entity employees of the Commonwealth or political subdivision There shall be included in a political subdivision as defined herein any department agency board or other means heretofore or hereafter created for the charge or the administration by the political subdivision or property and estates dedicated to charitable uses or trusts now or which shall hereafter become vested in or confided to the political subdivision

(d) "State Agency" means the agency created under section three hereof

(e) "Federal Agency" includes any individual department or agency as is charged on behalf of the Federal Government by or under the applicable Federal law with the particular Federal function referred to in this act in connection with such term

(f) "Employee" includes an officer or employee of a State political subdivision or instrumentality thereof

(g) "Employment" means any service performed by an employee in the employ of the Commonwealth any political subdivision or instrumentality of either for such employer except (1) service which in the absence of an agreement entered into under this act would constitute "employment"

as defined in the Social Security Act or (2) service performed by employes in positions covered by a retirement system pension or annuity retirement plan or similar fund system or plan established by the Commonwealth or by a political subdivision on the date an agreement between the State Agency and the Federal Security Administrator applicable to such service is entered into or other service which under the applicable Federal law may not be included in an agreement between the Commonwealth and the Federal Security Administrator entered into under this act

(h) "Wages" means all remuneration paid in any medium other than cash except that such term shall not include that part of such remuneration which even if it were for "employment" within the meaning of the Federal Insurance Contributions Act would not constitute "wages" within the meaning of that act

(i) "Applicable Federal law" refers to the provisions of Federal law Public Law seven hundred thirty-four eighty-first Congress (including Federal regulations and requirements issued pursuant thereto) which provide for extending the benefits of Title II of the Social Security Act to employes of State political subdivisions and their instrumentalities

Section 3 State Agency A State Agency is hereby created to carry out the provisions of this act which shall consist of the Secretary of Internal Affairs He shall with the approval of the Governor appoint such additional employes as may be deemed necessary to carry on the work required by this act and fix the salary or compensation of such additional employes

Section 4 (a) Federal-State Agreement The State Agency with the approval of the Governor is hereby authorized to enter on behalf of the Commonwealth into an agreement with the Federal Security Administrator consistent with the terms and provisions of this act for the purpose of extending the benefits of the Federal old-age and survivors insurance system to employes of the Commonwealth or any political subdivision thereof with respect to services specified in such agreement which constitute "employment" as defined in section two of this act Such agreement may contain such provisions relating to coverage benefits contributions effective date modification and termination of the agreement administration and other appropriate provisions as the State Agency and Federal Security Administrator shall agree upon but except as may be otherwise required by or under the Social Security Act as to the services to be covered such agreement shall provide in effect that

(1) Benefits will be provided for employes whose services are covered by the agreement and their dependents and their survivors on the same basis as though such services constituted employment within the meaning of the Title II of the Social Security Act

(2) The Commonwealth will pay to the Federal Agency at such time or times as prescribed by the applicable Federal law and by regulations promulgated thereunder contributions with respect to wages (as defined in section two of this act) equal to a sum not in excess of three percent (3%) of such wages received during the calendar years one thousand nine hundred fifty-one one thousand nine hundred fifty-three inclusive four percent (4%) of such wages received during the calendar years one thousand nine hundred fifty-four one thousand nine hundred fifty-nine inclusive five percent (5%) of such wages received during the calendar years one thousand nine hundred sixty one one thousand nine hundred sixty-four inclusive six percent (6%) of such wages received during the calendar years one thousand nine hundred sixty-five one thousand nine hundred sixty-nine inclusive and six and one-half percent (6½%) of such wages received during the calendar year one thousand nine hundred seventy and thereafter The actual amount of the contributions to be made under the provisions of this paragraph shall be the amount necessary to carry out the provisions of this act and the agreement entered into in accordance therewith which amounts shall

from time to time be determined by the State Agency subject to the limitations herein prescribed

(3) Such agreement shall be effective with respect to services in employment covered by the agreement performed on and after the first day of January one thousand nine hundred fifty-one or such later date as may be specified in the agreement

(4) All services which constitute employment as defined in section two and are performed in the employ of the Commonwealth by employes of the Commonwealth shall be covered by the agreement and

(5) All services which constitute employment as defined in section two are performed in the employ of a political subdivision of the State and are covered by a plan which is in conformity with the terms of the agreement and has been approved by the State Agency under section five shall be covered by the agreement

(b) Interstate instrumentalities any instrumentality jointly created by this Commonwealth and any other State or states is hereby authorized upon the granting or existence of like authority by such other state or states

(1) to enter into an agreement with the Federal Security Administrator whereby the benefits of the Federal Old Age and Survivors Insurance system shall be extended to employes of such instrumentality (2) To require its employes to pay and for that purpose to deduct from their wages contributions equal to the amounts which they would be required to pay under Section five (a) if they were covered by an agreement made pursuant to subsection (a) of this Section and and (3) to make payments to the Federal Agency in accordance with such agreements including payments from its own funds and otherwise to comply with such agreements

Section 5 Contributions by State Employes (a) Every employe of the Commonwealth whose services are covered by an agreement entered into under section four shall be required to pay for the period of such coverage into the Contribution Fund established by section seven contributions with respect to wages (as defined in section two of this act) not in excess of one and one-half percent (1½%) of such wages received during the calendar years one thousand nine hundred fifty-one one thousand nine hundred fifty-three inclusive two percent (2%) of such wages received during the calendar years one thousand nine hundred fifty-four one thousand nine hundred fifty-nine inclusive two and one-half percent (2½%) of such wages received during the calendar years one thousand nine hundred sixty one thousand nine hundred sixty-four inclusive three percent (3%) of such wages received during the calendar years one thousand nine hundred sixty-five one thousand nine hundred sixty-nine inclusive and three and one-fourth percent (3¼%) of such wages received during the calendar year one thousand nine hundred seventy and thereafter The actual amount of the contributions to be made under the provisions of this paragraph shall be the amount necessary to carry out the provisions of this act and the agreement entered into in accordance therewith which amounts shall from time to time be determined by the State Agency subject to the limitations herein prescribed Such liability shall arise in consideration of the employes retention in the service of the Commonwealth or his entry upon such service after the enactment of this act

(b) The contribution imposed by this section shall be collected by each salary paying agency by deducting the amount of the contribution from wages as and when paid but failure to make such deduction shall not relieve the employe from liability for such contribution

(c) If more or less than the correct amount of the contribution imposed by this section is paid or deducted with respect to any remuneration proper adjustments or refund if adjustment is impracticable shall be made without interest in such manner and at such time as the State Agency shall prescribe

Section 6 Plans for Coverage of Employes of Political Subdivisions (a) Each political subdivision of the Commonwealth is hereby authorized to submit for approval by the State Agency a plan for extending the benefits of

Title II of the Social Security Act in conformity with applicable provisions of such act to employees of such political subdivision Each such plan and any amendment thereof shall be approved by the State Agency if it finds that such plan or such plan as amended is in conformity with such requirements as are provided in regulations of the State Agency except that no such plan shall be approved unless

(1) it is in conformity with the requirements of the Social Security Act and with the agreement entered into under section four

(2) it provides that all services which constitute employment as defined in section two and are performed in the employ of the political subdivision by employees thereof shall be covered by the plan

(3) it specifies the source or sources from which the funds necessary to make the payments required by paragraph (1) of subsection (c) and by subsection (d) of this section are expected to be derived and contains reasonable assurance that such sources will be adequate for such purposes

(4) it provides for such methods of administration of the plan by the political subdivision as are found by the State Agency to be necessary for the proper and efficient administration of the plan

(5) it provides that the political subdivision will make such reports in such form and containing such information as the State Agency may from time to time require and comply with such provisions as the State Agency or the Federal Agency may from time to time find necessary to assure the correctness and verification of such reports and

(6) it authorizes the State Agency to terminate the plan in its entirety in the discretion of the State Agency if it finds that there has been a failure to comply substantially with any provisions contained in such plan such termination to take effect at the expiration of such notice and on such conditions as may be provided by regulations of the State Agency and may be consistent with the provisions of the Social Security Act

(b) The State Agency shall not finally refuse to approve a plan submitted by a political subdivision under subsection (a) and shall not terminate an approved plan without reasonable notice and opportunity for hearing to the political subdivision affected thereby

(c) (1) Each political subdivision as to which a plan has been approved under this section shall pay into the Contribution Fund with respect to wages (as defined in section two of this act) at such time or times as the State Agency may by regulation prescribe contributions in the amounts and at the rates specified in the applicable agreement entered into by the State Agency under section four

(2) Each political subdivision required to make payments under paragraph (1) of this subsection is authorized in consideration of the employee's retention in or entry upon employment after enactment of this act to impose upon each of its employees as to services which are covered by an approved plan a contribution with respect to his wages (as defined in section two of this act) not exceeding the amount of contributions by Commonwealth employees as provided in subsection (a) of section five of this act and to deduct the amount of such contribution from his wages as and when paid Contributions so collected shall be paid into the Contribution Fund in partial discharge of the liability of such political subdivision under paragraph (1) of this subsection Failure to deduct such contribution shall not relieve the employee or employer of liability therefor

(d) Delinquent payments due under paragraph (1) of subsection (c) may with interest at the rate of six (6) per centum per annum be recovered by action in a court of competent jurisdiction against the political subdivision liable therefor or may at the request of the State Agency be deducted from any other moneys payable to such political subdivision by any department or agency of the Commonwealth

Section 7 Contribution Fund (a) There is hereby created as a special fund in the State Treasury the Con-

tribution Fund Such fund shall consist of and there shall be deposited in such fund (1) all contributions interest and penalties collected under sections five and six (2) all moneys appropriated thereto under this act (3) any property or securities and earnings thereof acquired through the use of moneys belonging to the fund (4) interest earned upon any moneys in the fund and (5) all sums recovered upon the bond of the custodian or otherwise for losses sustained by the fund and all other moneys received for the fund from any other source All moneys in the fund shall be mingled and undivided Subject to the provisions of this act the State Agency is vested with full power authority and jurisdiction over the fund including all moneys and property or securities belonging thereto and may perform any and all acts whether or not specifically designated which are necessary to the administration thereof and are consistent with the provisions of this act

(b) The Contribution Fund shall be established and held separate and apart from any other funds or moneys of the Commonwealth and shall be used and administered exclusively for the purpose of this act Withdrawals from such fund shall be made for and solely for payment of amounts required to be paid to the Federal Agency pursuant to an agreement entered into under section four payment of refunds provided for in section five (c) of this act and refunds of overpayments not otherwise adjustable made by a political subdivision

(c) From the Contribution Fund the State Treasurer upon warrant of the State Agency shall pay to the Federal Agency such amounts and at such time or times as may be directed by the State Agency in accordance with any agreement entered into under section four and the Social Security Act

(d) (1) There are hereby authorized to be appropriated biennially to the Contribution Fund in addition to the contributions collected and paid into the Contribution Fund under section five and six to be available for the purposes of section seven (b) and (c) until expended such additional sums as are found to be necessary in order to make the payment to the Federal Agency which the Commonwealth is obligated to make pursuant to an agreement entered into under section four

(2) The State Agency shall submit to each regular session of the General Assembly at least ninety (90) days in advance of the beginning of such session an estimate of the amounts authorized to be appropriated to the Contribution Fund by paragraph (1) of this subsection for the next fiscal biennium

Section 8 Rules and Regulations The State Agency is hereby authorized and empowered to make such rules and regulations not inconsistent with the provisions of this act as it finds necessary or appropriate to the efficient administration of the functions with which it is charged under this act

Section 9 Studies and Reports The State Agency shall make studies concerning the problem of old-age and survivors insurance protection for employees of the Commonwealth and local governments and their instrumentalities and concerning the operation of agreements made and plans approved under this act and shall submit a report to the General Assembly at the beginning of each regular session covering the administration and operation of this act during the preceding biennium including such recommendations for amendments to this act as the State Agency considers proper

Section 10 Administrative Appropriation For the purpose of administering the provisions of this act for the biennium beginning the first day of June one thousand nine hundred fifty-one and ending the thirty-first day of May one thousand nine hundred fifty-three there is hereby appropriated to the State Agency the sum of forty thousand dollars (\$40,000)

Section 11 The sum of one hundred thousand dollars (\$100,000) is hereby appropriated to the State Agency to be paid into the contribution fund

Section 12 Repeal All acts and parts of acts are hereby

repealed insofar as they are inconsistent with the provisions of this act

Section 13 Effective Date The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,
Blass,	Kessler,	Probert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Letzler,	Ruth,	Wolfe,
Dent,	Mahanay,	Scarlett,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	McPherson, Jr.
Fleming,	McGinnis,	Stevenson,	Presiding Officer
Freed,	McMenamin,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 534, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. ROSENFELD. Mr. President, on behalf of Mr. Wagner, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 1304), page 3, line 10 by inserting before the word "The" the following "A beginner who is less than five years and seven months of age but who has attained a mental age of six years may be admitted when such admission is recommended by the supervisor of special education or by a properly certificated public school psychologist."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

BILL OVER IN ORDER

Mr. ROSENFELD. Mr. President, I ask unanimous consent that House Bill No. 534, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 535, as follows:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 301) is hereby further amended to read as follows

Section 701 Unlawful Taking Killing Possession Etc of Game Except as otherwise provided in this act it is unlawful for any person to take or kill or wound or attempt to take or kill or wound any game except during the open season or to have in possession either living or dead any game or any part thereof except game lawfully taken during the open season which may be had in possession [during the open season therefor and for sixty days thereafter Provided however That any person upon application to the director or any supervisor or district game protector and the payment of a fee of one dollar (\$1.00) may be issued a permit authorizing the possession of the flesh of a lawfully killed game animal or bird or any part thereof for an additional period not to exceed six months] up to and including July first of the year immediately following

The burden of proof that game or any part thereof found in possession of any person after the close of the open season was lawfully taken shall be upon the person in whose possession such game or part thereof is found

This section does not prohibit the possession at any time of game killed or taken outside of this Commonwealth or the possession of the tanned or cured skins or any parts thereof of birds or animals not unlawfully killed or the possession of live raccoons when lawfully taken during the open season [provided the owner thereof applies to the director for a permit within five days after the close of the season which shall be issued without charge]

It is unlawful for any person to use any game that has been unlawfully killed or taken or to aid or assist in the taking concealment or transportation of any game unlawfully killed or to have in possession for any purpose whatsoever or conceal the same any game or any part thereof that has been unlawfully killed or taken

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Hare,	Meade,	Taylor,
Barr,	Holland,	Neff,	Toole,
Barrett,	Kephart,	Pechan,	Wade,
Berger,	Kessler,	Peelor,	Wagner,
Blass,	Lane,	Probert,	Walker,
Byrne,	Leader,	Robinson,	Watkins,
Chapman,	Letzler,	Rosenfeld,	Watson,
Crowe,	Mahanay,	Ruth,	Wolfe,
Dent,	Mallery,	Scarlett,	Wood,
Diehm,	McCreesh,	Silvert,	Yosko,
DiSilvestro,	McGinnis,	Snowden,	McPherson, Jr.
Fleming,	Freed,	Stevenson,	Presiding Officer
Haluska,	McMenamin,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 563, on third reading, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

do over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 666, as follows:

An Act to further amend clause (a) of Section 503 of the act approved the ninth day of April one thousand nine hundred twenty-one (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by clarifying the

provisions relating to the jurisdiction and duty of the Board of Finance and Revenue to hear and determine certain petitions for refund by clarifying the provisions relating to the time for filing of certain petitions for refunds and eliminating obsolete provisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) of Section 503 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 528) is hereby further amended to read as follows

Section 503 Refunds of State Taxes License Fees Et Cetera The Board of Finance and Revenue shall have the power and its duty shall be

(a) To hear and determine any petition for the refund of taxes license fees penalties fines bonus or other moneys paid to the Commonwealth and to which the Commonwealth is not rightfully or equitably entitled and upon the allowance of any such petition to refund such taxes license fees penalties fines bonus or other moneys out of any appropriation or appropriations made for the purpose or to credit the account of the person association corporation body politic or public officer entitled to the refund The jurisdiction of the Board of Finance and Revenue to hear and determine a petition for refund as aforesaid shall not be affected or limited by the fact that proceedings under sections [1102] 1103 or 1104 of this act involving the same tax or bonus and period for which a refund is sought are pending have been withdrawn or have been otherwise closed provided such proceedings relate to other objections than those raised in the petition for refund or the fact that a petition under section 1102 of this act involving the same tax or bonus and period and involving either the same or different questions than those raised in the petition for refund is pending has been withdrawn or has been otherwise closed All such petitions for refund must be filed with the board within two years of the payment of which refund is requested or within two years of the settlement in the case of taxes or bonus whichever period last expires except

(1) Where a petition for refund filed by a domestic or foreign corporation involves the valuation of its capital stock or in case of a foreign corporation the valuation of its tangible property for bonus purposes or where a petition for refund filed by a bank title insurance or trust company involves the valuation of its shares of stock such petition must be filed with the board within one year of the payment of which refund is requested or within one year of the settlement of such taxes or bonus whichever period last expires

(2) When the estate upon which any transfer inheritance tax has been paid shall have consisted in whole or in part of a partnership or other interest of uncertain value or shall have been involved in litigation by reason whereof there shall have been an overvaluation of that portion of the estate on which the tax has been assessed and paid which overvaluation could not have been ascertained within said period of two years In such case the application for repayment shall be made to the Board of Finance and Revenue within one year from the termination of such litigation or ascertainment of such overvaluation

(3) When a court of record has adjudged a person to be legally dead and thereafter in the settlement of his or her estate a transfer inheritance tax shall have been paid on such estate and after such payment has been made such person shall reappear and the court shall rescind its order and adjudication In such case the petition to the board shall be filed within six months after the court shall have rescinded its order and adjudication

(4) When any tax or other money has been paid to the Commonwealth under a provision of an act of Assembly subsequently held by final judgment of a court of competent jurisdiction to be unconstitutional or under an interpretation of such provision subsequently held by such court to be erroneous In such case the petition to the board [shall] may be filed either prior or subsequent to such final judgment but must be filed within five years of the payment of which a refund is requested or within five years of the settlement of such taxes bonus or other moneys due the Commonwealth whichever period last expires [But the limitation of five years herein prescribed shall not be deemed to apply in the case of applications for refunds of taxes paid on liquid fuels by political subdivisions prior to the effective date of this amendment where by court decision it has been held that the collection of such tax was erroneous and without authority of law if application for such refunds shall be made within two years after the effective date of this amendment The aforesaid limitation of five years shall likewise not be deemed to apply in the case of applications for refunds of taxes paid on certain alcohol usable for beverage purposes under the provisions of the act approved the twenty-second day of November one thousand nine hundred and thirty-three (P. L. 5) entitled "An act imposing a State floor tax on alcohol usable for beverage purposes and certain alcoholic liquors in the Commonwealth between the date this act becomes effective and the date the Twenty-first Amendment to the Constitution of the United States is ratified describing the method and manner of collection of such tax conferring powers and imposing duties on certain State officers and departments and certain individuals firms and corporations and imposing penalties" where by court decision it has been held that the imposition or collection of such tax was erroneous and without authority of law if application for such refunds shall be made within two years after the effective date of this amendment] The board shall have jurisdiction to hear and determine any petition for refunds filed prior to such final judgment only if at the time of the filing thereof proceedings are pending in a court of competent jurisdiction wherein the claims of unconstitutionality or erroneous interpretation made in the petition for refund may be established and in such case the board shall not act upon the petition for refund until the final judgment determining the question or questions involved in such petition has been handed down

Section 2 The provisions of this act shall become effective immediately upon final enactment and the jurisdiction of the Board of Finance and Revenue to hear and determine petitions for refund as such jurisdiction is prescribed in this act shall extend to all petitions for refund on file with said board at the time of final enactment of this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Freed,	McMenamin,	Stevenson,
Barr,	Haluska,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Peelor,	Wagner,
Blass,	Kessler,	Probert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Letzler,	Ruth,	Wolfe,
Dent,	Mahanay,	Scarlett,	Yosko,
Diehm,	Mallery,	Silver,	McPherson, Jr.
DiSilvestro,	McCreesh,	Snowden,	Presiding Officer
Fleming,	McGinnis,		

NAYS—5

Hare,	Pechan,	Taylor,	Wade.
Wood,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 692, as follows:

An Act to amend Section 1 of the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled as amended "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" by further defining the word "veteran" to include all persons who served in the armed forces since the twentieth day of June one thousand nine hundred fifty and who are honorably discharged therefrom

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled as amended "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" is hereby amended to read as follows

Section 1 The word "soldier" as used in this act shall be construed to mean a person who served in the armed forces of the United States or in any women's organization officially connected therewith during any war in which the United States engaged or since the twentieth day of June one thousand nine hundred fifty and who has an honorable discharge from such service

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,

Blass,	Kessler,	Propert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Letzler,	Ruth,	Wolfe,
Dent,	Mahanay,	Scarlett,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	McPherson, Jr.
Fleming,	McGinnis,	Stevenson,	Presiding Officer
Freed,	McMenamin,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 706, on third reading, entitled:

An Act to add clause (m) to section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and dean of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by designating diseases of the heart and tuberculosis of the respiratory system as occupational diseases when contracted or incurred by firemen or policemen

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 708, on third reading, entitled:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justice of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 711, as follows:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of cities parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for hours of registration and removing certain obsolete provisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers of cities parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as last amended by the act approved the fifth day of March one thousand nine hundred forty-seven (P. L. 24) are hereby further amended to read as follows

Section 16 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notices

(a) From and after the first day of May one thousand nine hundred and thirty-seven each commission or any commissioner or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sunday holidays the day of each election and each primary the fifty days next preceding each general election and each primary thirty-five (35) days next preceding each municipal election and the thirty days next following each election and the five days next following each primary at the office of the commission and at such additional places in the boroughs towns and townships as the commission may from time to time designate in accordance with

the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of any borough town or township and who appear for registration [Provided however That in the year one thousand nine hundred and thirty-seven applications for personal registration shall be received up to and including the first day of September anything in this section to the contrary notwithstanding And provided further That in the year one thousand nine hundred and thirty-seven each commission shall arrange to have two (2) registrars present to receive application for the personal registrations of electors at the polling place or some suitable place in each election district in the boroughs towns and townships of such county on at least three separate days prior to the thirtieth day previous to the primary election to be held in the year one thousand nine hundred thirty-seven (one of them being in June and another in July and the third day being in August) Of the two registrars who shall sit in each election district prior to the thirtieth day previous to the primary in the year one thousand nine hundred and thirty-seven one shall be a member of the party enrolling the largest number of voters within the election district for the preceding November election and the other shall be a member of the party enrolling the second largest number of voters within the election district for such election Such registrars shall be appointed by the commission for the year of one thousand nine hundred and thirty-seven and shall hold office only during such year No person shall be so appointed unless his name is suggested in writing by the county chairman of the party which is entitled to a registrar in such district as herein provided unless the county chairman of the proper party fails to make such suggestion on or before the nineteenth day of June one thousand nine hundred and thirty-seven in which case the commission may appoint any qualified person]

(b) The commission by its own action may or upon the signed petition of at least one hundred qualified electors of any borough town or township requesting the same shall cause at least two registrars to sit not later than fifty days prior to the primary or general election and thirty-five (35) days prior to each municipal election for the purpose of receiving personal applications for registrations applications for change of party enrollment and removal notices from electors of said borough town or township at a suitable and conveniently located place in said borough town or township for at least one day and not more than three days continuously between such practicable and reasonable hours not less than six (6) hours each day as the commission shall prescribe or if the commission fails to so prescribe between the hours of 10 A M and 3 P M and between the hours of 7 P M and 10 P M Such petitions to be effective shall be filed with the commission at least sixty-five days prior to any primary or general election and at least fifty (50) days prior to each municipal election Immediately upon such motion of the commission or immediately upon the receipt of any such petition the commission shall notify in writing the county chairman of the political parties enrolling the largest and second largest number of voters within the county at the preceding November election of the filing of said petition and of the number of registrars the commission will appoint to serve in said boroughs towns and townships Not later than the third day after receipt of said notice said chairman shall submit to the commission a list of qualified electors of the county to serve as registrars for said days Of the registrars appointed by the commission for such registration days an equal number shall be appointed from the names on each of the lists so submitted Provided however That if either or both of said chairmen shall fail to submit such list within the time herein provided the commission shall appoint an equal number of persons from the list actually submitted and an equal number of any qualified electors of the county or shall appoint as all of such

registrars any qualified electors of the county as the case may be

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,
Blass,	Kessler,	Propert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Letzler,	Ruth,	Wolfe,
Dent,	Mahany,	Scarlett,	Wood,
Diehm,	Mallery,	Silver,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	McPherson, Jr.,
Fleming,	McGinnis,	Stevenson,	Presiding Officer
Freed,	McMenamin,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House bill No. 712, as follows:

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personnel registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commission county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge

and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" as last amended by the act approved the fifth day of March one thousand nine hundred forty-seven (P. L. 30) are hereby further amended to read as follows

Section 17 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notice (a) From and after the effective date of this act each commission or any commissioner or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sunday holidays the day of each election and each primary the fifty days next preceding each general election and each primary thirty-five (35) days next preceding each municipal election and the thirty days next following each election and the five days next following each primary at the office of the commission and at such additional places in the city as the commission may from time to time designate in accordance with the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of the city and who appear for registration

(b) Not later than fifty days prior to each primary and general election and thirty-five (35) days prior to each municipal election the commission shall cause at least two registrars to sit for at least two separate days at a suitable and centrally located place in each city other than the office of the commission for the purpose of receiving personal applications for registration applications for change of party enrollment and removal notices from the electors of such city Such registrars shall sit on said days continuously between such practicable and reasonable hours as the commission shall prescribe or if the commission fails to so prescribe between the hours of 10 AM and 3 PM and between the hours of 7 PM and 10 PM Immediately upon the action of the commission which shall be taken in due time as to the number of days of such registration and as to the number of registrars to be appointed for such purpose the commission shall notify in writing the county chairman of the political parties enrolling the largest and second largest number of voters within the county at the preceding November election of such action and of the number of registrars the commission will appoint to serve in said cities Not later than the third day after receipt of said notice said chairman shall submit to the commission a list of qualified electors of the county to serve as registrars for said days Of the registrars appointed by the commission for such registration days an equal number shall be appointed from the names on each of the lists so submitted Provided however That if either or both of said chairmen shall fail to submit such list within the time herein provided the commission shall appoint an equal number of persons from the list actually submitted and an equal number of any qualified electors of the county or shall appoint as all of such registrars any qualified electors of the county as the case may be

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,
Blass,	Kessler,	Propert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Letzler,	Ruth,	Wolfe,
Dent,	Mahany,	Scarlett,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	McPherson, Jr.,
Fleming,	McGinnis,	Stevenson,	Presiding Officer
Freed,	McMenamin,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House bill No. 866, as follows:

An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by increasing the allowance for expenses of township officers at annual meeting of the State association

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" as reenacted amended and revised by the act approved the twenty-seventh day of May one thousand nine hundred forty-nine (P. L. 1955) is hereby further amended to read as follows

Section 622 Expenses of Delegates Paid by Townships The expenses of the delegates and other officers attending the annual meeting shall not exceed [nine] twelve dollars per day for each officer attending for not more than three days together with the actual mileage at the prevailing rate of railroad fare which each delegate and other officer attending the annual meeting of the State Association shall be allowed his expenses actually and necessarily incurred in going to attending and returning from the meeting but such expenses shall not exceed twelve dollars per day together with eight cents per mile in going to and returning from the meeting The time spent in attending the meeting exclusive of the time employed in traveling shall not exceed three days These expenses shall be paid by the respective townships

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Presiding Officer
Freed	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that House Bill No. 972, on third reading, entitled:

An Act to further amend section seven hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by regulating the dismissal suspension demotion reenlistment and retirement of enlisted members of the Pennsylvania State Police.

be placed on the Third Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

BILL ON THIRD READING AND FINAL
PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1042, as follows:

An Act to amend subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" is hereby amended to read as follows

Section 2 General Safety and Health Requirements

* * * * *

(h) When employes due to the nature of employment are subject to injury from flying particles falling objects sharp or rough surfaces or materials hot corrosive or poisonous substances acids or caustics and injurious light rays they shall be provided with and shall wear goggles other head and eye protectors gloves leggings and other personal protective devices

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Taylor,
Barr,	Hare,	Neff,	Toole,
Barrett,	Holland,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Wagner,
Blass,	Kessler,	Probert,	Walker,
Byrne,	Lane,	Robinson,	Watkins,
Chapman,	Leader,	Rosenfeld,	Watson,
Crowe,	Letzler,	Ruth,	Wolfe,
Dent,	Mahanay,	Scarlett,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	McPherson, Jr.
Fleming,	McGinnis,	Stevenson,	Presiding Officer
Freed,	McMenamin,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SENATE BILL NO. 605 CALLED UP FROM
POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up from the Third Reading Postponed Calendar Senate Bill No. 605.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 605, entitled:

An Act to amend (subsection e) of Section 410 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the

establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the importation purchase and sale of alcohol.

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. PECHAN. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1, Sec. 410), page 3, line 8, by inserting a bracket before and after the word "Liquor"; Amend Sec. 1, Sec. 410), page 3, line 11, by inserting a bracket before the word "Importers"; Amend Sec. 1, Sec. 410), page 3, line 11 by inserting after the word "Importers" the following "Except as hereinafter provided, importers"; Amend Sec. 1, Sec. 410), page 3, line 12, by striking out the words "and alcohol"; Amend Sec. 1, Sec. 410), page 3, line 13, by striking out the words "and alcohol"; Amend Sec. 1 Sec. 410), page 3, line 17, by inserting after the word "Commonwealth" the following "Provided, That importers' licenses issued to licensed Pennsylvania manufacturers operating distilleries shall permit the holders thereof to bring or import, purchase and sell both liquor and alcohol in the same manner and under the same conditions and restrictions as are herein provided with respect to liquor."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 605, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE BILL No. 465 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up from the Third Reading Postponed Calendar Senate Bill No. 465.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 465, entitled:

An Act making an appropriation to the Department of Welfare to reimburse State aided hospitals for part of the cost of training student nurses in approved schools of nursing.

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer an amendment.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Title, page 1, second line of Title, by inserting after the word "hospitals" the following: "and the Philadelphia General Hospital."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER AND POSTPONED

Mr. KEPHART. Mr. President, I move that Senate Bill No. 465, on third reading, go over in its order as amended, and be placed on the Third Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 110, on second reading, entitled:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 162, on second reading, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia.

be placed on the second Reading Postponed Calendar.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 196, on second reading, entitled:

An Act making an appropriation to the City of Philadelphia for repairing Penn Treaty Monument and improving the grounds thereof located in the Eighteenth Ward of said City of Philadelphia.

be placed on the second Reading Postponed Calendar.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 218, on second reading, entitled:

An Act making an appropriation to the Paoli Memorial Association for improvements and maintenance and for the planting on the Paoli Parade Ground situated in Malvern Borough Chester County Pennsylvania.

be placed on the second Reading Postponed Calendar.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 230, on second reading, entitled:

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence for professional and temporary professional employees.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 238, on second reading, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make certain arrests with warrants under certain circumstances.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 258, on second reading, entitled:

An Act making an appropriation to the Board of Finance and Revenue from the State Stores Fund for refund of distillers' licenses.

be placed on the Second Reading Postponed Calendar.

Mr. WOOD. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employees of school districts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 329, entitled:

An Act to further amend subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the installation of parking meters by local authorities at certain places.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 343, entitled:

An Act to further amend section eleven of the act ap-

proved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system creating a retirement system creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employees.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WAGNER offered the following amendments:

Amend Section 1, (Sec. 11), Page 3, line 13, by striking out the word "War"; Amend Section 1, (Sec. 11), Page 3, line 14, by striking out the words "World War II or other military engagement."

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WAGNER. Mr. President, I ask unanimous consent that Senate Bill No. 343, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 344, on second reading, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians including children and elderly people as well as family groups industrial workers and others.

be placed on the Second Reading Postponed Calendar.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 363, on second reading entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of furniture furnishings and historical objects for Pottsgrove Mansion in the Borough of Pottstown.

be placed on the Second Reading Postponed Calendar.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 415, on second reading, entitled:

An Act authorizing the establishment in the Pennsylvania State College, through the extension services of said institution an educational program in industrial and labor relations, stating the objectives and purposes of

said program; conferring obligations and duties on the trustees and president of said institution; providing for the establishment of an advisory committee, its appointment, and defining its powers and duties and making an appropriation therefor.

be placed on the Second Reading Postponed Calendar.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 431, on second reading, entitled:

An Act to further amend clause (c) of Section 9 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by increasing pensions for the blind

be recommitted to the Committee on Public Health and Welfare.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 444, entitled:

An Act to protect the blind pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 455, on second reading, entitled:

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research Incorporated Fox Chase Philadelphia Pennsylvania

be placed on the Second Reading Postponed Calendar.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 511, on second reading, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry

be placed on the Second Reading Postponed Calendar.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 530, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 541, entitled:

An Act to further amend Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 545, entitled:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employes

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PEELOR offered the following amendment:

Amend Sec. 1, (Sec. 302), page 5, line 6, by inserting after the word "separation" the following: or within thirty (30) days after the department has notified such employer of the individual's application for benefits

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. PEELOR. Mr. President, I ask unanimous consent that House Bill No. 545, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 546, on second reading, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain disabled veterans and soldiers sailors marines female field clerks yeomen (female) and nurses

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 548, on second reading, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June

first one thousand nine hundred fifty-one and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-one

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 551, on second reading, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 552, on second reading, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 554, on second reading, entitled:

An Act making an appropriation to The Glen Mills School situate in Delaware County Pennsylvania

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 560, on second reading, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 566, on second reading, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat oats barley and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 568, on second reading, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 571, on second reading, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of rates rentals and other charges that may become due on leases and other contracts executed by such department with The General State Authority for the use and occupancy by the Commonwealth of various projects structures buildings and facilities of the Authority or for the services rendered by the Authority or its projects

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 577, on second reading, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority

be placed on the Second Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill 586, entitled:

An Act relating to the administration without the appointment of a guardian of estates valued at one thousand dollars or less of weak minded persons drug addicts and inebriates and providing a procedure therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 615, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 616, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of an eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all person societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend sec. 2, subsection (c), page 5, line 13, by inserting after the word "unsound" the following: "or feeble". Amend sec. 2, subsection (c), page 5, line 13, by inserting after the word "unsoundness" the following: "or feebleness".

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend sec. 3, page 10, line 2, by striking out the word "six" and inserting in lieu thereof "seven"; Amend sec. 4.1, page 10, line 5, by inserting after the word "receiving" the following "or retaining"; Amend sec. 4.1, page 10, line 10, by inserting after the word "receiving" the following "or retaining"; Amend sec. 4.1, page 10, line 16, by inserting after the word "receive" the following "or retain"; Amend sec. 4.1, page 11, line 2, by inserting at the end of the line after the word "occur" the following "Except when such person receives or retains possession, legal custody, or control of any such child from a society, agency, institution or similar organization or corporation which as part of its activities or purposes receives children for the purpose or with the intention of having such children adopted by other persons; in which case, such report shall set forth only the name and address of such society, agency, institution or similar organization or corporation, in addition to the circumstances surrounding such person's receiving or retaining possession, legal custody, or control of any such child."

Amend the bill, page 15, by adding after line 9, the following new section "Section 4.7. Any adoption heretofore granted or decreed by any court of record of this

Commonwealth wherein the consent or consents required by law did not name or otherwise identify the adopting parent or parents, is hereby declared valid and lawful; provided, that the petition and decree for such adoption were otherwise in accordance with the act to which this is an amendment."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. KEPHART. Mr. President, I ask unanimous consent that Senate Bill No. 616, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 621, on second reading, entitled:

An Act to further amend section 2 of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by adding a new route in Luzerne County

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act re-

lating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 651, entitled:

An Act to amend clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation allowable to attorneys employed by school directors in certain counties

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Sec. 1 (Sec. 925), page 2, line 12, by inserting after the word "exceed" the following: "[one hundred dollars (\$100)]"; Amend Sec. 1 (Sec. 925), page 2, line 13, by inserting after the word "the" the following: "first and"; Amend Sec. 1 (Sec. 925), page 2, line 14, by inserting after the word "third" the following: "and fourth"; Amend Sec. 1 (Sec. 925), page 2, line 15, by striking out the word "fourth" and inserting in lieu thereof: "fifth and sixth"; Amend Sec. 1 (Sec. 925), page 2, lines 15 and 16, by striking out the words "in all other counties one hundred dollars (\$100)" and inserting in lieu thereof: "five hundred dollars (\$500) in counties of the seventh and eighth class"; Amend Sec. 1 (Sec. 925), page 2, lines 16 and 17, by inserting a bracket before the word "upon" in line 16, and after the word "county" in line 17, and inserting immediately thereafter: "when determined by a convention of school directors which may be called for this purpose at any time by the county superintendent"; Amend Sec. 1 (Sec. 925), page 2, line 19, by inserting after the word "schools" the following: "to the extent of the limits provided in the above schedule. Whenever a convention of school directors vote a salary greater than that provided in the above schedule, the excess shall be paid from the appropriations apportioned to the school districts, under the supervision of the county superintendent, before the same is distributed."

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. HARE offered the following amendment:

Amend title, page 1, last line of title, by inserting after the word "counties" the following: "and providing for the payment thereof"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 655, entitled:

An Act to amend the title and act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by further regulating the assessment and valuation of real property for local taxation purposes further defining the duties of assessors and chief assessors changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON offered the following amendments:

Amend Section 1 (Section 502), page 5, line 7, by removing the bracket after the word "law"; Amend Section 1, (Section 502), page 5, line 10, by removing the bracket after the word "thereto"; Amend Section 1, (Section 602), page 7, line 16, by inserting after the word "value" the following "based upon an established predetermined ratio of which proper notice shall be given"; Amend Section 1, (Section 602), page 7, lines 16 and 17, by striking out the words "fifty per centum (50%)" and inserting in lieu thereof the following: "seventy-five per centum (75%)"; Amend Section 1, (Section 602), page 8, line 6, by adding after the word "districts" the following: "as well as the general adherence to the established predetermined ratio."

They were agreed to.

The section was agreed to as amended.

The second, third, fourth, fifth and sixth sections were read and agreed to.

The seventh section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON offered the following amendments:

Amend Section 7, page 15, line 9, by striking out "and 703" and inserting in lieu thereof: "703 and 704"; Amend Section 7, page 18, by inserting after line 13 the follow-

ing: "Section 704. Appeal to Court from Order of Board; Collection Pending; Appeal; Payment into Court. Any person who shall have appealed to the board for relief from any assessment, who may feel aggrieved by the order of the board in relation to such assessment, may appeal from the order of the board to the court of common pleas of the county within which such property is situated, and for that purpose may present to said court or file in the prothonotary's office within sixty days after the board entered its order on the said assessment, a petition signed by him, his agent or attorney, setting forth the facts of the case, and thereupon the court shall proceed at the earliest convenient time to be by them appointed, of which notice shall be given to the board to hear the said appeal and the proofs in the case, and to make such orders and decrees [touching the matter complained of as to the judges of said court may seem just and equitable, having due regard to the valuation and assessment made of other persons or real estate in such county, as well as to the proper value of the subject or object] determining from the evidence submitted at the hearing what ratio was used generally in the taxing district and the court shall direct the application of the ratio so found to the value of the property which is the subject matter of the appeal and such shall be the assessment, the costs of the appeal and hearing to be apportioned or paid, as the court may direct: Provided, however, That the appeal shall not prevent the collection of taxes based on the assessment complained of, but in case the same shall be reduced, then the excess shall be returned to the person or persons who shall have paid the same: And provided further, That the appellant may pay the amount of the tax alleged to be due by reason of the assessment appealed from to the tax collector under protest in writing, in which case when the tax is paid over to the taxing district, it shall be the duty of the tax collector to notify the taxing district of such payment under protest by delivering to it the protest in writing. Whereupon, the taxing district shall be required to segregate twenty-five per centum of the amount of the tax paid over, and shall deposit the same in a separate account in the depository in which the funds of the taxing district are deposited, and shall not be permitted to expend any portion of such segregated amount unless it shall first petition the court, alleging that such segregated amount is unjustly withheld. Thereupon, the court shall have power to order the use by the taxing district of such portion of such segregated amount as shall appear to said court to be reasonably free from dispute, and the remainder of the segregated amount shall be held segregated by the taxing district, pending the final disposition of the appeal: Provided further, That upon final disposition of the appeal, the amount found to be due the appellant as a refund shall also be a legal set-off or credit against any future taxes assessed against the appellant by the same taxing district, and where a taxing district alleges that it is unable to thus credit all of such refund in one year, the court, upon application of either party, shall determine over what period of time such refund shall be made, and shall fix the amount thereof which shall be credited in any year or years. This proviso shall be construed to apply to all refunds that are now due or may hereafter become due as the result of appeals from

assessments that have not been finally determined or adjusted at the time this act takes effect, regardless whether there has been a payment of any moneys into court or to the tax collector under written protest."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. STEVENSON offered the following amendments:

Amend the title, page 2, next to last line of title, by striking out the word "and" where it appears for the second time. Amend the title, page 2, last line of title, by inserting after the word "penalties" the following: "and changing procedure on appeals to court."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 668, entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 702, entitled:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 730, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of Resident and non-resident hunter's licenses and tags for antlerless deer for the

hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend Sec. 1, (Sec. 501), page 3, line 19, by striking out the word "and" and inserting in lieu thereof: "or".

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 872, entitled:

An Act authorizing certain municipal corporations of other states to acquire use encumber and dispose of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property in such other State defining certain of their rights and liabilities in connection therewith and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WATSON offered the following amendments:

Amend Sec. 1, page 2, lines 1 to 17, inclusive, by striking out all of said lines; Amend Sec. 1, page 3, lines 1 and 2, by striking out both of said lines.

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. WATSON offered the following amendment:

Amend Sec. 2, page 3, lines 3 to 7, inclusive, by striking out all of said lines.

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. WATSON offered the following amendments:

Amend Sec. 3, page 3, line 8, by striking out the figure "3" and inserting in lieu thereof "1. (a)"; Amend Sec. 3, page 4, lines 1 and 2, by striking out the words "to the same extent as if acquired after the effective date of this act"

They were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. WATSON offered the following amendments:

Amend Sec. 4, page 4, line 3, by striking out the follow-

ing "Section 4" and inserting in lieu thereof "notwithstanding the provisions of"; Amend Sec. 4, page 4, lines 6 to 19, by striking out the words "is hereby repealed in so far as incon-" in line 6 and all of lines 7 to 19, inclusive, and inserting in lieu hereof "(b) The municipal corporation may hold, use, enjoy, improve, develop, mortgage, lease and convey the real property and appurtenances attached thereto or any part thereof in this Commonwealth in such manner as may be necessary for the beneficial use of the real property and appurtenances it holds in the other state so long as it complies with the Constitution and relevant laws of this Commonwealth.

Section 2. Nothing contained in this act shall be construed to prevent or relieve any real property or appurtenances attached thereto, held by any such municipal corporation under the provisions of this act from being taxed as other real property within this Commonwealth is taxed."

Amend Sec. 4, page 5, line 1, by striking out the words "All other" and inserting in lieu thereof "Section 3. All."

They were agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. WATSON offered the following amendment:

Amend Sec. 5, page 5, line 3, by striking out the figure "5" and inserting in lieu thereof "4".

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WATSON offered the following amendments:

Amend Title, page 1, line 1 of Title, by striking out the word "Authorizing" and inserting in lieu thereof "Validating and confirming acquisition and holding heretofore consummated by"; Amend Title, page 1, lines 1 and 2 of Title, by striking out the words "to acquire use encumber and dispose"; Amend Title, page 1, line 4 of Title, by inserting after the word "property" the following "and appurtenances attached thereto acquired and held by such municipal corporations"; Amend Title, page 1, line 4 of Title, by striking out the word "state" and inserting in lieu thereof "states; and"; Amend Title, page 1, last three lines of Title, by striking out all of said lines.

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. WATSON. Mr. President, I ask unanimous consent that House Bill No. 872, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1289, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1387, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that House Bill No. 1388, on second reading, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose.

be placed on the Second Reading Postponed Calendar.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1389, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1390, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1391, entitled:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1392, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1393, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1394, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1395, entitled:

An Act making an appropriation to aid certain school districts.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. STIEFEL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STIEFEL, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the expense and clerical allowance of members of the General Assembly and making an appropriation.

BILLS INTRODUCED AND REFERRED

Mr. PECHAN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. PECHAN and PEELOR read in place and presented to the Chair Senate Bill No. 749, entitled:

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation

and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," by changing penalties.

Which was committed to the Committee on Law and Order.

Mr. McMENAMIN. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. McMENAMIN, MEADE and BYRNE, read in place and presented to the Chair Senate Bill No. 750, entitled:

An Act to validate mortgages on real estate in this Commonwealth given by a foreign corporation unauthorized to hold title to such real estate.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 751, entitled:

An Act ratifying and confirming sales of real estate of feeble-minded persons, where the orphans' court of the proper county decreed or approved the sales of the real estate of such persons, with like effect as if said proceedings and sales had been taken in the court of common pleas of the proper county.

Which was committed to the Committee on Judiciary General.

COMMISSION OF THE 175TH ANNIVERSARY OF THE ADOPTION OF THE DECLARATION OF INDEPENDENCE APPOINTED

The PRESIDING OFFICER. The Chair announces on behalf of the President pro tempore the following appointments to the Commission of the 175th Anniversary of the Adoption of the Declaration of Independence: the gentleman from Philadelphia, Senator John R. Meade; the gentleman from Warren, Senator Leroy E. Chapman; the gentleman from Chester, Senator George B. Scarlett; and the gentleman from Philadelphia, Senator Anthony J. DiSilvestro.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order.

The Senate proceeded to the first reading and consideration of House Bill No. 129, entitled:

An Act to further amend Section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of sub-

ordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for omitted assessments

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 160, entitled:

An Act to further amend the act, approved the fifth day of May one thousand nine hundred eleven (P. L. 198), entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits conferring powers and imposing duties on the clerk of courts of Allegheny county and providing for the disposition of fees the appointment of officers and employes and for jurors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 511, entitled:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 554, entitled:

An Act authorizing political subdivisions other than cities of the first and second classes and school districts of the first class and first class A to appoint and pay the compensation of employes to make an assessment list of all inhabitants or residents thereof over twenty-one years of age for taxation purposes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 598, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 653, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by providing for a permanent record system uniform throughout the Commonwealth among boards for the assessment and revision of taxes providing for a committee to prepare such system and conferring powers and imposing duties upon the boards for the assessment and revision of taxes the chairman of the Local Government Commission and chief assessors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 656, entitled:

An Act to amend section 401 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof or such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employes; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by changing the provisions relating to the appointment of chief assessors; requiring that the chief assessor devote full time to his office; imposing duties and conferring power on the Department of Internal Affairs; providing for examinations for chief assessors and creating a committee to prepare such examinations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 673, entitled:

An Act abating certain tax penalties and interest on unpaid county, city, and school district taxes, in cities of the first class and in school districts of the first class, with certain exceptions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 686, entitled:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 693, entitled:

An Act to reenact revise and amend the the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 700, entitled:

An Act relating to records of public officers and businesses, authorizing the reproduction, photographing, photostating and microphotographing of such records; providing for the admissibility of such reproductions in evidence and the disposition of original records.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 725, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides imposing duty on district attorneys to file such petitions and further modifying such procedure.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 734, entitled:

An Act to amend sections one and two of the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1511), entitled "An act defining cold storage; requiring licenses to operate cold storage warehouses and locker plants; requiring records, reports, marking, wrapping, protecting, limiting time of storage, disposition, sale, return or transfer of foods in cold storage; conferring powers on the Department of Agriculture, including adoption of rules and regulations, special permits for storage of feeding stuffs for animal use, and providing penalties for violation of this act," by redefining the term "Cold Storage Warehouse" and reducing the license fee.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 736, entitled:

An Act providing for the registration of professional bondsmen in cities of the first class; providing for criminal offenses and penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 738, entitled:

An Act to further amend subsection (g) of Section 1110 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating requirement that the form and arrangement of ballot labels on voting machines be approved by the Secretary of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting any mortgage or pledgee from requiring that property securing a loan be insured by a particular insurance company.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 794, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," by enlarging the jurisdiction of said court in certain cases of appeals and making said jurisdiction exclusive.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 795, entitled:

An Act to further amend Section 12 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating

and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by conferring exclusive jurisdictions on the county court of Allegheny County in cases of appeals from the Board of Property Assessment Appeals and Review

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 796, entitled:

An Act to further amend Section 616 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals by persons whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 797, entitled:

An Act to amend subsection (b) of Section 8 of the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employees and imposing penalties" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from decisions of the collector in administering and enforcing the provisions of the act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 798, entitled:

An Act to further amend subsections (a) and (b) of Section 9 of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employees to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by conferring exclusive jurisdiction on the County Court of Allegheny County in cases of appeals from the Labor Relations Board

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 955, entitled:

An Act to amend section 10 of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and in such cities," by removing the limitations on contributions by the city.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1037, entitled:

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed the effect of the merger upon property and franchises and defining the rights powers and privileges of the surviving company.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1091, entitled:

An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of

eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1236, entitled:

An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" by making an editorial correction.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 6, entitled:

An Act relating to the administration and distribution of incompetents' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases; the appointment, bond, removal and discharge of guardians of such estates, their powers, duties and liabilities, the rights of persons dealing with such guardians, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning the determination of incompetency and the powers, duties and liabilities of foreign guardians; and also generally dealing with the jurisdiction, powers and procedure of the common pleas court relating to incompetents' estates.

Senate Bill No. 17, entitled:

An Act relating to the jurisdiction, powers, and duties of registers of wills, and regulating proceedings before them, and the costs thereof, the effects of their acts, and appeals therefrom.

House Bill No. 45, entitled:

An Act to add Section 808.1 to the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by prohibiting certain acts relating to game in cemeteries and burial grounds.

House Bill No. 52, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances, fire prevention codes regulating the occupation and use of buildings and structures, and the conduct of trades or businesses which, due to the nature thereof, create a fire hazard or danger to life or property by fire or explosion and providing penalties.

House Bill No. 201, entitled:

An Act to further amend the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, human, and patriotic purposes," by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Revenue.

House Bill No. 206, entitled:

An Act to further amend Section 2401 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," by requiring water utility companies to furnish to the township lists of water meter readings, flat-rate water bills, and other data for the purpose of determining sewer and drainage rates.

House Bill No. 252, entitled:

An Act to amend Section 605 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "The Fourth to Eighth Class County Assessment Law," by requiring the recorder's record of conveyances to contain complete post office addresses of grantees.

House Bill No. 277, entitled:

An Act to amend section six hundred eighty of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by requiring new residents and residents becoming of age to notify assessors of such facts; and prescribing penalties.

House Bill No. 433, entitled:

An Act to further amend sections 318 and 322 of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "General County Law," by changing the amount of employees contributions to, and the retirement allowances from, the employees' retirement fund in counties of the second class and authorizing such counties and county institution district to make additional appropriations to the aforesaid fund.

Senate Bill No. 479, entitled:

An Act to add subsection (e) to section 501 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for an open season for hunting deer with bows and arrows, requiring a special permit therefor and fixing fees.

House Bill No. 499, entitled:

An Act to further amend section eleven of the act, approved the seventeenth day of February, one thousand nine hundred six (P. L. 45), entitled "An act to regulate the deposits of State funds, to prescribe the method of selecting State depositories, to limit the amount of State deposits, to fix the rate of interest therein, to provide for the publication of monthly statements of moneys in the general and sinking funds, to declare it a misdemeanor to give or take anything of value for obtaining the same, and prescribing penalties for violations of this act," by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury.

Senate Bill No. 535, entitled:

An Act to amend Section 784 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending the authority of school districts to lease property from the State Public School Building Authority.

House Bill No. 577, entitled:

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," by further regulating the security required for deposits of State moneys and to permit the designation of additional banks or trust companies as active depositories.

House Bill No. 614, entitled:

An Act to amend section one thousand one hundred nine of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for qualifications of principals.

House Bill No. 678, entitled:

An Act to further amend Section 1803 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," as amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies.

House Bill No. 721, entitled:

An Act to further amend clause (c) of Section 285 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids.

House Bill No. 757, entitled:

An Act to add Article XVII.I to the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "Second Class City Law," by providing for the establishment of a traffic court in cities of the second class.

House Bill No. 863 entitled:

An Act to further amend Sections 113 and 133 of the act, approved the second day of May, one thousand nine

hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey.

House Bill No. 944, entitled:

An Act to further amend section one of the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing the fees in certain cases.

House Bill No. 947, entitled:

An Act to amend Sections 1704, 1705, and 1707 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for voting by boards of school directors, establishing and maintaining joint schools or departments, method of adopting budget and employing teachers.

House Bill No. 1043, entitled:

An Act to further amend section 1026 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by limiting the eligibility of candidates for county superintendent of schools.

House Bill No. 1112, entitled:

An Act to amend the title of and the act, approved the twenty-eighth day of April, 1887 (P. L. 63), entitled "An act in relation to the imprisonment, government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon," by correcting the name of said institution and of the governing board thereof, and changing the age limit of persons who may be committed to and detained therein.

House Bill No. 1226, entitled:

An Act authorizing certain existing beneficial or protective societies, heretofore incorporated, to reincorporate or to merge and reincorporate as limited live insurance companies for the purpose of making insurance upon the health of individuals, and against personal injury and disablement and death, including endowment insurance; regulating such corporations, and limiting the amounts for which such corporations may issue policies.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, June 20, 1951, at 2:00 o'clock, p.m., Eastern Standard Time.

Mr. FLEMING. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 4:47 o'clock, p.m., Eastern Standard Time, until Wednesday, June 20, 1951, at 2:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, June 19, 1951.

The House met at 12:00 noon EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Father of Light and God of all truth, purge the whole world from all errors, abuses, corruptions and sins. Abolish the reign of sin and establish the kingdom of grace in all hearts. Let humility triumph over pride and ambition; charity over hatred, envy and malice; purity and self-control over lust and excess; meakness over passion, and simplicity and poverty of spirit over covetousness and the love of this world. Let righteousness in faith and practice prevail throughout the world, through Him who liveth and reigneth with Thee and the Holy Spirit, one God, world without end. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, June 18, 1951? If not, and without objection, the Journal is approved.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, Honorable Warren K. Hess, now a Judge of the Court of Common Pleas of Berks County.

The Chair also welcomes another former Member of the House, the gentleman from Fulton, Honorable Lewis Harris.

BILL INTRODUCED AND REFERRED

By Mr. DUNN.

HOUSE BILL No. 1452.

An Act to further amend Section 954 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by further providing for trespassing on such property.

Referred to the Committee on Judiciary.

By Mr. DUNN.

HOUSE BILL No. 1453.

An Act to amend Section 917 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the withdrawing of a deceased candidate's name by the county election board in certain cases.

Referred to the Committee on Elections and Apportionment.

By Mr. GEER.

HOUSE BILL No. 1454.

A Joint Resolution proposing an amendment to Section 25, Article 5, of the Constitution of the Commonwealth of Pennsylvania; providing a system for the selection of judges of the Supreme Court, other appellate courts, courts of record in Philadelphia and Allegheny Counties, and courts of record in such other judicial districts that elect to adopt such system.

Referred to the Committee on Judiciary.

By Mr. TOMPKINS.

HOUSE BILL No. 1455.

An Act to further amend section 6 of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employees to organize and bargain collectively; declaring certain labor practices by employers to be unfair, further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections, and certify as to representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing for a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by declaring certain dealings with subversives unfair labor practices.

Referred to the Committee on Labor Relations.

By Mr. JOHN C. MILLER.

HOUSE BILL No. 1456.

An Act authorizing and directing the Department of Highways, with the approval of the Governor, to erect and maintain a bridge over the Ohio River between a point in or near the Borough of Shippingport, Beaver County and a point in such county on the opposite side of the Ohio River, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages; and making an appropriation.

Referred to the Committee on Highways.

By Messrs. HAUDENSHIELD and EWING.

HOUSE BILL No. 1457.

An Act to further amend clause (6) of Section 2 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility

Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations, subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by further defining "Common Carrier by Motor Vehicle" to include persons or corporations furnishing for use dump trucks for the transportation of excavated materials and road construction materials.

Referred to the Committee on Public Utilities.

By Messrs. HAUDENSHIELD and EWING.

HOUSE BILL No. 1458.

An Act to amend Section 204 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the basis for reclassifying school district.

Referred to the Committee on Education.

By Mr. HEWITT.

HOUSE BILL No. 1459.

An Act to amend section three hundred eleven of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the election of directors in independent districts.

Referred to the Committee on Education.

By Messrs. MIKULA and GUTENDORF.

HOUSE BILL No. 1460.

An Act to further amend subsection (a) of Section 501 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act

for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the issuance of two sets of registration plates to owners of station wagons at their request.

Referred to the Committee on Motor Vehicles.

By Mr. EWING.

HOUSE BILL No. 1461.

An Act to further amend Section 13 of Article XIV of the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities of the second class," by authorizing councils in cities of the second class A during any fiscal year to transfer and reappropriate any surplus funds in the general fund for the payment of salary increases to employees.

Referred to the Committee on Cities and County—Second Class.

By Mr. JOHN M. REILLY.

HOUSE BILL No. 1462.

An Act to amend Clause (2) of subsection (d) of Section 1404 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county board of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by requiring that the count shown on voting machines be read from the machines in the presence of the county board of elections during the computation of returns.

Referred to the Committee on Elections and Apportionment.

By Mr. JOHN M. REILLY.

HOUSE BILL No. 1463.

An Act to repeal the act, approved the twenty-sixth day of February, one thousand nine hundred three (P. L. 8), entitled "An act providing for the appointment of boards of visitation for institutions, societies, and associations caring for dependent, neglected and delinquent children."

Referred to the Committee on Welfare.

By Messrs. ROSE and COSTA.

HOUSE BILL No. 1464.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An Act providing for and reorgan-

izing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the State Board of Examiners of Radio and Television Servicemen and defining its powers and duties.

Referred to the Committee on State Government.

By Messrs. ROSE and COSTA. HOUSE BILL No. 1465.

An Act relating to the servicing of radio and television receiving sets; providing for the licensing and registration of persons engaged in such service and for the revocation and suspension of such licenses and registrations, subject to appeal, and for their reinstatement; defining the powers and duties of the State Board of Examiners of Radio and Television Servicemen, and the Department of Public Instruction; providing penalties.

Referred to the Committee on State Government.

By Messrs. SCANLON, TOLL and GUARNIERI.

HOUSE BILL No. 1466.

An Act to amend Section 1 of the act, approved the first day of May, one thousand eight hundred seventy-nine (P. L. 40), entitled "An act to provide for the fees to be paid to, collected, received and charged by the clerks of courts of oyer and terminer and general jail delivery and quarter sessions of the peace in and for the counties in this commonwealth containing more than (500,000) five hundred thousand inhabitants," by increasing the fees charged by clerks of certain courts and providing for the payment of fees for certain additional services.

Referred to the Committee on Judiciary.

SENATE MESSAGES

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 54.

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district.

Referred to the Committee on Judiciary.

SENATE BILL No. 188.

An Act to amend Section 1 and the fourth paragraph of section 2 of the act approved the twelfth day of July one thousand nine hundred thirteen (P. L. 711) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" by increasing the number of judges of the Municipal Court of Philadelphia.

Referred to the Committee on Judiciary.

SENATE BILL No. 346.

An Act to provide for an additional law judge of the court of common pleas in the thirty-fifth judicial district.

Referred to the Committee on Judiciary.

SENATE BILL No. 589.

An Act to amend Section 1.1 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on lakes and ponds and changing penalties.

Referred to the Committee on State Government.

SENATE BILL No. 654.

An Act to further amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the manafement sales and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by providing for the collection and distribution of said taxes by the bureau further regulating the sale of properties turned over the bureau by county commissioners and taxing districts and of properties purchased at tax sales by county commissioners under the provisions of said act imposing certain costs upon the taxing districts and further providing for the execution of deeds.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 684.

An Act to further amend Section 7 of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employ-

ment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" by further regulating the selection of jurors in counties of the second class.

Referred to the Committee on Judiciary.

SENATE BILL No. 694.

An Act authorizing cities boroughs towns and townships to accumulate over a period of more than one year monies required to match State grants and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 711.

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947."

Referred to the Committee on Military Affairs.

RESOLUTION INTRODUCED AND REFERRED

By Mr. ANDREWS. RESOLUTION No. 55.

In the House of Representatives, June 18, 1951.

Whereas, an apparently irreconcilable difference of opinion has arisen between various members of the General Assembly and the Budget Secretary concerning the revenue which will be obtained from various tax proposals, and

Whereas, this difference of opinion is apparently one that only time can resolve, and

Whereas, the pending session of the General Assembly is being prolonged by reason of conflicting views concerning the Commonwealth's fiscal problems, and

Whereas, the pending legislative deadlock would lose its significance if the Commonwealth were operating on the basis of an annual budget; therefore be it

Resolved, That the Governor of the Commonwealth be requested to furnish the General Assembly with an opinion as to whether the barriers against the enactment of an annual budget are inherent in the Constitution or are present in the Administrative Code, which is subject to amendment, and

Be it further resolved, that if the barriers against the enactment of an annual budget are not inherent in the Constitution, that it is the sense of this House that the General Assembly proceed to make whatever amendments to the Administrative Code as may be necessary in order to justify an annual budget, proceed to finance the essential operations of the Commonwealth for the fiscal year beginning June 1, 1951 and then adjourn sine die—subject to a special session call of the Governor of the Commonwealth at such time in 1952 as His Excellency, the Governor, may deem expedient.

Referred to the Committee on Rules.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from Crawford, Honorable J. Perry Eckels.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. HUNTER for himself for the week after today's session.

REPORTS FROM COMMITTEES

Mr. FERSTER, from the Committee on Education, reported as committed, House Bill No. 121, entitled:

An Act to further amend Section 903 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by clarifying the provision allowing directors expenses at annual conventions and special meetings.

Mr. JOHNSON, from the Committee on State Government, reported as committed, House Bill No. 695, entitled:

An Act providing that public employes of the Commonwealth of Pennsylvania, or any political subdivision thereof, in the absence of statutory law to the contrary, shall not be forbidden by any superior officer to exercise the privilege of participating or engaging in political activities.

Mr. WILLIAMS, from the Committee on Motor Vehicles, reported as committed, House Bill No. 815, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing that the Department of Revenue furnish one registration plate for every vehicle.

Mr. GUTHRIE, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1158, entitled:

An Act to further amend subsection (d) of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject mat-

ter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the use of photostatic copies of certificates of appointment as official speedometer testing stations as competent evidence in proceedings for speed violations.

Mr. GRAYBILL, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1160, entitled:

An Act to amend the penalty clause of Section 1032 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing penalty for non-conformance to requirements for use of lighting equipment.

Mr. WEIDNER, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1181, entitled:

An Act to add Section 1207.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by granting jurisdiction to magistrates in summary proceedings, in certain cases where minors are charged with violations of said act.

Mr. TAHL, from the Committee on State Government, reported as committed, House Bill No. 1203, entitled:

An Act to select and adopt the Great Dane as the official State dog of Pennsylvania.

Mr. CORR, from the Committee on Education, reported as committed, House Bill No. 1212, entitled:

An Act to further amend the title and subsection (1) of section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 951), entitled as amended "An act defining and providing for the licensing and regulation of private academic schools; conferring powers and imposing duties on the Department of Public Instruction; and imposing penalties," by excluding certain private schools from the operation of the act.

Mr. WILLIAMS, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1293, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by clarifying and extending the provisions of the act to include certain vehicles of the tractor type; and making editorial changes

Mr. VARNER, from the Committee on State Government, reported as committed, House Bill No. 1318, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College to acquire certain tracts of land for the use of Clarion State Teachers; and making an appropriation.

Mr. ROYER, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1324, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the registration year for commercial motor vehicles, motor buses, motor omnibuses, and trailers, and certain exemptions in accordance therewith.

Mr. HARRY A. MOORE, from the Committee on Education, reported as committed, House Bill No. 1327, entitled:

An Act to amend Section 901 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for authorization by county conventions of activities and services to be administered by county boards of school directors.

Mr. PENGLASE, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for learner's permits; and appropriating the increase for teaching of safe driving of motor vehicles.

Mr. GRAYBILL, from the Committee on Motor Vehicles, reported as committed, House Bill No. 1374, entitled:

An Act to further amend section 1207 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers providing that records are admissible as evidence imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts, making an appropriation and providing for refunds," by further providing for the disposition of fines and penalties collected and bail forfeited due to speeding.

Mr. COOPER, from the Committee on State Govern-

ment, reported as committed, Senate Bill No. 456, entitled:

An Act to further amend the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 368) entitled "An act to protect consumers in the purchase for fuel purposes of the hard coal known as anthracite providing for and regulating the sale offering for sale resale delivery and shipment of anthracite according to a standard provided for in this act requiring producers and dealers and persons engaged in the sale and resale of anthracite from storage yards or otherwise to consumers to keep certain records conferring powers on the Anthracite Committee and its agents and providing penalties" by defining "Retail Dealer" "Wholesale Dealer" "Municipal Weighmaster" and "Municipality" requiring producers wholesale dealers and municipal weighmasters to issue certain statements and keep certain records imposing and changing penalties providing for the payment of fines for violations to the Commonwealth and providing for injunctions to restrain violations.

Mr. JOHN M. REILLY, from the Committee on State Government, reported as committed, Senate Bill No. 603, entitled:

An Act prescribing the persons who may administer the oath of office to the Governor and the Lieutenant-Governor.

BILL INTRODUCED

Mr. CLAPPER. Mr. Speaker, I introduce at this time a bill repealing a local tax law in Bedford County. This bill has attached to it the necessary affidavits as to proof of publication which are required by the provisions of the Constitution.

(The bill was filed with the Clerk.)

DEMOCRATIC CAUCUS

Mr. READINGER asked and obtained consent of the House to hold a Caucus of the Democratic Members in the Old House Caucus Room.

RECESS

The SPEAKER (Herbert P. Sorg) in the Chair. will declare a recess for thirty minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

SENATE MESSAGES

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 194.

An Act to further amend clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof

upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including combinations of certain organizations within exemptions from fees.

Referred to the Committee on Motor Vehicles.

SENATE BILL No. 236.

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including Philippine Pacific War Veterans Navy Club of the United States and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

Referred to the Committee on Motor Vehicles.

SENATE BILL No. 481.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing

for refunds" by defining "antique motor vehicle" and authorizing the operation of such vehicles with limitations as to use of lighting equipment in certain cases.

Referred to the Committee on Motor Vehicles.

SENATE BILL No. 496.

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the City of Altoona empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof including compensation for damages to adjacent land owners and making an appropriation.

Referred to the Committee on Highways.

SENATE BILL No. 499.

An Act to add Section 15.1 to the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by providing for optional minimum retirement allowances under certain conditions.

Referred to the Committee on Counties.

SENATE BILL No. 544.

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund.

Referred to the Committee on Appropriations.

SENATE BILL No. 545.

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

Referred to the Committee on Appropriations.

SENATE BILL No. 550.

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Referred to the Committee on Appropriations.

SENATE BILL No. 564.

An Act making an appropriation from the State Stores Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund.

Referred to the Committee on Appropriations.

SENATE BILL No. 565.

An Act making an appropriation from the State Workmen's Compensation Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Workmen's Insurance Fund.

Referred to the Committee on Appropriations.

SENATE BILL No. 567.

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund.

Referred to the Committee on Appropriations.

SENATE BILL No. 573.

An Act making an appropriation from the Banking Department Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund.

Referred to the Committee on Appropriations.

SENATE BILL No. 575.

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund.

Referred to the Committee on Appropriations.

SENATE BILL No. 576.

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund.

Referred to the Committee on Appropriations.

SENATE BILL No. 611.

An Act creating the Pennsylvania Public Safety Commission as a commission providing for the appointment of a director of Public Safety setting forth the powers and duties of the commission and the director defining the scope of existing safety agencies and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 617.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing

for official inspection stations and official inspections for certain motorcycles.

Referred to the Committee on Motor Vehicles.

SENATE BILL No. 703.

An Act authorizing the capture or destruction of birds in any city in certain cases.

Referred to the Committee on Law and Order.

SENATE MESSAGES

AMENDED SENATE BILL CONCURRED IN BY
SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 202.

An Act to further amend Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. Laws 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by authorizing investment or sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of Building and Loan or Federal Savings and Loan Associations insured by the Federal Savings and Loan Insurance Corporation

SENATE BILL No. 425.

An Act to further amend section four hundred eleven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An Act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the shooting restrictions on regulated shooting grounds

SENATE BILL No. 464.

An Act to add Section 17.1 to the act approved the seventeenth day of July, one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections; providing for the organization and incorporation of such societies and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies; designating tables of mortality as a basis for rates of contribution; requiring all societies to make annual and other reports; and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to and be supervised by the Insurance Commissioner; and repealing existing laws," by regulating the amendment of articles of incorporation and providing for fees.

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 341.

An Act giving liens against real property priority over each other in point of time; fixing the time from which priorities extend; and imposing duties on judges and certain court and county officers and employes

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 983.

An Act requiring wells and cisterns to be covered or sealed and providing penalties.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 22.

An Act to amend clause (g) of Section 2801-A of and to add Section 2802-A to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the Historical Preservation Fund providing for the payment of certain moneys into it and making an appropriation therefor.

HOUSE BILL No. 23.

An Act to further amend part of Section 302 and Sections 307 and 1501 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for the Historical Preservation Fund and for disbursements therefrom.

HOUSE BILL No. 375.

An Act to further amend subsection (b) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing townships of the first class to remove and impound vehicles.

HOUSE BILL No. 703.

An Act to amend subsection three of section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof.

HOUSE BILL No. 867.

An Act transferring money from the Banking Fund to the General Fund.

HOUSE BILL No. 940.

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax on municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claim and judgments.

HOUSE BILL No. 960.

An Act to amend Section 8 of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas and orphans' courts courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their powers and duties and when such reports shall be evidence of the facts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation" approved May fifteenth one thousand eight hundred and seventy-four repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May eighth one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties in this State' approved June tenth one thousand eight hundred and eighty-one" approved the twenty-fourth day of May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" by increasing the compensation of official stenographers for copies of stenographic notes.

HOUSE BILL No. 1020.

An Act transferring money from the Manufacturing Fund to the General Fund.

HOUSE BILL No. 1059.

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedesertians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns town-

ships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 22.

An Act to amend clause (g) of Section 2801-A of and to add Section 2802-A to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the Historical preservation Fund providing for the payment of certain moneys into it and making an appropriation therefor

HOUSE BILL No. 23.

An Act to further amend part of Section 302 and Sections 307 and 1501 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by providing for the Historical Preservation Fund and for disbursements therefrom

HOUSE BILL No. 341.

An Act giving liens against real property priority over each other in point of time fixing the time from which priorities extend and imposing duties on judges and certain court and county officers and employees.

HOUSE BILL No. 375.

An Act to further amend subsection (b) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing townships of the first class to remove and impound vehicles

HOUSE BILL No. 703.

An Act to amend subsection three of section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" by extending the types permitted and fixing requirements thereof

HOUSE BILL No. 867.

An Act transferring money from the Banking Fund to the General Fund.

HOUSE BILL No. 940.

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of liens of such claims and judgments

HOUSE BILL No. 960.

An Act to amend Section 8 of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assist stenographers to report proceedings in the several courts of common pleas and orphans' courts courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their

powers and duties and when such reports shall be evidence of the acts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation" approved May fifteenth one thousand eight hundred and seventy-four repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May eighth one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties in this State' approved June tenth one thousand eight hundred and eighty-one" approved the twenty-fourth day of May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" by increasing the compensation of official stenographers for copies of stenographic notes

HOUSE BILL No. 983.

An Act requiring wells and cisterns to be covered or sealed and providing penalties

HOUSE BILL No. 1020.

An Act transferring money from the Manufacturing Fund to the General Fund

HOUSE BILL No. 1059.

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases

SENATE BILL No. 170.

An Act to further amend sections one and two of the act approved the thirty-first day of May one thousand eight hundred ninety-three (P. L. 188) entitled "An act designating the days and half days to be observed as legal holidays and for the payment acceptance and protesting of bills notes drafts checks and other negotiable paper on such days" authorizing bank holidays in the

event of public calamities and permitting banking institutions at their option to engage in banking transactions on certain holidays.

SENATE BILL No. 171.

An Act to further amend subsection B of section one thousand one hundred nine of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitation on powers of corporations authorized to engage in a banking or fiduciary business

SENATE BILL No. 202.

An Act to further amend Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of Building and Loan or Federal Savings and Loan Associations insured by the Federal Savings and Loan Insurance Corporation

SENATE BILL No. 357.

An Act to reenact revise and amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto."

SENATE BILL No. 406.

An Act to further amend Section 305 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. Laws 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and

terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare

SENATE BILL No. 425.

An Act to further amend section four hundred eleven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the shooting restrictions on regulated shooting grounds

SENATE BILL No. 464.

An Act to add Section 17.1 to the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" by regulating the amendment of articles of incorporation and providing for fees

SENATE BILL No. 527.

An Act to amend clause (h) of section one hundred two clauses (c) and (f) of section two hundred two clause (c) of section two hundred five clauses (a) (b) (c) (d) (e) and (f) of section two hundred ten section three hundred six clause (c) of section five hundred two and to add to clause (g) of section two hundred five of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled "An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws" clarifying and correcting the provisions of said sections and setting forth provisions and requirements for contesting the validity of any election proceedings under section two hundred five.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, June 18, 1951.

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, June 25, 1951, at two o'clock p. m., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, June 25, 1951, at three-thirty o'clock p. m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEES

Mr. GRANVILLE E. JONES, from the Committee on State Government, reported as committed, House Bill No. 223, entitled:

An Act designating October fifteenth of each year "Poetry Day;" and providing for the observance thereof.

Mr. McMILLEN, from the Committee on Education, reported as committed, House Bill No. 965, entitled:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March, one thousand nine hundred forty-nine, (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the amounts payable by the Commonwealth on account of vocational curriculums and vocational extension classes.

Mr. TOMPKINS, from the Committee on Education, reported as amended, House Bill No. 1204, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by clarifying the procedure in reference to rating of professional employes and temporary professional employes; and designating the persons authorized to do the same.

Mr. BREISCH, from the Committee on Education, reported as committed, House Bill No. 1358, entitled:

An Act to further amend Section 1188 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending provisions for compensation for attendance at meetings of teachers.

Mr. DALRYMPLE, from the Committee on Appropriations, reported as committed, House Bill No. 1438, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

Mr. RAY L. RILEY, from the Committee on Appropriations, reported as committed, House Bill No. 1443, entitled:

An Act making an appropriation to the Lancaster Heart Association to be used for carrying on its purposes of research, study, treatment, prevention and care of rheumatic fever, and diseases of the heart; to provide convalescent care and hospital treatment in such cases, and for renovation and equipment of real property.

Mr. GOODLING, from the Committee on Appropriations, reported as committed, House Bill No. 1450, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes, and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-one, and such time as the funds provided by the General Appropriation Act become available, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

Mr. GOODLING, from the Committee on Appropriations, reported as committed, House Bill No. 1451, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

BILLS ON FIRST READING

Mr. GOODLING asked and obtained unanimous consent for House Bill No. 1450 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1450, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes, and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-one, and such time as the funds provided by the General Appropriation Act become available, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Mr. GOODLING asked and obtained unanimous consent for House Bill No. 1451 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1451 entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 714, entitled:

An Act for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges providing for leaves of absence imposing certain duties upon the Boards of Trustees and Presidents of State Teachers Colleges and the Superintendent of Public Instruction and repealing inconsistent laws

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 802, entitled:

An Act to add a new section 1309 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating a Bureau of Higher Education in the Department of Public Instruction

The first section was read.

On the question,

Will the House agree to the section?

Mr. SOLLENBERGER offered the following amendment:

Amend Sec. 1, page 3, lines 15 and 16, by striking out all of line 15 and the words "one thousand nine hundred forty-five (P. L. 1398)" in line 16 and inserting in lieu there "1308 a new section".

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1238, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating

and changing the laws relating thereto" by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1303, entitled:

An Act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations jointstock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock association limited partnerships State and county officers boards and departments making an appropriation and providing penalties

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendments:

Amend Section 2, page 10, line 9, by striking out at the beginning of the line the following: "Income derived from" and inserting before the word "sources" the following: "

Amend Section 2, page 10, line 10, by striking out the following words: "income from"

Amend Section 2, page 10, line 11, by striking out the following words: "income from"

Amend Section 2, page 10, by inserting between lines 13 and 14 the following: "Carrying on activities" shall include every act, power or privilege exercised or enjoyed in this Commonwealth as an incident to or by virtue of the powers and privileges acquired by the nature of the corporate organization.

They were agreed to.

The section was agreed to as amended.

The third to thirteenth sections inclusive and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1366, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the payment of expenses of teachers' meetings by the county treasurer

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1367, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for payment of the expenses of the annual convention of school directors out of county funds

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

Senate Bill No. 245, Printer's No. 282

was passed over at the request of Mr. ROBERTSON.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 289, as follows:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the provisions of the eighteenth article thereof

That section four article two of the Constitution of the Commonwealth of Pennsylvania is hereby amended to read as follows

Section 4 Upon adoption of this amendment the General Assembly shall meet at twelve o'clock noon on the first Tuesday of January of the year following such adoption and shall meet at such time annually thereafter and at other times when convened by the Governor except that in every year following the election of Governor it shall meet at twelve o'clock noon on the first Monday after the first day of March

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraff,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Heim,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,

Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Fenster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

PERMISSION TO ADD AN ADDITIONAL SPONSOR

Mr. SCHMIDT asked and obtained unanimous consent to add Ronald L. Thompson as an additional sponsor to House Bill No. 350 on the final passage postponed calendar.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. SCHMIDT.

The House resumed the consideration on final passage of House Bill No. 350, as follows:

An Act to amend Section 699.4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (Pamphlet Laws 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing the production and performance of civic opera between certain hours on Sundays in cities of the second class upon approval of the electors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 699.4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended to read as follows

Section 699.4 Worldly Employment or Business on Sunday Whoever does or performs any worldly employment or business whatsoever on the Lord's day commonly called Sundays (works of necessity and charity only excepted) or uses or practices any game hunting shooting sport or diversion whatsoever on the same day not authorized by law shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of four dollars (\$4) for the use of the Commonwealth or in default of

the payment thereof shall suffer six (6) days imprisonment

Nothing herein contained shall be construed to prohibit the dressing of victuals in private families bakehouses lodging-houses inns and other houses of entertainment for the use of sojourners travellers or strangers or to hinder watermen from landing their passengers or ferry-men from carrying over the water travellers or persons removing with their families on the Lord's day commonly called Sunday nor to the delivery of milk or the necessities of life before nine of the clock in the forenoon nor after five of the clock in the afternoon of the same day nor shall anything herein contained be construed to prohibit the production and performance of civic opera in cities of the second class on Sundays between the hours of two o'clock post meridian and twelve o'clock midnight by nonprofit corporations and such cities with right to charge admission if the question of the production and performance of such civic opera is first submitted to the electors of the city within which such production and performance is proposed and approved by the affirmative vote of the electors. The hours prescribed by this amendment shall be daylight saving time in any such city during such part of the year when daylight saving time may be observed generally in such political subdivision

Section 2 Not oftener than once every four years the governing body of any city of the second class upon resolution duly adopted or electors equal to at least five per centum of the highest vote cast for any candidate in the city at the last preceding municipal election may petition the county board of elections to have a question concerning the production and performance of civic opera as prescribed in the preceding section submitted to the electors of the city and the county board of elections shall cause a question to be placed on the ballots or on the voting machines and submitted to the electors of the city at the first general or municipal election occurring at least sixty (60) days thereafter in the manner provided by the election laws of the commonwealth

Do you favor the production and performance of civic opera in cities of the second class by nonprofit corporations and cities of the second class regardless of whether an admission charge is made or is incidental thereto between the hours of 2 o'clock post-meridian and 12 o'clock midnight on Sunday?	YES	
	NO	

If a majority of the persons voting on such question vote "yes" then until a majority of the persons voting on the question vote "no" at a subsequent election civic opera may be produced and performed by nonprofit corporations and any such cities on Sundays between the hours of two o'clock post meridian and twelve o'clock midnight within the city voting thereon with the right to charge admission if a majority of the persons voting on the question vote "no" such right shall be denied and the same question shall not be voted upon again prior to the election occurring approximately four years thereafter

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question recurring,

Shall the bill pass finally?

Mr. BEECH. Mr. Speaker, I would like to interrogate the sponsor of this bill, the gentleman from Allegheny, Mr. Schmidt.

The SPEAKER. Will the gentleman from Allegheny, Mr. Schmidt, permit himself to be interrogated?

Mr. SCHMIDT. Mr. Speaker, I shall.

Mr. BEECH. Mr. Speaker, what is the purpose of this bill?

Mr. SCHMIDT. Mr. Speaker, the purpose of the bill as set forth in the bill itself would permit the showing of

civic light opera in the city of Pittsburgh between the hours of 2:00 o'clock in the afternoon and midnight, providing that a referendum shall be held in the city of Pittsburgh, and if a majority of the citizens of the city so determine we will have civic opera on Sunday night; otherwise we will not.

Mr. BEECH. Mr. Speaker, would the gentleman agree to an amendment to this bill if it conformed with the Sunday regulations in regard to professional baseball and football games?

Mr. SCHMIDT. Mr. Speaker, that would be to limit it until 7:00 o'clock in the evening?

Mr. BEECH. Mr. Speaker, that is correct.

Mr. SCHMIDT. Mr. Speaker, ordinarily I would, but in this case I would not for this reason, that part of the production of the civic opera is under stagelights which can only be shown at night. This is an out-door arena and the setting is all done by stage-lights to make the production beautiful and enjoyed by those who attend the civic opera.

Mr. BEECH. Mr. Speaker, would the gentleman say that there is a great clamor in Allegheny County for this Sunday opera? Would he say that there is sort of a crusade going on for it?

Mr. SCHMIDT. Mr. Speaker, in answer to that question, there are quite a number of people who are desirous of being able to attend a civic opera on Sunday evening. This type of entertainment has been popular and it is recreational. It is in the summer, in the out-doors, and of course, the referendum when held would determine whether or not the majority of the people of Pittsburgh would want this opera.

Mr. BEECH. Mr. Speaker, for the sponsor's information, there are a great number of people in Allegheny County that are opposed to this bill in any form whatsoever. We have all received communications from the Sabbath School Association of Allegheny County, from the Lord's Day Alliance, from the Pittsburgh Board of Presbytery, and I would say that the heads of these groups represent hundreds of thousands of good church-going people. I for one feel that these people should be considered before we pass this bill.

Mr. BEECH. Mr. Speaker, has there been any political leader, whether it is Democrat or Republican that has come out publicly for this bill?

Mr. SCHMIDT. Mr. Speaker, that I cannot state. I have talked with them and they have told me that they are for it.

Mr. BEECH. Mr. Speaker, well, would the gentleman call the Members of this House political leaders in their own right?

Mr. SCHMIDT. Mr. Speaker, well, they should be.

Mr. BEECH. Mr. Speaker, well, does the gentleman think that we should be put on the spot to the effect of coming out for or against this bill when probably the leaders back home in either party have not made known their wishes one way or another in this bill?

Mr. SCHMIDT. Mr. Speaker, in answer to the gentleman, I might say that one of the outstanding organizations in Allegheny County is the Civic Club of Allegheny County. In its issue of May 1951 its legislative bulletin referring to House Bill No. 350, the Civic Club of Allegheny County takes the position that the bill is in the

public interest. The performance of such semi-classical productions on Sunday is quite properly a matter for local home-rule decision. Now that is the decision of the Civic Club of the County from which Mr. Beech and myself come.

Mr. BEECH. Mr. Speaker, is that the reason that the gentleman had this bill amended so that there would be a referendum?

Mr. SCHMIDT. I had this bill amended at the request of the Lord's Day Alliance group, who sent a letter to every Member of this House in which they suggested that the bill in its original form be amended to provide for a referendum, and that the referendum should be such that not only could civic opera be voted in, but if, after a period of years, the people are opposed to it, they can also vote it out.

Mr. BEECH. Mr. Speaker, well, now let us get down to the financial standing of this Civic Opera Association. From what I understand—and it has been in the paper a great many times that they are operating at a loss. Is that correct?

Mr. SCHMIDT. Mr. Speaker, that is correct.

Mr. BEECH. Mr. Speaker, and is it not so that the gentleman feels that if they could operate on Sunday there would be an opportunity to draw a greater crowd, and possibly they could see a profit or at least break even. Is that right?

Mr. SCHMIDT. Mr. Speaker, it is natural that if there were an additional performance each week, there would be additional income.

Mr. BEECH. Mr. Speaker, I thank the gentleman.

This bill in my opinion and in the pinion of a great many members of the churches of Allegheny has not been improved by this amendment to provide a referendum.

I understand by the grapevine—I do not know how true it is, that when the bill passes this House and goes over to the Senate, it will be re-amended to remove the referendum angle. That is only hearsay—I cannot prove it, but it has come to my attention on several occasions.

I for one cannot go along with the bill. I think these hundreds of thousands of church people not only in Allegheny County but throughout the State of Pennsylvania should be taken into consideration. There are only a few hours left in the Sabbath day that they can call their own. Up to 7:00 o'clock the professional sports operate and after 7:00 o'clock in the city of Pittsburgh we would have an opera, so I would say to you it is a bad bill. The gentleman has admitted himself that unless the bill goes through and the referendum is approved by the people, that the opera will continue to operate in the red.

So on the basis of that and for the benefit of the Church people throughout the State I ask that this bill be defeated.

Mr. ANDREWS. Mr. Speaker, I yield to the gentleman from Allegheny, Mr. Schmidt, if he desires the floor, or to the gentleman from Philadelphia, Mr. Guarnieri, if he desires the floor.

Mr. GUARNIERI. Mr. Speaker, this bill apparently affects Allegheny County or the city of Pittsburgh and not Philadelphia County.

However, I believe that any bill that carries within it

a provision for a local referendum, that is a vote by the people to be affected as to whether they want to do or not do a thing, carries within it one of the cardinal and basic principles of the American constitutional system.

No man can argue against that, and he should not argue against that, so that I must lend my voice in announcing this principle in support of this measure. So much for the merits of the democratic or constitutional provision.

Secondly, in my opinion, there is nothing which more approaches Godliness and a true spirit of God in my eyes than the beauties of music, or the beauties of poetry or all the arts, for certainly we reach higher to God that way oftentimes than in some other ways. I think that every man should be allowed to listen to music if he wishes to, or to attend civic opera if it is his desire to do so, and in that manner commune with his God, as well as attending services, as I do. I know in my district there are many religious people. I am a religious person, and I still think that the people in my district would still like to see opera as well as TV shows and other things. For that purpose I am asking the Philadelphia delegation to go along in support of this bill to give the people of Pittsburgh a chance to decide what they want to do in their own community.

I do not think it is anti-God or anti-Christ to give a person the right to decide upon that question.

Mr. ANDREWS. Mr. Speaker, because this bill has been such a matter of personal concern to the gentleman from Pittsburgh, its sponsor, it is with sincere regret that I take the floor to oppose it.

The gentleman from Philadelphia has just extolled the beauties of music. But who in thunder ever said that most civic opera was music? The gentleman from Philadelphia has extolled the beauties and the dignity of a referendum. I doubt that he would suggest that we have a referendum as to whether we wanted to legalize murder. I doubt that he would propose an amendment to abolish the Sabbath in whole.

You cannot abolish by referendum a Divine command, and there is just as much of a Divine command for the religious observance of the Sabbath as there is a Divine command against any of the cardinal sins.

There was a time, and it was quite a number of years ago, when I sincerely believed in what was then termed the continental Sunday. The continental Sunday where you met in your beer gardens, and so forth and so on without regard for the special features of the day. But as I have grown older, I have become convinced that one of the things lacking in this generation is the discipline which Sabbath observance imposed upon my grandfather and my grandmother, and which my grandfather and grandmother imposed upon me, and which I observed until I became 19 or 21 and knew pretty much everything that there was to be known at that time, like other young men of that age.

We have witnessed, during the last twenty years, the gradual dismemberment of Sabbath observance. And each progressive step has been justified on the stand that somebody else has just been given the privilege. Because we have baseball we should have hockey. And because we have freedom of action, we should have civic opera, and little by little by a progressive move upon the

part of those who believe that there is no special reason why a particular day should have a particular significance, we have come to the point where we practically are on the eve of legalizing Sabbath desecration the whole distance.

I am not expressing a caucus view; I am expressing only a personal view. I pray that somewhere along the line, if we are going to preserve the traditions of our American democracy that we prize so much, we stop the trend of Sabbath desecration, and begin beating a retreat back to the ideas and the ideals and the customs of our fathers.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

A verification of the roll was requested by Messrs. Schmidt, Kamyk and Paul F. Jones.

The roll was verified and was as follows:

YEAS—90

Blair,	Good,	McNally,	Rosen,
Bloom,	Guarnieri,	Mihm,	Rovansek,
Boles,	Hagerty,	Monroe,	Sarra,
Bolton,	Hunter,	Moran,	Scanlon,
Bomberger,	Jenkins,	Muldoney,	Schmidt,
Breth,	Jones, G. E.,	Munley,	Schuster,
Bucchin,	Jones, J. M.,	Musto,	Seyler,
Byrne,	Jones, P. F.,	Najaka,	Shotwell,
Clendenning,	Kamyk,	Needham,	Stank,
Cochran,	Kline,	Penglase,	Swartz,
Conway,	Kohl,	Pettigrew,	Taylor,
Cooper,	Kolankiewicz,	Pfaff,	Thompson, E. F.,
Coyle,	Kornick,	Pichney,	Thompson, R. L.,
Davis,	Kubacki,	Polaski,	Toll,
Dougherty,	Lafore,	Price, R. A.,	Varallo,
DuBois,	Lederer,	Readinger,	Wachhaus,
Dunn,	Leonard, L.,	Reese,	Wargo,
Ewing,	Leonard, W. C.,	Reidenbach,	Weidner,
Fenrich,	Leven,	Rigby,	Welsh,
Filip,	Limper,	Riley, R. L.,	Westrick,
Filo,	Lopresti,	Robertson,	Williams,
Gaffney,	Lutty,	Rose,	Yetzer,
Gibson,	McDermitt,		

NAYS—97

Andrews,	Graybill,	Maxwell,	Scott,
Banker,	Greenwood,	Mazza,	Shoemaker,
Barkdoll,	Greer,	McConnell,	Smith,
Baumunk,	Gutendorf,	McCormack,	Snider,
Bear,	Guthrie,	McCullough,	Sollenberger,
Beaver,	Hamilton, R. E.,	McInroy,	Spencer,
Beech,	Hamilton, W. H.,	McMillen,	Stimmel,
Berkstresser,	Harney,	Mikula,	Tompkins,
Boorse,	Haudenshield,	Miller, J. C.,	Toomey,
Bower,	Headlee,	Miller, H. G.,	VanSant,
Breisch,	Helm,	Mills,	Varnier,
Brown,	Hewitt,	Mintess,	Verona,
Cella,	Hocker,	Moore, C. E.,	Wescott,
Clapper,	Johnson,	Moore, H. A.,	Whalley,
Corr,	Jump,	Murray,	Wheeler,
Dalrymple,	Keller,	Naugle,	White,
Dowling,	Kratz,	Petrosky,	Wilt,
Erb,	Leisey,	Pitzer,	Wood,
Ferster,	Light,	Polen,	Yeakel,
Firmstone,	Loftus,	Price, H. W. Jr.,	Yester,
Flack,	Lovett,	Reagan,	Young,
Frost,	Lyons,	Reilly, J. M.,	Ziegler,
Geer,	Madden,	Royer,	Sorg,
Gleason,	Madigan,	Rubin,	
Goodling,	Markley,	Sax,	Speaker

NOT VOTING—20

Amarando,	Hersch,	McKinney,	Swope,
Costa,	Hoggard,	Metz,	Tahl,
Dennison,	Jones, T. H. W.,	Olsen,	Waterhouse,
Duffy,	Kent,	Peta,	Watkins,
Hall,	McGee,	Stoner,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

EASTERN MONTGOMERY COUNTY COUNCIL OF REPUBLICAN WOMEN WELCOMED

The SPEAKER. The Chair is pleased to welcome thirty-two members of the Eastern Montgomery County Council of Republican Women and their president, Elsie B. Thomas. They are here as the guests of the gentlemen from Montgomery, Messrs. Lafore, Thomas H. W. Jones, Bolton, Kratz and Boorse.

APPROPRIATION BILLS ON THIRD READING

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 103, as follows:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for improvements to the Daniel Boone Homestead

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars (\$50,000) or so much thereof as may be necessary is hereby appropriated to the Pennsylvania Historical and Museum Commission for the Daniel Boone Homestead a property of the Commonwealth for the construction of a utility building to be used for administration offices meeting room lavatory with sewage disposal and water for the same bath house garage storage and general utility for the alteration and repair of the buildings for the purchase of furniture and household furnishings for the Homestead and farming implements machinery and wagons for the barn and for use in cultivating the land and for fencing grading and planting and for incidental and contingent expenses on the Homestead property

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I desire to make what may be some superficial comments concerning the appropriation problem as a whole. What I will have to say about the appropriation program will be said at this time and I would request the privilege of referring to measures that are not before the House, but which will be in the course of the day.

The SPEAKER. The Chair is of the opinion that the gentleman will no doubt expedite the work of the House so without objection the gentleman will proceed.

Mr. ANDREWS. First of all I want to pay my tribute to the Chairman of the Appropriations Committee, the gentleman from Lancaster, Mr. Wood; to the members of his Committee who have labored with him and to that stalwart co-worker who is part and parcel of the Appropriations Committee, Mr. Stoner.

Initially I find one grave fault in the appropriation bill. I find that the Appropriations Committee has listed for its use, as I recall, \$35,000. Of that amount \$25,000 can be spent during the interim, the remainder is to be spent during the next session. It is impossible for the Appropriations Committee to render the service to this General Assembly that it should render under an appropriation of \$25,000.

The Appropriations Committee lacks staff, it lacks

personnel, without which it cannot, during the interim, examine the operations of our state government and be in a position, when the appropriation period begins, to meet the department heads and the Budget Office on equal terms.

I have been a member exofficio of the Appropriations Committee and I have attended sessions of that Committee when we had not had opportunity to study the problems that a particular department was presenting, sufficiently to enable us to ask intelligent questions. I say in all seriousness that this bill should be amended and the Appropriations Committee should have as a minimum \$75,000.

I would like to ask of the Appropriations Committee whether all the appropriation bills that will be offered have been offered to this House as yet.

The SPEAKER. Will the gentleman from Lancaster, Mr. Wood, permit himself to be interrogated?

Mr. WOOD. I shall, Mr. Speaker.

Mr. ANDREWS. What appropriation bills if any are still to come?

Mr. WOOD. Well, there is a civil defense bill and a few others and most of the rest of them are over in the Senate.

Mr. ANDREWS. When will the civil defense bill be offered in the opinion of the Chairman?

Mr. WOOD. I could not tell that, it might be in a week or two. It depends on how long we are going to be here.

Mr. ANDREWS. Mr. Speaker can the Chairman inform the House as to the probable amount that the civil defense bill will carry?

Mr. WOOD. We have not discussed that before the Committee yet, Mr. Speaker.

Mr. ANDREWS. Is there an appropriation bill to finance the Mintess bill in the keeping of the Committee?

Mr. WOOD. The Mintess bill is not in my Committee. There is another bill and I think it is \$350,000.

Mr. ANDREWS. There is a bill to finance the Mintess bill if it becomes a law; there is an appropriation bill pending?

Mr. WOOD. I could not tell the exact amount, but it is not \$350,000.

Mr. ANDREWS. What is the total, the grand total, of the general fund appropriation bill so far reported?

Mr. WOOD. I cannot give you the exact figures but it is around \$624 million, a few thousand over that.

Mr. ANDREWS. When we have finished today's session, if we pass all the bills in their present form, in the Chairman's opinion we will have appropriated six hundred and how many million?

Mr. WOOD. \$624 million that is just in the general appropriation bill.

Mr. ANDREWS. What is the total, \$624 billion, in general appropriation bill? Can the Chairman tell us the amount carried by other appropriation bills that have already been passed?

Mr. WOOD. Already been passed, does the gentleman mean, or on the calendar?

Mr. ANDREWS. Either passed or on the calendar.

Mr. WOOD. I could not tell you that, I did not add them up yet.

Mr. ANDREWS. When will we know the reserve upon which it is possible to draw, during the closing hours of

the session? There are undoubtedly other measures that are pending that entail expense and I guess we will have them will we not Mr. Chairman?

Now the difference between \$624 million and 883 or 853 which was it, that they estimated revenues?

Mr. WOOD. 853 I think, Mr. Speaker.

Mr. ANDREWS. \$853 million. So we have \$139 million to go on at the expiration of the session today, is that right?

Mr. WOOD. No there is more revenue than \$853 million.

Mr. ANDREWS. General fund revenue?

Mr. WOOD. Just wait till I get my book.

Mr. ANDREWS. I think you will find, Mr. Speaker there is a general fund appropriation around \$853 million as suggested in the Governor's budget. That includes the \$20 million for civil defense. My figures may be wrong, but that is my understanding. I think the gentleman will find that if there is a reserve of \$20 million we have \$833 million to play with.

Very well Mr. Speaker, one further question of the gentleman. How much does the cost of legislation so far enacted by this House, plus the legislation the administration proposes to enact exceed the budget estimate if any?

What departmental appropriations are above the budget estimate?

How closely have the deliberations of the Appropriations Committee been confined within the periphery of the administrative budget?

Mr. WOOD. I would say that the general appropriation bills are about four or five millions above the Governor's budget. Practically all of that is in the Department of Welfare.

Mr. ANDREWS. I thank the gentleman, Mr. Speaker.

If the Members of the House through the years have taken the occasion to examine the format of one appropriation bill they have examined the format of all appropriation bills.

Our appropriation measures have fallen into a pattern, an indefinite pattern, a pattern that gives, for instance, the Lieutenant Governor—he goes from \$33,000 to \$47,000. A little amount for postage, telegrams, telephone, travel, clerical, auto maintenance, mileage charges for auto uses, supplies and so forth to be used at the discretion of the Lieutenant Governor. Well that is alright. He is sort of a member of the family and should be permitted to handle discretionary funds.

The Auditor General—now there is a remarkable instance, as I get the figures—the Auditor General asks in the 1951 budget exactly to a dollar what he asked in the 1949 budget. If costs of living have affected the individual it has affected every Department of State government. If the Auditor General's department was operating economically in the 1949 budget it would inevitably have to advance its figures for 1951, because salaries have increased, materials have increased, every factor that enters into the conduct of that Department has increased.

What can the Auditor General do with his money after paying salaries? You do not know by looking at the bill what the salaries are. They did not spend it for autos, furniture, furnishings, equipment, supplies, printing, binding, patent indices, law books and other books necessary for the proper conduct of the office. Under the terms

of the bill the only guarantee this Legislature has is the integrity of the Auditor General. It is particularly fortunate that we have at this time an Auditor General whose personal integrity cannot be questioned. But I do say to the Auditor General and I do say to the Members of this House that either the 1949 budget was a phoney or he is not asking for enough money now.

The things the State Treasurer can do—now he is going to operate for \$5,000 less during the next biennium than he operated in the 1949 biennium. I say the same thing. If the 1949 budget was right, then the 1951 budget is wrong. There is a long list of special features under the Auditor General and I don't want to abuse your patience by going into them.

I see that the Department of Agriculture wants a bit of an increase. \$3,650,000 to \$3,910,000.

I wonder if anyone knows what the total of lapsed funds in the various departmental totals. In my understanding, at January 1st of this year the Department of Agriculture had spent one third of its budget leaving two thirds of its budget to spend during the first six months of the present year. Was the money spent? Did any of it lapse? How much money in other Departments has lapsed? Does anybody know?

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Smith.

Mr. SMITH. I do not have the figures of the lapsed funds available at this time. If the gentleman would want them I will be glad to get them for him.

Mr. ANDREWS. After today the die will have been cast. It is too late. Tomorrow the bill will be sent to the Senate for consideration by the statesmen over there.

Mr. SMITH. I will give them to the gentleman for his own personal information if he would like them.

Mr. ANDREWS. No, Mr. Speaker.

Now the Department of Commerce, there is another institution, it operated in the last biennium for \$1,200,000 and right on the nose in the next biennium, it is going to operate for \$1,200,000. Is not it remarkable with everything increasing, all the prices increasing that it is going to operate at \$1,200,000.

Salaries? Well you do not know what the salaries are.

General expenses? You can spend money anyway under that heading. Advertising, supplies, printing, equipment, necessary work in the Department; collecting press information, distributing information to departments, boards, commissions, to legislative offices, to legislative commissions, to Members of this legislature, how much for what? The bill does not say.

It is very peculiar that a year after the event, the Governor's office and the budget office can get out a voluminous report and itemize the total expenditures under general fund. They tell you what the expenditures for the year, beginning June 1st and ending May 31st 1952, were. They tell you the salaries, the wages, the fees, the cost for printing, binding, for traveling expenses, telephone and telegraph, equipment and the whole ball of wax.

It is very peculiar that we can have these facts after the event but we cannot have an appropriation bill that tells the Members of this House what each Department is going to spend for salaries, what it expects to spend for transportation, what it expects to spend for other stated items. It must know or it could not make up a budget.

The Department of Forests and Waters makes up a \$5,850,000 budget, but there is no itemization. How does the Department of Forests and Waters know that it is going to need \$5,850,000? If it does not know, who arrived at that figure, and if it does know why have not we established a practice of having the Department tell us what it tells the Governor and what it tells the Budget Office.

The same way with the Department of Health. It goes from \$5,915,000 to \$6,800,000. There is no itemization of the basic appropriation. Special appropriations are itemized.

We do not know what the Sanitary Water Board costs. We do not know what the Advisory Health Board costs, and we do not know the amounts in the budget for proposed salary increases.

We know that in the Department of Health and the Department of Public Instruction and in the Department of Welfare kept technical people have been leaving Pennsylvania by droves to secure employment in other States for the simple reason that Pennsylvania underpays its technical help. Now if this exodus is not to continue—and some bureaus in the Department of Public Instruction are now inoperative because they do not have technical staffs—if we are going to raise the standard and retain our key people, we have to pay competitive wages.

I would like to know whether provision is made in the department budget for that very thing, and at this point I advise the Majority Leader to tell us what provision is made in the departmental budget for increasing wages, and such other questions as were propounded yesterday, and concerning which I am certain he will have brilliant illuminating answers.

Mr. SMITH. Mr. Speaker, I certainly do appreciate the complimentary remarks that the gentleman has just made. I hope he still thinks they are brilliant after we have finished.

I must agree with the gentleman, Mr. Speaker, in several things he has said today. I agree with him that the Appropriations Committee needs more money to operate efficiently. But that seems to be one of the faults that we have in this House. We have been bending over backward for years to economize on everything, and particularly ourselves. I feel that this entire House needs more technical advisers, and I hope that some day our budget will include technical advice. A lot of the things the gentleman has talked about require experts. None of us in this House are experts to that degree—some of us may be; but all of us are not.

The Appropriations Committee needs more money; we need a technical staff to operate in this House, and I agree with him in that respect.

The gentleman has spoken about the appropriations being cut. The Departments all, I am sure, asked for more money in their original requests. I do not know whether this is horse trading or not, but the gentleman knows and everyone knows that you always ask for more and get a little bit less; if you ask for less, you get cut. So you have to have something to come down from. The Governor definitely cut over \$35,000,000 from his Budget this year.

The gentleman asked for a lot of information. He, being a member of the Appropriations Committee, I know realizes that every bit of that information is available to the

Committee. In this case the Committee itself, which is comprised of Members of this House happens to be our technical staff.

I understand there is what is known as the Budget Request Ledger that is available. I also think, and I think the gentleman will agree with me, that if that Budget Request Ledger were to be put into printed form for every Member of this House, it would cost thousands and thousands of dollars; but it is available to our experts in the House and our experts are the Appropriations Committee.

I will yield, Mr. Speaker, if the gentleman would like to make a statement.

Mr. ANDREWS. I would like to ask a question, Mr. Speaker.

The Budget Request Ledger is itemized, so much for this, so much for that, why then would it not be proper practice for the Appropriations Committee in drafting its bill to state the items in the departmental appropriations? They were submitted as items. The Appropriation Committee knows what the items are; but the Members of this House do not know what the items are. Why not have an appropriation bill that will give the Members of the House at least part of the information which it imparted to the Appropriations Committee?

Mr. SMITH. I think, Mr. Speaker, to answer that question—any Member of this House, I am quite sure, who is interested enough to find out that information can have it given to him and would have it given to him very freely from the Chairman of the Committee.

I happen to have what I think is the Budget Request Ledger on my desk. It took two men to carry it in. Knowing what our printing bills are around here, particularly with some of our codification of bills, I am afraid that to do something like that—although the Minority Leader would know more about this than I, because he is far more skilled with the Budget—I imagine it would cost a lot of money to print a bill such as that.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Smith, yield to the gentleman from Cambria, Mr. Andrews?

Mr. SMITH. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I failed to make myself clear. I did not suggest that the Members of the House be furnished with copies of the Budget Request Ledger; I simply asked why in framing the appropriation bills, the Appropriations Committee could not observe the same items. The Budget Request Ledger says so much for salaries; it says so much for telephones; it says so much for travel; it says so much for refurnishing—now why cannot the appropriation bills follow the same schedule of items for the information of the Members, in the bill, not the ledger?

Mr. SMITH. Mr. Speaker, I think I have interpreted the gentleman correctly and I still feel that will probably be, not double, but it would probably be six or eight times its present size to put all those details in an appropriation bill.

Yesterday the gentleman asked several questions, Mr. Speaker. To go into all of them in detail would require quite a lot of time. I have them here. They have been given to me by the Appropriations Committee. But I would like to give him some of the figures for which he asked.

He asked for the total appropriation for all Departments, for the payrolls, comparing 1951 and 1953 with 1949 and 1951. The total allocated for salary and wages for 1951-1953 is \$123,921,000; in 1949-51 it was \$111,000,000 and some cents—I am giving it to the gentleman in round figures. These increases this years I would take it would be due to salary increases that have been given over the last two years, and also an increased number of people on our payroll because of our hospital expansion under on our GSA program, that is, our state owned hospitals. That is an \$11,000,000 increase and that would account for a good part of that; in fact, most of it.

The hospital requests that were made in 1951-53 totalled \$18,000,000; in 1949-51 they totalled \$14,365,000. Our general appropriations bill carries \$15,993,000,—that is almost \$16,000,000 appropriations for state aided hospitals. The Governor recommended \$15,365,000. We have increased that almost \$600,000. Now there is no construction item in this general appropriation bill.

He also requested the amounts of money requested by the medical schools. This is set up in rather a peculiar way. I cannot account for why it is done this way; but I can give him the figures.

The University of Pennsylvania and the University of Pittsburgh do not get a definite allocation for their medical schools; they get a general allocation, and from that they allocate money for their medical schools.

There are several others here, and if the gentlemen would like me to give him these figures, I will. The Women's Medical College of Philadelphia have requested for 1951-53 \$350,000. Their appropriation for 1949-51 was \$250,000.

The Jefferson Medical College has requested \$1,349,000. They have been increased from \$876,000 in 1949-51.

Hahneman requested \$1,351,000; in 1949-51 they were given \$680,000.

Temple University is another one where it slipped down. They requested \$1,500,000. Their appropriation for 1951 was \$1,375,000.

They may also be working on the same premise that a lot of the Departments and a lot of individuals work, that you ask for more so that you can come down from something. That seems to be the general practice in human life; when we are selling something, we ask for more if we have to come down, and that is probably the reason for the differential in a lot of these figures.

The gentleman made a statement about our employes going away to private industry. There is no doubt that we in government cannot pay our employes really what they are worth. It is unfortunate, but it is true. I believe that our employes should be one of our first considerations, and I think the gentleman believes so too. We should reach a happy medium some where between private industry and government, and probably at a little higher rate than we are paying today.

I have a statement here—I do not believe that the gentleman has seen it because it was given to me—that was released to the press by the Governor. I would like to read one paragraph of it. The Governor says in this statement:

"As contemplated early in this administration, the Legislature will be asked before adjournment to appropriate \$10,000,000 not heretofore requested in the Budget, for increases in salaries of state employes during the next two years, due to inflationary higher cost of living. Of course, if the funds are not pro-

vided by the Legislature, these increases cannot be granted. Employees of the Legislature itself have already received a 12 percent increase by Senate Bill No. 3, passed very early in the session."

I think the Governor realizes that our employees will have to be paid more money if we are to keep them in governmental service. I believe we will have to pay them more money and I hope the Senate will see fit to pass the tax bills so that we can afford to pay them more.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman, and I shall now be very brief.

His last statement about the \$10,000,000 was the particular thing for which I was gunning. I intended to show the schedule of salaries in this Commonwealth as compared with the schedule of salaries for the same kind of job in other commonwealths. If the \$10,000,000 had not been trotted out by His Excellency, the Governor, I might have presumed upon the time of this House to tell him how to get the money. That, now at this time is not my particular problem.

Mr. Speaker, I have just one more line of inquiry and I am making it simply to get the record straight. I presume the gentleman from Blair, Mr. Sollenberger is the one best equipped to answer the question.

The SPEAKER. Will the gentleman from Blair, Mr. Sollenberger, permit himself to be interrogated?

Mr. SOLLENBERGER. Mr. Speaker, I shall.

Mr. ANDREWS. Mr. Speaker, on the basis of legislation passed, and legislation on the calendar today, what is the overall cost of public instruction?

Mr. SOLLENBERGER. Mr. Speaker, I do not believe I can answer the question of the overall cost to the Department of Public Instruction. For the public schools—

Mr. ANDREWS. Mr. Speaker, I mean on the part of the Commonwealth.

Mr. SOLLENBERGER. Mr. Speaker, if I recall correctly, for the public schools it would be around \$270 million—\$273,450,000 or \$273,540,000. I believe that that is about correct.

Mr. ANDREWS. Mr. Speaker, as compared in 1949 with what figure?

Mr. SOLLENBERGER. Mr. Speaker, \$203 million or an additional \$70 million. I believe that is the latest data we have on that.

Mr. ANDREWS. Mr. Speaker, an additional \$70 million?

I would ask the gentleman to be very particular on his figure in answering as to the amount of the increase.

Mr. SOLLENBERGER. Mr. Speaker, well that I think is correct.

Mr. ANDREWS. Mr. Speaker, approximately \$70 million?

Mr. SOLLENBERGER. Mr. Speaker, yes sir.

Mr. ANDREWS. Mr. Speaker, could the gentleman tell us the amount of the increase in the appropriations for teachers retirement?

Mr. SOLLENBERGER. Mr. Speaker, no I cannot answer that correctly. It will be several million dollars but I do not have the statistical data on hand just now.

Mr. ANDREWS. Mr. Speaker, would not it be \$11 million?

Mr. SOLLENBERGER. Mr. Speaker, approximately that, I would say.

Mr. ANDREWS. Mr. Speaker, can the gentleman tell us the amount of the increase in transportation costs?

Mr. SOLLENBERGER. Mr. Speaker, I understand \$4 million but I am not certain that that is exact. I think it is \$4 million for transportation, on the increase. The \$11 million is the correct data for the other, for the retirement.

Mr. ANDREWS. Mr. Speaker, other than teachers can the gentleman tell us what increases the present bill carries over the 1949 amounts?

Mr. SOLLENBERGER. Mr. Speaker, does the gentleman mean House Bill Nos. 333 and 334?

Mr. ANDREWS. No. Mr. Speaker, I mean other than that; increases other than the increases for retirement and the increases for transportation.

Mr. SOLLENBERGER. Mr. Speaker, I do not have the other data apart from those three items.

Mr. ANDREWS. Mr. Speaker, the gentleman will probably agree that there were at least increases of approximately \$5 million on other general items in the budget.

Mr. SOLLENBERGER. Mr. Speaker, yes without question for the Colleges and so forth.

Mr. ANDREWS. Mr. Speaker, does the gentleman have in mind the increase for teacher college salaries?

Mr. SOLLENBERGER. Mr. Speaker, well no—the general increase, on that—oh the increase, I beg your pardon. Yes, that is quite possible. I was thinking about the overall amount.

Mr. ANDREWS. Mr. Speaker, a final question. What is the cost of the increased subsidy to the teachers? How much do they get in the next biennium that they did not get in this biennium?

Mr. SOLLENBERGER. Mr. Speaker, I would say approximately \$55 million to \$56 million.

Mr. ANDREWS. Mr. Speaker, then I would say to the gentleman that if he says that the overall increase in the Department of Public Instruction budget is \$70 million and then he subtracts all of the other increases; various items such as transportation, retirement, teacher's colleges and these other things, he cannot give the teachers \$50 million because it is not there.

Mr. SOLLENBERGER. Mr. Speaker, some of the items he mentioned in this last statement are not the public school items. I made that very clear in my first statement that \$70 million increase is for the public schools not the colleges. I believe that if you would add the \$4 million and \$11 million it would make \$15 million.

Mr. ANDREWS. Mr. Speaker, yes. \$11 million for retirement, \$4 million for transportation and \$5 million for the other items that have been increased, there are about forty of them, and it makes about \$20 million.

Mr. SOLLENBERGER. Mr. Speaker, well \$20 million plus \$55 million would be about \$75 million which would leave a discrepancy of \$2 million on the overall increase of the \$73 million or a total of \$273 million. It is quite possible that one of those items is not counted in the public school expenses but is counted in with the Department of Public Instruction expenses which go, of course, much above that. So that includes colleges and everything the Department of Public Instruction has jurisdiction over and that is an entirely different question.

Mr. ANDREWS. Mr. Speaker, this really could be continued for a time but all we would do is amplify the record and probably contribute to the confusion rather than clarify the situation.

The point that I have been driving at is that you are

passing an appropriation bill up on the 600 millions and in practically every instance you are handing a blank check to the head of the Department, subject to the control of the Executive, to spend that money according to his whims, except in the instances where the Department must meet mandated expenditures. And I say that that is one heck of a way to draw an appropriation bill.

Mr. LOVETT. Mr. Speaker, as a member of the Appropriations Committee for quite a number of sessions I want to congratulate our Floor Leader on raising a very interesting question. It is a question that the House should take the time to consider.

The Appropriations Committee, which I find no fault with, does not receive sufficient funds to conduct the business of an Appropriations Committee.

The Members of the House of Representatives that are members of the Appropriations Committee cannot find the time during the session of the Legislature in which to attend the meetings of the Appropriations Committee because many meetings of the Appropriations Committee are held on Monday mornings and other times when it is almost impossible for the members of the Committee to attend those meetings. I, as a member, would be very happy if I could find the time to attend all the meetings of the Appropriations Committee.

I think this House should finally raise the cry to the general public that the cost of government, the cost that is in the interest of the people of Pennsylvania, the money that is spent is not as exorbitant as many people would like us to believe.

I want to say in closing that this question is a very vital question to the Members of this House and to the people of Pennsylvania.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Madigan,	Good,	Maxwell,	Royer,
Amarando,	Rovansek,	Mazza,	Rubin,
Andrews,	Goodling,	McConnell,	Sarraff,
Banker,	Graybill,	McCormack,	Sax,
Barkdoll,	Greenwood,	McCullough,	Scanlon,
Baumunk,	Greer,	McDermitt,	Schmidt,
Bear,	Guarnieri,	McGee,	Schuster,
Beaver,	Gutendorf,	McInroy,	Scott,
Beech,	Guthrie,	McKinney,	Seyler,
Berkstresser,	Hagerty,	McMillen,	Shoemaker,
Blair,	Hamilton, R. K.,	McNally,	Shotwell,
Bloom,	Hamilton, W. H.,	Metz,	Smith,
Boles,	Harney,	Mihm,	Snider,
Bolton,	Haudenschild,	Mikula,	Sollenberger,
Bomberger,	Headlee,	Miller, H. G.,	Stank,
Boorse,	Helm,	Miller, J. C.,	Stimmel,
Bower,	Hersch,	Mills,	Stoner,
Breisch,	Hewitt,	Mintess,	Swartz,
Breth,	Hocker,	Monroe,	Swope,
Brown,	Hoggard,	Moore, C. E.,	Tahl,
Bucchin,	Hunter,	Moore, H. A.,	Taylor,
Byrne,	Jenkins,	Moran,	Thompson, E. F.,
Cella,	Johnson,	Muldowney,	Thompson, R. L.,
Clapper,	Jones, G. E.,	Munley,	Toll,
Clendenning,	Jones, J. M.,	Murray,	Tompkins,
Cochran,	Jones, P. F.,	Musto,	Toomey,
Conway,	Jones, T. H. W.,	Najaka,	VanSant,
Cooper,	Jump,	Naugle,	Varallo,
Corr,	Kamyk,	Needham,	Varnier,
Costa,	Keller,	Olsen,	Verona,
Coyle,	Kent,	Penglase,	Wachhaus,
Dalrymple,	Kilne,	Peta,	Wargo,
Davis,	Kohl,	Petrosky,	Waterhouse,
Dennison,	Kolankiewicz,	Pettigrew,	Watkins,
Dougherty,	Kornick,	Praff,	

Dowling,	Kratz,	Pichney,	Weidner,
DuBois,	Kubacki,	Pitzer,	Welsh,
Duffy,	Lafore,	Polaski,	Wescott,
Dunn,	Lederer,	Polen,	Westrick,
Erb,	Leisey,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, L.,	Price, R. A.,	Wheeler,
Fenrich,	Leonard, W. C.,	Readinger,	Williams,
Ferster,	Leven,	Reagan,	Wilt,
Fillip,	Light,	Reese,	Wood,
Filo,	Limper,	Reidenbach,	Yeakel,
Firmstone,	Loftus,	Reilly, J. M.,	Yester,
Flack,	Lopresti,	Rigby,	Yetzer,
Frost,	Lovett,	Riley, R. L.,	Young,
Gaffney,	Lutty,	Robertson,	Ziegler,
Geer,	Lyons,	Rose,	Sorg,
Gibson,	Madden,	Rosen,	Speaker
Gleason,	Markley,		

NAYS—1

White.

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 104, as follows:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for driveways paths and parking areas on the Daniel Boone Homestead. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or so much thereof as may be necessary is hereby appropriated to the Pennsylvania Historical and Museum Commission for the Daniel Boone Homestead a property of the Commonwealth for the construction improvement grading and planting of driveways paths and parking areas and for the payment of salaries wages and other necessary incidental and contingent expenses in connection therewith

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,

Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,		

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 186, as follows:

An Act to add Section 2.1 to the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment qualifications term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment qualifications terms and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" is hereby amended by adding after Section 2 thereof a new section to read as follows

Section 2.1 The Pennsylvania State College is hereby authorized and directed to undertake the development of a research program for the following purposes

(1) To locate propagate test and secure effective distribution of the best seedlings for home and orchard planting of the many thousand seedlings now growing throughout the Commonwealth of chestnuts black walnuts English or Persian walnuts hickories filberts (including the hybrids with the hazel) and persimmons

(2) To locate propagate test and assist in the distribution of those parent trees and interplantings of parent trees which yield seedlings with the qualities desired for

feed for domestic animals and wildlife of chestnuts and chinkapins English or Persian walnuts filbert persimmon Asiatic flowering crabapples and honey locust

(3) To study and develop methods of management which make possible economical production of the crops mentioned in clauses (1) and (2) of this section

(4) To determine those factors necessary for the more regular production of acorns and beech nuts and to study those forest management practices which best adopt these factors to maximum production of feed for domestic animals and wildlife

(5) To determine those trees best adapted for planting on the spoil banks left by strip mining in the various sections of the State which may produce desirable feed for wildlife

Section 2 The sum of thirty thousand dollars (\$30,000) or as much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania State College for the fiscal biennium commencing the first day of June one thousand nine hundred fifty-one to carry out the purposes of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarrafi,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breich,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,		

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 233, as follows:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation maintenance and development of the Fort LeBoeuf Memorial and certain expenses in connection therewith

Whereas under previous legislation a tract of land on the site of Fort LeBoeuf in Waterford Borough Erie County has been acquired by the Commonwealth and placed under the jurisdiction of the Pennsylvania Historical and Museum Commission which tract contains the historic Amos Judson House and a bronze statue representing the young George Washington delivering notice of trespass to the French commander and

Whereas the appropriation for the improvement and development of this property carried in the previous legislation was withdrawn on the grounds that it would be several years before the property could be acquired therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to preserve protect and develop the Fort LeBoeuf Memorial which comprises the historic Amos Judson House and a tract of land on the site of Fort LeBoeuf in Waterford Borough Erie County the sum of twenty thousand dollars (\$20,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical and Museum Commission to be used for the preservation maintenance and development of the Fort LeBoeuf Memorial to prevent further deterioration of the Amos Judson House for the payment of wages of skilled craftsmen and other workmen for the purchase of materials and equipment for contracted repairs for the payment of professional fees for architectural supervision for the installation of suitable sanitary facilities and of facilities protecting from fire and theft and for other incidental and contingent expenses

Section 2 Notwithstanding any provision of the previous act regarding this property the Pennsylvania Historical and Museum Commission is hereby authorized with the advice and cooperation of the Fort LeBoeuf Chapter of the Daughters of American Colonists to develop this property as a memorial to Fort LeBoeuf serving constantly to remind Americans of the historical role of Pennsylvania in the French and Indian War and of the monumental services of George Washington in the founding of our Republic and for this purpose to establish a suitable museum and historical library in the Amos Judson House

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Rovansek,
Andrews,	Graybill,	Mazza,	Royer,
Banker,	Greenwood,	McConnell,	Rubin,
Barkdoll,	Greer,	McCormack,	Sarraff,
Baumunk,	Guarneri,	McCullough,	Sax,

Bear,	Gutendorf,	McDermitt,	Scanlon,
Beaver,	Guthrie,	McGee,	Schmidt,
Beech,	Hagerty,	McInroy,	Schuster,
Berkstresser,	Hamilton, R. K.,	McKinney,	Scott,
Blair,	Hamilton, W. H.,	McMillen,	Seyler,
Bloom,	Harney,	McNally,	Shoemaker,
Boles,	Haudenshield,	Metz,	Shotwell,
Bolton,	Headlee,	Mihm,	Smith,
Bomberger,	Helm,	Mikula,	Snider,
Boorse,	Hersch,	Miller, H. G.,	Sollenberger,
Bower,	Hewitt,	Miller, J. C.,	Spencer,
Breisch,	Hocker,	Mills,	Stank,
Breth,	Hoggard,	Mintess,	Stimmel,
Brown,	Hunter,	Monroe,	Stoner,
Bucchin,	Jenkins,	Moore, C. E.,	Swartz,
Byrne,	Johnson,	Moore, H. A.,	Swope,
Cella,	Jones, G. E.,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendening,	Jones, P. F.,	Munley,	Thompson, E. F.,
Cochran,	Jones, T. H. W.,	Murray,	Thompson, R. L.,
Conway,	Jump,	Musto,	Toll,
Cooper,	Kamyk,	Najaka,	Tompkins,
Corr,	Keller,	Naugle,	Toomey,
Costa,	Kent,	Needham,	VanSant,
Coyle,	Kline,	Olsen,	Varallo,
Dalrymple,	Kohl,	Penglase,	Varnier,
Davis,	Kolankiewicz,	Peta,	Verona,
Dennison,	Kornick,	Petrosky,	Wachhaus,
Dougherty,	Kratz,	Pettigrew,	Wargo,
Dowling,	Kubacki,	Pfaff,	Waterhouse,
DuBols,	Lafore,	Pichney,	Watkins,
Duffy,	Lederer,	Pitzer,	Weldner,
Dunn,	Leisey,	Polaski,	Weish,
Erb,	Leonard, L.,	Polen,	Wescott,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Fenrich,	Leven,	Price, R. A.,	Whalley,
Ferster,	Light,	Readinger,	Wheeler,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reldenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,			Speaker

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 243, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire on behalf of the Commonwealth certain land at the recognized site of William Penn's first landing in Pennsylvania in the city of Chester Delaware County as a historical site providing for the control management supervision improvement and maintenance thereof authorizing the Pennsylvania Historical and Museum Commission to make and enforce rules and regulations for the preservation and visitation thereof and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies is hereby authorized to acquire by purchase or gift on behalf of the Commonwealth approximately five (5) acres of land at and surrounding the recognized site of William Penn's first landing in Pennsylvania at Front and Penn Streets in the city of Chester Delaware County The exact amount and location of the land to be acquired shall be

determined by the Pennsylvania Historical and Museum Commission

Section 2 The Pennsylvania Historical and Museum Commission after said property has been acquired shall clear said property of all buildings structures and waste materials and shall grade and improve the same and shall provide for the maintenance of a suitable park providing a setting for this historical shrine

The Pennsylvania Historical and Museum Commission after said property has been acquired shall make and enforce rules and regulations for the preservation visitation and maintenance thereof

Section 3 The sum of thirty thousand dollars (\$30,000) or as much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the acquisition of the site hereinbefore referred to and for the clearing grading and improvement of said land

The sum of five thousand (\$5000) or as much thereof as may be necessary is hereby appropriated to the Pennsylvania Historical and Museum Commission for the two fiscal years beginning the first day of June one thousand nine hundred fifty-one for the purpose of maintenance of such site

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Rovansek,
Andrews,	Graybill,	Mazza,	Royer,
Banker,	Greenwood,	McConnell,	Rubin,
Barkdoll,	Greer,	McCormack,	Sarra,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McDermitt,	Scanlon,
Beaver,	Guthrie,	McGee,	Schmidt,
Beech,	Hagerty,	McInroy,	Schuster,
Berkstresser,	Hamilton, R. K.,	McKinney,	Scott,
Blair,	Hamilton, W. H.,	McMillen,	Seyler,
Bloom,	Harney,	McNally,	Shoemaker,
Boles,	Haudenschild,	Metz,	Shotwell,
Bolton,	Headlee,	Mihm,	Smith,
Bomberger,	Helm,	Mikula,	Snider,
Boorse,	Hersch,	Miller, H. G.,	Sollenberger,
Bower,	Hewitt,	Miller, J. C.,	Spencer,
Breisch,	Hocker,	Mills,	Stank,
Breth,	Hoggard,	Mintess,	Stimmel,
Brown,	Hunter,	Monroe,	Stoner,
Bucchin,	Jenkins,	Moore, C. E.,	Swartz,
Byrne,	Johnson,	Moore, H. A.,	Swope,
Cella,	Jones, G. E.,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, P. F.,	Munley,	Thompson, E. F.,
Cochran,	Jones, T. H. W.,	Murray,	Thompson, R. L.,
Conway,	Jump,	Musto,	Toll,
Cooper,	Kamyk,	Najaka,	Tompkins,
Corr,	Keller,	Naugle,	Toomey,
Costa,	Kent,	Needham,	VanSant,
Coyle,	Kline,	Olsen,	Varallo,
Dalrymple,	Kohl,	Penglase,	Varner,
Davis,	Kolankiewicz,	Peta,	Verona,
Dennison,	Kornick,	Petrosky,	Wachhaus,
Dougherty,	Kratz,	Pettigrew,	Wargo,
Dowling,	Kubacki,	Pfaff,	Waterhouse,
DuBois,	Lafore,	Pichney,	Watkins,
Duffy,	Lederer,	Pitzer,	Weidner,
Dunn,	Leisey,	Polaski,	Welsh,
Erb,	Leonard, L.,	Polen,	Wescott,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Fenrich,	Leven,	Price, R. A.,	Whalley,
Ferster,	Light,	Readinger,	Wheeler,
Fillo,	Limpert,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lovett,	Reidenbach,	Wood,
Frost,	Lutty,	Relly, J. M.,	Yeakel,
Gaffney,	Lyons,	Rigby,	Yester,
Geer,	Madden,	Riley, R. L.,	Yetzer,
		Robertson,	Young,

Gibson,
Gleason,
Good,

Madigan,
Markley,

Rose,
Rosen,

Ziegler,
Sorg,
Speaker

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 370, as follows:

An Act making an appropriation to the Trustees of the George Jr Republic Association Grove City Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr Republic School in Mercer County Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars (\$50,000) is hereby specifically appropriated to the Trustees of the George Jr Republic Association Grove City Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr Republic School in Mercer County Pennsylvania

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	Maxwell,	Sarra,
Banker,	Greenwood,	McConnell,	Rubin,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,

Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	White,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 759, as follows:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation and development of buildings and grounds at Ephrata Cloisters a famous historical shrine belonging to the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to preserve protect and develop the historic buildings at Ephrata Cloisters where the preservation program must be continued to avert the deterioration of the old wooden structures and to suitably landscape the ground the sum of seventy-five thousand dollars (\$75,000) or as much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical and Museum Commission to be used for essential exterior and interior repairs at the Ephrata Cloisters at Ephrata Lancaster County Pennsylvania for fencing tree-planting and other necessary landscaping work for the installation of better sanitary facilities for the payment of wages of skilled craftsmen and other workmen for the purchase of materials and equipment for contracted repairs and for the payment of professional fees for architectural supervision

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudensheld,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,

Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	Speaker
Good,		Rovansek,	

NAYS—1

NOT VOTING—1

White.

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 772, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the training of uneducable mentally handicapped children at day care training centers provided by the Department of Public Instruction and the care training and supervision by the Department of Welfare of children uneducable and untrainable in the public schools increasing State reimbursements for courses of handicapped children and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the tenth day of May one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after Section 1372 thereof a new section to read as follows

Section 1372.1 Day Care Training Centers for the Proper Training of Mentally Handicapped Children The Department of Public Instruction is hereby authorized to provide maintain administer supervise and operate day care training centers for the proper training of mentally handicapped children who have been declared to be uneducable in the public schools but who are considered to be trainable Pupil eligibility for day care training centers shall be determined according to standards and regulations promulgated by the State Council of Education The school district in which a child who

is enrolled in any day care training center is resident shall pay to the Commonwealth a sum equal to the district's "tuition charge per elementary pupil" for the preceding school term as provided for in section two thousand five hundred sixty-one of the act to which this is an amendment. In order to facilitate such payments by the several school districts the Superintendent of Public Instruction shall withhold from any moneys due to such district out of any State appropriation the amounts due by such school districts to the Commonwealth. All amounts so withheld are hereby specifically appropriated to the Department of Public Instruction for the maintenance and administration of day care training centers for mentally handicapped children.

Section 2 Section 1375 and 2509 of said act are hereby amended to read as follows:

Section 1375 Uneducable Children Provided for by Department of Welfare The State Council of Education shall establish regulations for temporary or permanent exclusion from the public school of children who are found to be uneducable and untrainable in the public schools. Any child who is reported by [an approved mental clinic or by] a person who is certified as a public school psychologist [or psychological examiner] as being uneducable and untrainable in the public schools may be reported by the board of school directors to the Superintendent of Public Instruction and when approved by him in accordance with the regulations of the State Council of Education shall be certified to the Department of Welfare [in accordance with regulations approved by the State Council of Education. After any such board shall have thus reported any child it] as a child who is uneducable and untrainable in the public schools. When a child is thus certified the public schools shall be relieved of the obligation of providing education or training for such child. The Department of Welfare shall thereupon arrange for the [admission] care, training and supervision of such child [at an appropriate institution for the training of] in a manner not inconsistent with the laws governing mentally defective [children due consideration being given to the availability of space in such institution] individuals.

Section 2509 Payments on Account of Courses for Handicapped Children Every school district regardless of classification shall be paid by the Commonwealth for every school term [the sum of twenty dollars (\$20) per pupil in average daily membership in a course or courses for mentally handicapped children and the sum of thirty dollars (\$30) per pupil in average daily membership in a course or courses for physically handicapped children approved by the Superintendent of Public Instruction] an amount to be determined by multiplying the average daily membership in a course or courses for mentally handicapped children and the average daily membership in a course or courses for physically handicapped children approved by the Department of Public Instruction by the actual excess in the cost per child in each type of special classes over the cost per child in the regular classes at the elementary junior high or senior high school level. Payments by the Commonwealth shall not exceed seventy-five per cent (75%) of the total cost of educating a mentally or physically handicapped child enrolled in any special class in any district.

Section 3 The sum of Fifty Thousand Dollars (\$50,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the two fiscal years beginning the first day of June one thousand nine hundred fifty-one for the purpose of maintaining administering supervising and operating day care training centers for mentally handicapped children.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verna,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limber,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 819, as follows:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eighty-five thousand dollars (\$85,000) or as much thereof as may be necessary is hereby appropriated to The Franklin Institute of the State of Pennsylvania at Philadelphia Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred fifty-one for the purpose of the maintenance of said institute

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnar,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Pfaff,	Watkins,	Weldner,
DuBois,	Kubacki,	Pichney,	Welsh,
Duffy,	Lafore,	Pitzer,	Wescott,
Dunn,	Lederer,	Polaski,	Westrick,
Erb,	Leisey,	Polen,	Whalley,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Wheeler,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Williams,
Ferster,	Light,	Readinger,	Wilt,
Filip,	Limper,	Reagan,	Wood,
Filo,	Loftus,	Reese,	Yeakel,
Firmstone,	Lopresti,	Reldenbach,	Yester,
Flack,	Lovett,	Reilly, J. M.,	Yetzer,
Frost,	Lutty,	Rigby,	Young,
Gaffney,	Lyons,	Riley, R. L.,	Ziegler,
Geer,	Madden,	Robertson,	Rose,
Gibson,	Madigan,	Rosen,	Rovansek,
Gleason,	Markley,	Speaker	

NAYS—1

White,

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 835, as follows:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of a lot of ground and Tiadaghton Elm Tree in Clinton County Pennsylvania to establish the same as an historic monument

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand dollars (\$2,000) or as

much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical and Museum Commission to be used to purchase Tiadaghton Elm Tree and a plot of ground surrounding it in Pine Creek Township Clinton County Pennsylvania and to pay for tree surgery and landscaping in order to establish said tree as an historic monument to commemorate the adoption by the residents of the area of a Declaration of Independence on July fourth one thousand seven hundred seventy-six concurrently with the adoption of the historic document at Philadelphia

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnar,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Flack,	Lopresti,	Reldenbach,	Yeakel,
Frost,	Lovett,	Reilly, J. M.,	Yester,
Gaffney,	Lutty,	Rigby,	Yetzer,
Geer,	Lyons,	Riley, R. L.,	Young,
Gibson,	Madden,	Robertson,	Ziegler,
Gleason,	Madigan,	Rose,	Sorg,
Good,	Markley,	Rosen,	Speaker
		Rovansek,	

NAYS—1

White,

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 864, as follows:

An Act directing the Department of Highways to transfer the Searights Toll House to the Pennsylvania Historical and Museum Commission providing for the restoration of the Toll House authorizing the Department of Property and Supplies to convey the Toll House to the Westmoreland-Fayette Historical Society and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Highways is hereby directed to transfer to the Pennsylvania Historical and Museum Commission the Searights Toll House in Fayette County on U S Route 40 approximately four miles from Uniontown Pennsylvania also known as Toll House No. 3 on the National Road and as much of the grounds on which it stands as the Secretary of Highways and the Pennsylvania Historical and Museum Commission consider practical taking into consideration the needs of the Department of Highways in maintaining the roads adjacent thereto and establishment of the Toll House as an historic monument open to visitors

Section 2 The Pennsylvania Historical and Museum Commission is hereby directed to restore or contract for the restoration of the Toll House to its original state

Section 3 When the Toll House has been restored the Department of Property and Supplies with the consent and approval of the Governor and the Pennsylvania Historical and Museum Commission is hereby authorized to convey the Toll House and grounds to the Westmoreland-Fayette Historical Society in consideration of the covenant of that society to preserve and maintain the Toll House in a good state of repair and to maintain it as an historic monument open to visitation by the public

Section 4 The sum of eight thousand four hundred dollars (\$8,400) or as much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical and Museum Commission to be used for the payment of all expenses incurred in repair and restoration of the Toll House

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,
Andrews,	Graybill,	Mazza,
Banker,	Greenwood,	McConnell,
Barkdoll,	Greer,	McCormack,
Baumunk,	Guarnieri,	McCullough,
Bear,	Gutendorf,	McDermitt,
Beaver,	Guthrie,	McGee,
Beech,	Hagerty,	McInroy,
Berkstresser,	Hamilton, R. K.,	McKinney,
Blair,	Hamilton, W. H.,	McMillen,
Bloom,	Harney,	McNally,
Boles,	Haudenschild,	Metz,
Bolton,	Headlee,	Mihm,
Bomberger,	Helm,	Mikula,
Boorse,	Hersch,	Miller, H. G.,
Bower,	Hewitt,	Miller, J. C.,
Brelsch,	Hocker,	Mills,
Breth,	Hoggard,	Mintess,
Brown,	Hunter,	Monroe,
Bucchin,	Jenkins,	Moore, C. E.,
Byrne,	Johnson,	Moore, H. A.,
Cella,	Jones, G. E.,	Moran,
Clapper,	Jones, J. M.,	Muldowney,
Clendening,	Jones, P. F.,	Munley,
Cochran,	Jones, T. H. W.,	Murray,

Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Fillip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	Speaker
Good,		Rovansek,	

NAYS—1

White.

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 957, as follows:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for study and research including archaeological excavations pertaining to the activities and glass works of the famous Pennsylvania ironmaster glassmaker and townbuilder (Henry William) Baron von Stiegel

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The museum division of the Pennsylvania Historical and Museum Commission is hereby authorized to carry on archaeological excavation in and near the Borough of Manheim Lancaster County for the purpose of locating the famous Stiegel glass house or glass works from which came the most beautiful and artistic glassware of colonial America to develop and study significant data disclosed by these excavations and to arrange in the State museum a study collection of actual glass from the Stiegel site for the use of collectors and experts in verifying the authenticity of reputed Stiegel glassware The commission is also authorized to gather information by historical research on Henry William Stiegel known as Baron Von Stiegel famous Pennsylvania ironmaster glassmaker and townbuilder who made notable contributions to the development of Pennsylvania industry

Section 2 For the purpose of carrying out the provisions of this act the sum of six thousand dollars (\$6,000) or as much thereof as may be necessary is hereby specifically appropriated to the museum division of the Pennsylvania Historical and Museum Commission for the payment of salaries wages or other compensation to archaeologists experts and laborers for the purchase of supplies and equipment and other incidental expenses

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	
Good,		Rovansek,	

Speaker

NAYS—1

White.

Hall.

NOT VOTING—1

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1065, as follows:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two million two hundred fifty thousand dollars (\$2,250,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of Temple University at Philadelphia for the two fiscal years beginning June first one thousand nine hundred fifty-one for the general maintenance of the university and the purchase of such apparatus and equip-

ment as the trustees may deem necessary for the best interests of the university

And said bill having ben read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	
Good,		Rovansek,	

Speaker

NAYS—1

White.

Hall.

NOT VOTING—1

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1066, as follows:

An Act making an appropriation to the Temple University Medical School at Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million three hundred seventy-five thousand dollars (\$1,375,000) or as much thereof as may be necessary is hereby specifically appropriated to the Temple University Medical School of Philadelphia for the two fiscal years beginning June first one thousand nine hundred fifty-one for the general maintenance of the medical school and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the medical school

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	
Good,		Rovansek,	Speaker

NAYS—1

White,

Hall,

NOT VOTING—1

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1069, as follows:

An Act making an appropriation to The Academy of Natural Sciences of Philadelphia to be used for salaries and equipment in providing certain services to the public and for the purpose of the maintenance of the building of said academy

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-seven thousand dollars (\$77,000) is hereby specifically appropriated to The Academy of Natural Sciences of Philadelphia to be used for salaries supplies and equipment necessary in providing the following services to the public (1) Instruction of school groups (2) lectures for the public (3) preparation of museum exhibits for the use of schools and the public and (4) operation of an autral history reference library for the public and for the purpose of the maintenance of the building of said academy

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	
Good,		Rovansek,	Speaker

NAYS—1

White,

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1073, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Soldiers' Orphan School to acquire an unimproved tract of land in Franklin County for the use of the Pennsylvania Soldiers' Orphan School and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Soldiers' Orphan School is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania a certain unimproved tract of land in Franklin County Pennsylvania presently owned by C W Cooper and Lillian M Cooper containing (16) acres more or less and being adjacent to the Pennsylvania Soldiers' Orphan School Scotland Pennsylvania bounded on the South by the Pennsylvania Railroad on the West by land of Robert H Frecon on the North by the Conocheague Creek and on the East by lands of the Commonwealth of Pennsylvania for use of the Pennsylvania Soldiers' Orphan School

Section 2 Said unimproved tract of land when purchased shall be added to the lands of the Pennsylvania Soldiers' Orphan School Scotland Pennsylvania The deed of conveyance shall be deposited with the Secretary of Internal Affairs Said land shall not be acquired until the title thereto has been approved by the Department of Justice

Section 3 The sum of two thousand eight hundred dollars (\$2800) or as much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said unimproved tract of land and the expenses incidental thereto including title searches

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having ben read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,

Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olser,	Varnar,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1095, as follows:

An Act reappropriating to Episcopal Hospital Philadelphia certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

Whereas The sum of \$150,000 was heretofore appropriated by the Commonwealth of Pennsylvania to The Trustees of the University of Pennsylvania for free patient care in the Episcopal Hospital Philadelphia for the period commencing June 1st 1949 and ending May 31st 1951 and

Whereas At the time said appropriation was made the Trustees of the University of Pennsylvania were the lessees of Episcopal Hospital and were in possession of it and were the sole operators of Episcopal Hospital under a written Agreement with Episcopal Hospital dated January 1st 1949 and continuing for a term ending on May 31st 1953 and

Whereas By a written Agreement dated February 28th 1951 between the Trustees of the University of Pennsylvania and Episcopal Hospital the provisions of the Agreement dated January 1st 1949 relating to the operation of Episcopal Hospital by the Trustees of the University of Pennsylvania were terminated and

Whereas Commencing on March 1st 1951 Episcopal Hospital has been in possession of Episcopal Hospital a non-profit Corporation and said corporation has been operating said hospital and intends to operate it in the future and

Whereas A portion of the \$150,000 already appropriated for free patient care in Episcopal Hospital (ie the sum of \$18,750 representing the monev appropriated for the quarter commencing March 1st 1951 and ending May 31st 1951) will lapse unless the General Assembly transfers the appropriation of this sum of money from the Trustees of the University of Pennsylvania to Episcopal Hospital and

Whereas Episcopal Hospital is a non-sectarian non-profit corporation eligible to receive an appropriation

Now Therefore The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eighteen thousand seven hundred fifty dollars (\$18,750) or as much thereof as may be necessary being the unexpended balance of the appropriation of one hundred fifty thousand dollars (\$150,000) made to the University of Pennsylvania for the Episcopal Hospital by the act approved the twentieth day of May one thousand nine hundred forty-nine (Appropriation Act Page 39 No 58A) is hereby reappropriated to the Episcopal Hospital of Philadelphia for the purpose of the maintenance of the hospital during the period from the first day of March one thousand nine hundred fifty-one until the thirty-first day of May one thousand nine hundred fifty-one in the manner prescribed by law at the rate of six dollars (\$6.00) per diem but not to exceed the regularly established ward rate or any reduced rate for the medical and surgical services rendered to and maintenance of persons treated in the hospital who are entitled to free service and for each day of part pay service such proportion of six dollars (\$6.00) per diem rate or the regular ward rate if less or any reduced rate as part of regular ward rate or any reduced rate which is less than the regular ward rate which the person treated is not able to pay bears to the regular ward rate or reduced rate for free service except that the hospital shall not receive compensation exceeding the actual cost of service per capita in its public ward

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hamilton, R. K.	McKinney.	Seyler.
Blair.	Hamilton, W. H.	McMillen.	Shoemaker.
Bloom.	Harney.	McNally.	Shotwell.
Boles.	Haudenschild.	Metz.	Smith.
Bolton.	Headlee.	Mihm.	Snider.
Bomberger.	Helm.	Mikula.	Sollenberger.
Boorse.	Hersch.	Miller, H. G.	Spencer.
Bower.	Hewitt.	Miller, J. C.	Stank.
Breisch.	Hocker.	Mills.	Stimmel.
Breth.	Hoggard.	Mintess.	Stoner.
Brown.	Hunter.	Monroe.	Swartz.
Bucchin.	Jenkins.	Moore, C. E.	Swope.
Byrne.	Johnson.	Moore, H. A.	Tahl.
Cella.	Jones, G. E.	Moran.	Taylor.
Clapper.	Jones, J. M.	Muldowney.	Thompson, E. F.
Clendening.	Jones, P. F.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyle.	Kline.	Olsen.	Varnier.
Dalrymple.	Kohl.	Penglase.	Verona.
Davis.	Kolankiewicz.	Peta.	Wachhaus.
Dennison.	Kornick.	Petrosky.	Wargo.
Dougherty.	Kratz.	Pettigrew.	Waterhouse.
Dowling.	Kubacki.	Pfaff.	Watkins.
DuBois.	Lafore.	Pichney.	Weldner.
Duffy.	Lederer.	Pitzer.	Welsh.
Dunn.	Lelsey.	Polaski.	Wescott.
Erb.	Leonard, L.	Polen.	Westrick.
Ewing.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Fenrich.	Leven.	Price, R. A.	Wheeler.

Ferster.
Filip.
Filo.
Firmstone.
Flack.
Frost.
Gaffney.
Geer.
Gibson.
Gleason.
Good.

Light.
Limper.
Loftus.
Lopresti.
Lovett.
Lutty.
Lyons.
Madden.
Madigan.
Markley.

Readinger.
Reagan.
Reese.
Reidenbach.
Reilly, J. M.
Rigby.
Riley, R. L.
Robertson.
Rose.
Rosen.
Rovansek.

White.
Williams.
Wilt.
Wood.
Yeakel.
Yester.
Yetzer.
Young.
Ziegler.
Sorg.
Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1121, as follows:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

Section 1 The sum of one hundred ten thousand dollars (\$110,000) or as much thereof as may be necessary is hereby specifically appropriated to the Downingtown Industrial School at Downingtown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred fifty-one for the purpose of maintenance to be paid according to law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hamilton, R. K.	McKinney.	Seyler.
Blair.	Hamilton, W. H.	McMillen.	Shoemaker.
Bloom.	Harney.	McNally.	Shotwell.
Boles.	Haudenschild.	Metz.	Smith.
Bolton.	Headlee.	Mihm.	Snider.
Bomberger.	Helm.	Mikula.	Sollenberger.
Boorse.	Hersch.	Miller, H. G.	Spencer.
Bower.	Hewitt.	Miller, J. C.	Stank.
Breisch.	Hocker.	Mills.	Stimmel.
Breth.	Hoggard.	Mintess.	Stoner.
Brown.	Hunter.	Monroe.	Swartz.
Bucchin.	Jenkins.	Moore, C. E.	Swope.
Byrne.	Johnson.	Moore, H. A.	Tahl.
Cella.	Jones, G. E.	Moran.	Taylor.
Clapper.	Jones, J. M.	Muldowney.	Thompson, E. F.
Clendening.	Jones, P. F.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyle.	Kline.	Olsen.	Varnier.
Dalrymple.	Kohl.	Penglase.	Verona.
Davis.	Kolankiewicz.	Peta.	Wachhaus.
Dennison.	Kornick.	Petrosky.	Wargo.
Dougherty.	Kratz.	Pettigrew.	Waterhouse.
Dowling.	Kubacki.	Pfaff.	Watkins.
DuBois.	Lafore.	Pichney.	Weldner.

Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler.
Ferster,	Light,	Readinger,	White,
Fillp,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1122, as follows:

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred thirty-one thousand dollars (\$331,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the College of Lincoln University Chester County for the two fiscal years beginning June first one thousand nine hundred fifty-one for the general maintenance of the university and the purchase of such apparatus and equipment as the trustees may deem for the best interests of the university

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,

Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kilne,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillp,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1127, as follows:

An Act making an appropriation to the Trustees of Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million dollars (\$1,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred fifty-one for the purpose of maintenance of a school of medicine

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,

Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	Speaker
Good,		Rovansek,	

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1130, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of four hundred ninety-two thousand dollars (\$492,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred fifty-one for the general maintenance of and for research in the School of Veterinary Medicine of the university and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the School of Veterinary Medicine

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,

Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bombberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1135, as follows:

An Act to amend the title and Sections 2 and 3 of the act approved the third day of June one thousand nine hundred forty-three (P. L. 847) entitled "An act creating a revolving fund in the State Treasury to be used by the State Council for the Blind for making advancements to blind persons for the purchase of stock equipment and accessories necessary to operate vending or refreshment stands in locations leased or arranged for by said council providing for the repayment of such advancements authorizing the State Council for the Blind to adopt rules and regulations and making an appropriation" by authorizing the State Council to purchase own install maintain and lease equipment and accessories for suitable business enterprises for the blind accept Federal funds and making an additional appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and Sections 2 and 3 of the act approved the third day of June one thousand nine hundred forty-three (P. L. 847) entitled "An act creating a revolving fund in the State Treasury to be used by the State Council for the Blind for making advancements to blind persons for the purchase of stock equipment and

accessories necessary to operate vending or refreshment stands in locations leased or arranged for by said council providing for the repayment of such advancements authorizing the State Council for the Blind to adopt rules and regulations and making an appropriation" are hereby amended to read as follows

An Act

Creating a revolving fund in the State Treasury to be used by the State Council for the Blind to purchase own install maintain and lease equipment and accessories for suitable business enterprises for the blind and for making advancements to blind persons for the purchase of merchandise stock equipment and accessories necessary to operate vending or refreshment stands or other suitable business enterprises in locations leased or arranged for by said council providing authorizing the State Council for the Blind to adopt for the payment for the lease of such equipment and accessories and for repayment of such advancements rules and regulations and accept Federal funds and making an appropriation

Section 2 The State Council for the Blind is hereby authorized to purchase own install maintain and lease equipment and accessories to be used for suitable business enterprises for the blind and to advance to deserving blind persons out of moneys in the "Employment Fund for the Blind" such reasonable amounts as may be considered proper to enable such blind persons to purchase the merchandise equipment stock and accessories necessary to put into operation a vending or refreshment stand or other suitable business enterprises in some suitable location to be leased or arranged for by the state council Pennsylvania blind veterans of the World Wars shall be given first preference for locations established in accordance with the provisions of the Federal Randolph-Shepard Act and the rules and regulations pursuant thereto

Such business enterprises shall be approved by the State Council for the Blind and supervised periodically by the council or its agents

The leases or permits for the installation and operation of any such stands or other suitable business enterprises shall be secured by the State Council for the Blind in its own name

Any moneys advanced to a blind person under the authority of this act shall be repaid by such person in monthly installments which shall in no case be less than two per centum (2%) of the gross monthly sales made at the stand or business in question

Equipment and accessories purchased owned installed and maintained by the State Council for the Blind may be leased to deserving blind persons for an amount not to exceed four per centum (4%) of the gross monthly sales The council shall periodically regulate the rental fee charge in such a manner that the fund shall at no time exceed fifty thousand dollars (\$50,000). The State Council for the Blind shall transmit all such repayments and rental fees into the State Treasury where they shall be credited to the "Employment Fund for the Blind"

Section 3 The State Council for the Blind is hereby authorized to take any action and to adopt suitable rules and regulations necessary to facilitate the operation of this act and in furtherance of those objectives to accept any grants or contributions from the Federal Government or any agency thereof Any such grants or contributions shall be held by the State Treasurer as custodian for the State Council for the Blind and shall be paid out on requisition of the State Council for the Blind without further appropriation

Section 2 The sum of fifty thousand dollars (\$50,000) is hereby appropriated to be paid into the "Employment Fund for the Blind" for use by the State Council for the Blind in carrying out the purposes of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hamilton, R. K.	McKinney.	Seyler.
Blair.	Hamilton, W. H.	McMillen.	Shoemaker.
Bloom.	Harney.	McNally.	Shotwell.
Boles.	Haudenshield.	Metz.	Smith.
Bolton.	Headlee.	Mihm.	Snider.
Bomberger.	Helm.	Mikula.	Sollenberger.
Boorse.	Hersch.	Miller, H. G.	Spencer.
Bower.	Hewitt.	Miller, J. C.	Stank.
Brelschi.	Hocker.	Mills.	Stimmel.
Breth.	Hoggard.	Mintess.	Stoner.
Brown.	Hunter.	Monroe.	Swartz.
Bucchin.	Jenkins.	Moore, C. E.	Swope.
Byrne.	Johnson.	Moore, H. A.	Tahl.
Cella.	Jones, G. E.	Moran.	Taylor.
Clapper.	Jones, J. M.	Muldowney.	Thompson, E. F.
Clendening.	Jones, P. F.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyle.	Kline.	Olsen.	Varner.
Dalrymple.	Kohl.	Penglase.	Verona.
Davis.	Kolankiewicz.	Peta.	Wachhaus.
Dennison.	Kornick.	Petrosky.	Wargo.
Dougherty.	Kratz.	Pettigrew.	Waterhouse.
Dowling.	Kubacki.	Pfaff.	Watkins.
DuBois.	Lafore.	Pichney.	Weidner.
Duffy.	Lederer.	Pitzer.	Welsh.
Dunn.	Lelsey.	Polaski.	Wescott.
Erb.	Leonard, L.	Polen.	Westrick.
Ewing.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Fenrich.	Leven.	Price, R. A.	Wheeler.
Ferster.	Light.	Readinger.	White.
Filip.	Limper.	Reagan.	Williams.
Filo.	Loftus.	Reese.	Wilt.
Firmstone.	Lopresti.	Reidenbach.	Wood.
Flack.	Lovett.	Reilly, J. M.	Yeakel.
Frost.	Lutty.	Rigby.	Yester.
Gaffney.	Lyons.	Riley, R. L.	Yetzer.
Geer.	Madden.	Robertson.	Young.
Gibson.	Madigan.	Rose.	Ziegler.
Gleason.	Markley.	Rosen.	Sorg.
Good.		Rovansek.	Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1138, as follows:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Point Park in Pittsburgh

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million five hundred thousand dollars (\$1,500,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the payment of ex-

penses incurred in continuing the work of demolishing buildings and other expenses incident to the development of Point Park in Pittsburgh

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

NAYS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1141, as follows:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton Pennsylvania for maintenance and purchase of supplies and equipment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of sixty-five thousand dollars (\$65,000) is hereby specifically appropriated to the Orlando S. Johnson Industrial School of Scranton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred fifty-one for the purpose of maintenance and the purchase of supplies and equipment to be paid according to law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1142, as follows:

A Further Supplement to the act approved the first day of April one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to carry into effect the act of Congress approved July second one thousand eight hundred sixty-two granting public land to the several states for educational purposes and subsequent acts of Congress related thereto and the act of the Legislature of Pennsylvania approved the first day of April one thousand eight hundred sixty-three and subsequent acts of the Legislature of Pennsylvania accepting the provisions and conditions of said acts of Congress and pledging the faith of the state to carry the same into effect the sum of seventeen million five hundred dollars (\$17,500,000) is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred fifty-one to the trustees of The Pennsylvania State College for the following purposes

(1) For the general maintenance of instruction research and extension in the School of Agriculture the Mont Alto State Forest School the School of Engineering the School of the Liberal Arts the School of Home Economics the School of Mineral Industries the School of Chemistry and physics the School of Education the Graduate School the School of Physical Education and Athletics for the general maintenance of other schools departments offices and services including repairs and improvements to the grounds and buildings service of light heat power water and sewage disposal salaries and wages materials supplies equipment books and periodicals insurance and interest and such other expenditures as the trustees may deem necessary and practicable the sum of seventeen million one hundred and five thousand dollars (\$17,105,000)

(2) For the use of the School of Agriculture for expenditure by the Agriculture Experiment Station for the support of research and investigation directed toward the development and production of superior strains of crops and livestock and to develop more efficient methods of producing and marketing such products the sum of one hundred fifty thousand dollars (\$150,000)

(3) For the maintenance and the support of research and experimental investigation on problems relating to the petroleum industry of the State the sum of fifty thousand dollars (\$50,000)

(4) For the purpose of carrying on research and investigation to discover by-products of anthracite and bituminous coal and uses therefor of developing new scientific chemical industrial domestic and other uses and new and extended markets for anthracite coal and its products and for employing engineers chemists technical experts assistants clerks stenographers and other employes and purchasing such machinery supplies equipment apparatus and other things necessary in the furtherance of the aforesaid research and investigation to be used by the School of Mineral Industries under the supervision of the State Department of Mines the sum of seventy thousand dollars (\$70,000) Provided That the moneys appropriated by this clause shall be available and expended only to the extent that a sum equal to fifty per centum of the amount to be expended by the Commonwealth is contributed to The Pennsylvania State College by the members of the anthracite and bituminous coal industry Affidavits evidencing such contributions shall be submitted by the College to the Auditor General

(5) For the support of research and investigation of basic problems affecting the slate and other non-metallic mineral industries the sum of thirty-five thousand dollars (\$35,000)

(6) For the support of research and investigation of

long range basic problems affecting the mineral industries the sum of thirty-two thousand five hundred dollars (\$32,500)

(7) For the purpose of matching money contributed by industry to the School of Mineral Industries for research and investigation of long range basic problems affecting the mineral industries the sum of fifty-seven thousand five hundred dollars (\$57,500) Provided That no more shall be expended from this item than may be required to match an equal sum contributed to the College by one or more industries for such research and investigation Affidavits evidencing such contributions shall be submitted by the College to the Auditor General

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

NAYS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Scanlon,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglaise,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	Speaker
Good,		Rovansek,	

NAYS—1

White,

Hall,

NOT VOTING—1

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1143, as follows:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction to complete the new Boys' Dormitory

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-five thousand dollars (\$75,000) or as much thereof as may be necessary is hereby specifically appropriated to the Downingtown Industrial and Agricultural School at Downingtown Pennsylvania for the payment of the cost of construction to complete the new Boys' Dormitory

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Geer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McCormack,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Meiz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnar,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	
Fenrich,	Leven,	Price, R. A.,	
Ferster,	Light,	Readinger,	
Fillip,	Limper,	Reagan,	
Filo,	Loftus,	Reese,	
Firmstone,	Lopresti,	Reldenbach,	
Flack,	Lovett,	Reilly, J. M.,	
Frost,	Lutty,	Rigby,	
Gaffney,	Lyons,	Riley, R. L.,	
Greer,	Madden,	Robertson,	
Gibson,	Madigan,	Rose,	
Gleason,	Markley,	Rosen,	
Good,		Rovansek,	

Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1144, as follows:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university the purchase of apparatus and equipment therefor and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three million three hundred ninety-six thousand dollars (\$3,396,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the University of Pittsburgh for the two fiscal years beginning June first one thousand nine hundred fifty-one for the general maintenance of the University of Pittsburgh the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the university including maintenance of teaching facilities in hospitals for students of the School of Medicine of the university including the Maternity Dispensary and other dispensaries

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

NAYS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McCormack,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Meiz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnar,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,

Erb.	Leonard, L.	Polen.	Westrick.
Ewing.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Fenrich,	Leven,	Price, R. A.	Wheeler.
Ferster,	Light,	Readinger.	Williams.
Fillip,	Limper,	Reagan.	Wilt.
Filo.	Loftus,	Reese.	Wood.
Firmstone,	Lopresti.	Reidenbach.	Yeakel.
Flack,	Lovett,	Relly, J. M.	Yester.
Frost,	Lutty,	Rigby.	Yetzer.
Gaffney,	Lyons,	Riley, R. L.	Young.
Geer,	Madden.	Robertson.	Ziegler.
Gibson,	Madigan.	Rose.	Sorg.
Gleason,	Markley.	Rosen.	Speaker
Good.		Rovansek.	

NAYS—1

White.

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1146, as follows:

An Act making an appropriation to the Berean Manual Training School at Philadelphia Pennsylvania for the purpose of the maintenance of said school

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty-two thousand nine hundred dollars (\$42,900) or as much thereof as may be necessary is hereby appropriated to the Berean Manual Training School at Philadelphia Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred fifty-one for the purpose of the maintenance of said school and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the school

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer.
Andrews,	Graybill,	Mazza,	Rubin.
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McCormack,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker.
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	
Brown,	Hunter,	Monroe,	
Buchlin,	Jenkins,	Moore, C. E.,	
Byrne,	Johnson,	Moore, H. A.,	
Cella,	Jones, G. E.,	Moran,	
Clapper,	Jones, J. M.,	Muldowney,	
Clendening,	Jones, P. F.,	Munley,	
Cochran,	Jones, T. H. W.,	Murray,	
Conway,	Jump,	Musto,	
Cooper,	Kamyk,	Najaka,	
Cort,	Keller,	Naugle,	

Costa,	Kent,	Needham,	Varallo.
Coyle,	Kline,	Olsen,	Varner.
Dalrymple,	Kohl,	Penglas,	Verona.
Davis,	Kolankiewicz,	Peta,	Wachhaus.
Dennison,	Kornick,	Petrosky,	Wargo.
Dougherty,	Kratz,	Pettigrew,	Waterhouse.
Dowling,	Kubacki,	Pfaff,	Watkins.
DuBois,	Lafore,	Pichney,	Weidner.
Duffy,	Lederer,	Pitzer,	Welsh.
Dunn,	Lelsey,	Polaski,	Wescott.
Erb,	Leonard, L.,	Polen,	Westrick.
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley.
Fenrich,	Leven,	Price, R. A.,	Wheeler.
Ferster,	Light,	Readinger,	White.
Fillip,	Limper,	Reagan,	Williams.
Filo,	Loftus,	Reese,	Wilt.
Firmstone,	Lopresti,	Reidenbach.	Wood.
Flack,	Lovett,	Relly, J. M.,	Yeakel.
Frost,	Lutty,	Rigby,	Yester.
Gaffney,	Lyons,	Riley, R. L.,	Yetzer.
Geer,	Madden,	Robertson,	Young.
Gibson,	Madigan,	Rose,	Ziegler.
Gleason,	Markley,	Rosen,	Sorg.
Good,		Rovansek.	Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1147, as follows:

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thirty thousand dollars (\$130,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the two fiscal years beginning June first one thousand nine hundred fifty-one for aid to free public non-sectarian libraries and for the purchase and transportation of books to be used for demonstration and circulation purposes to carry into effect the provisions of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 1208)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer.
Andrews,	Graybill,	Mazza,	Rubin.
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McCormack,	Scanlon.
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider.
Bomberger,	Helm,	Mikula,	Sollenberger.
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,

Breth,	Hoggard,	Mintess.	Stoner,
Brown,	Hunter,	Monroe.	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,			

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1148, as follows:

An Act making an appropriation to the Moore Institute of Art Science and Industry formerly Philadelphia School of Design for Women at Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand fifty dollars (\$50,050) is hereby specifically appropriated to the Moore Institute of Art Science and Industry formerly Philadelphia School of Design for Women at Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred fifty-one Provided That in such school there shall be maintained a free one-year scholarship annually for one pupil of each senatorial district in the State to be filled by appointment of the Senator of each such district

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McCormack,	Scanlon,

Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1149, as follows:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred fifty thousand dollars (\$150,000) or as much thereof as may be necessary is hereby appropriated to the Department of Public Instruction for the purpose of revising the elementary secondary and vocational curricula in the public schools of the Commonwealth in accordance with the provisions of Act 551 approved July seven one thousand nine hundred forty-seven (P. L. 1427) for the two fiscal years commencing June first one thousand nine hundred fifty-one

Section 2 All moneys collected from the sale of any publications issued pursuant to said act shall be paid into the General Fund and credited to the foregoing appropriation and are hereby appropriated for the same purposes in addition to the amount hereinbefore appropriated

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitutions the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer.
Andrews,	Graybill,	Mazza,	Rubin.
Banker,	Greenwood,	McConnell,	Sarraff.
Barkdoll,	Greer,	McCullough,	Sax.
Baumunk,	Guarnieri,	McCormack,	Scanlon.
Bea,	Gutendorf,	McDermitt,	Schmidt.
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger.
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Willt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg.
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1150, as follows:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Textile Institute Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred twenty-six thou-

sand five hundred dollars (\$126,500) is hereby specifically appropriated to the Pennsylvania Museum and School of Industrial Art Textile Institute Philadelphia for the two fiscal years beginning June one thousand nine hundred fifty-one for maintenance and the purchase of apparatus supplies and equipment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer.
Andrews,	Graybill,	Mazza,	Rubin.
Banker,	Greenwood,	McConnell,	Sarraff.
Barkdoll,	Greer,	McCullough,	Sax.
Baumunk,	Guarnieri,	McCormack,	Scanlon.
Bea,	Gutendorf,	McDermitt,	Schmidt.
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Willt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg.
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1152, as follows:

An Act making an appropriation to the Department of Public Instruction to pay expenses incurred in the operation of the Speech and Hearing Rehabilitation Centers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred fifty thousand dollars (\$150,000) or as much thereof as may be necessary is hereby appropriated to the Department of Public Instruction for the purpose of paying salaries wages postage printing and other necessary expenses incurred in the operation of the Speech and Hearing Rehabilitation Centers for the two fiscal years beginning June first one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer.
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kilne,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg.
Gleason,	Markley,	Rosen,	
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1154, as follows:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the two fiscal years beginning June first one thousand nine hundred fifty-one for the acquisition of lands the erection of a monument or memorial the improvement restoration and maintenance of the Bushy Run Battlefield Park and other expenses including printing and photographing distributing or otherwise making available maps documents records historical information and reports issued by or in possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters Payment from said appropriation shall be made by requisition by the Secretary of Forests and Waters on the Auditor General in the manner provided by law and subject to the provisions of the Act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) known as "The Administrative Code of 1929"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Brelsch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varnier,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Lelsey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,

Filo, Firmstone, Flack, Frost, Gaffney, Geer, Gibson, Gleason, Good,	Loftus, Lopresti, Lovett, Lutty, Lyons, Madden, Mazza, Madigan, Markley,	Reidenbach, Reilly, J. M., Rigby, Riley, R. L., Robertson, Rose, Rosen, Rovansek,	Wood, Yeakel, Yester, Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1165, as follows:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses in continuing the development of the Independence Mall in Philadelphia
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three million dollars (\$3,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the payment of expenses incurred in acquisition by purchase or condemnation of properties demolition of buildings and other expenses incident to continuing the development of the Independence Mall in Philadelphia

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando, Andrews, Banker, Barkdoll, Baumunk, Bear, Beaver, Beech, Berkstresser, Blair, Bloom, Boles, Bolton, Bomberger, Boorse, Bower, Breisch, Breth, Brown, Bucchin, Byrne, Cella, Clapper, Clendenning, Cochran, Conway, Cooper, Corr, Costa, Coyle, Dalrymple, Davis, Dennison,	Goodling, Graybill, Greenwood, Greer, Guarnieri, Gutendorf, Guthrie, Hagerty, Hamilton, R. K., Hamilton, W. H., Harney, Haudenshield, Headlee, Helm, Hersch, Hewitt, Hocker, Hoggard, Hunter, Jenkins, Johnson, Jones, G. E., Jones, J. M., Jones, P. F., Jones, T. H. W., Jump, Kamyk, Keller, Kent, Kline, Kohl, Kolankiewicz, Kornick,	Maxwell, Mazza, McConnell, McCormack, McCullough, McDermitt, McGee, McInroy, McKinney, McMillen, McNally, Metz, Mihm, Mikula, Miller, H. G., Miller, J. C., Mills, Mintess, Monroe, Moore, C. E., Moore, H. A., Moran, Muldowney, Munley, Murray, Musto, Najaka, Naugle, Needham, Olsen, Penglase, Peta, Petrosky,	Rovansek, Royer, Rubin, Sarraf, Sax, Scanlon, Schmidt, Schuster, Scott, Sevler, Shoemaker, Shotwell, Smith, Snider, Sollenberger, Spencer, Stank, Stimmel, Stoner, Swartz, Swope, Tahl, Taylor, Thompson, E. F., Thompson, R. L., Toll, Tompkins, Toomey, VanSant, Varallo, Varner, Verona, Wachhaus,
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Dougherty, Dowling, DuBois, Duffy, Dunn, Erb, Ewing, Fenrich, Ferster, Fillip, Filo, Firmstone, Flack, Frost, Gaffney, Geer, Gibson, Gleason, Good,	Kratz, Kubacki, Lafore, Lederer, Leisey, Leonard, L., Leonard, W. C., Leven, Ligh, Limper, Loftus, Lopresti, Lovett, Lutty, Lyons, Madden, Madigan, Markley,	Pettigrew, Pfaff, Pichney, Pitzer, Polaski, Polen, Price, H. W. Jr., Price, R. A., Readinger, Reagan, Reese, Reidenbach, Reilly, J. M., Rigby, Riley, R. L., Robertson, Rose, Rosen,	Wargo, Waterhouse, Watkins, Weldner, Welsh, Wescott, Westrick, Whalley, Wheeler, Williams, Wilt, Wood, Yeakel, Yester, Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1166, as follows:

An Act making an appropriation to the Department of Public Instruction for payments to the School Districts on account of obligations to the Public School Building Authority as provided by law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million dollars (\$1,000,000) or as much thereof as may be necessary is hereby appropriated to the Department of Public Instruction for the payments to the School Districts on account of obligations to the Public School Building Authority as provided by law for the two fiscal years beginning June first one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando, Andrews, Banker, Barkdoll, Baumunk, Bear, Beaver, Beech, Berkstresser, Blair, Bloom, Boles, Bolton, Bomberger, Boorse, Bower, Breisch, Breth, Brown, Bucchin, Byrne, Cella, Clapper, Clendenning, Cochran,	Goodling, Graybill, Greenwood, Greer, Guarnieri, Gutendorf, Guthrie, Hagerty, Hamilton, R. K., Hamilton, W. H., Harney, Haudenshield, Headlee, Helm, Hersch, Hewitt, Hocker, Hoggard, Hunter, Jenkins, Johnson, Jones, G. E., Jones, J. M., Jones, P. F., Jones, T. H. W.,	Mazza, McConnell, McCormack, McCullough, McDermitt, McGee, McInroy, McKinney, McMillen, McNally, Metz, Mihm, Mikula, Miller, H. G., Miller, J. C., Mills, Mintess, Monroe, Moore, C. E., Moore, H. A., Moran, Muldowney, Munley, Murray, Musto,	Royer, Rubin, Sarraf, Sax, Scanlon, Schmidt, Schuster, Scott, Seyler, Shoemaker, Shotwell, Smith, Snider, Sollenberger, Spencer, Stank, Stimmel, Stoner, Swartz, Swope, Tahl, Taylor, Thompson, E. F., Thompson, R. L., Toll,
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Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Ligh,	Reagan,	White,
Fillp,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1178, as follows:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty-six thousand dollars (\$46,000) is hereby specifically appropriated to the Board of Trustees of the Philadelphia Museum Philadelphia for the two fiscal years beginning June first one thousand nine hundred fifty-one for the purpose of maintenance to be paid according to law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays weretaken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. E.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,

Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillp,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1188, as follows:

An Act making an appropriation to the Women's Medical College of Pennsylvania East Falls Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred thirty-two thousand dollars (\$332,000) or as much thereof as may be necessary is hereby specifically appropriated to the Womens' Medical College of Pennsylvania located at East Falls Philadelphia Pennsylvania for the support and promotion of medical education for the fiscal biennium beginning the first day of June one thousand nine hundred fifty-one to be paid according to law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. E.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,

Boles,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	Williams,
Flip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,		

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1189, as follows:

An Act making an appropriation to the Department of Forests and Waters to be used by the Navigation Commission of the Delaware River and its Navigable Tributaries for the removal of sunken wrecks from the tideway of the Delaware River and its navigable tributaries and providing for reimbursement to the Commonwealth The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty thousand dollars (\$20,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the two (2) fiscal years beginning June first one thousand nine hundred fifty-one to be used by the Navigation Commission of the Delaware River and its Navigable Tributaries for the removal of sunken wrecks whose owners are known or unknown from the tideway of the Delaware River and its navigable tributaries

Section 2 Where the owner or owners of any sunken wreck which has been removed by or on behalf of the Navigation Commission of the Delaware River and its Navigable Tributaries is or are known or can be ascertained the costs and expenses of said removal together with interest at the rate of six (6) per centum per annum and an Attorney General's commission of ten (10) per

centum shall be recovered for the Commonwealth by the Attorney General from the said owner or owners and paid into the General Fund of the State Treasury In such case the Court of Common Pleas of Dauphin County and the court of common pleas of the county adjoining that portion of the navigable stream where the sunken wreck may have been located are hereby given concurrent jurisdiction

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Bomorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Flip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1217, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of four million one hundred seven thousand four hundred fifty dollars (\$4,107,450) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred fifty-one for the general maintenance of the university and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the university

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Rovansek,
Andrews,	Graybill,	Mazza,	Royer,
Banker,	Greenwood,	McConnell,	Rubin,
Barkdoll,	Greer,	McCormack,	Sarraf,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McDermitt,	Scanlon,
Beaver,	Guthrie,	McGee,	Schmidt,
Beech,	Hagerty,	McInroy,	Schuster,
Berkstresser,	Hamilton, R. K.,	McKinney,	Scott,
Blair,	Hamilton, W. H.,	McMillen,	Seyler,
Bloom,	Harney,	McNally,	Shoemaker,
Boles,	Haudenschild,	Metz,	Shotwell,
Bolton,	Headlee,	Mihm,	Smith,
Bomberger,	Helm,	Mikula,	Snider,
Boorse,	Hersch,	Miller, H. G.,	Sollenberger,
Bower,	Hewitt,	Miller, J. C.,	Spencer,
Breisch,	Hocker,	Mills,	Stank,
Breth,	Hoggard,	Mintess,	Stimmel,
Brown,	Hunter,	Monroe,	Stoner,
Bucchin,	Jenkins,	Moore, C. E.,	Swartz,
Byrne,	Johnson,	Moore, H. A.,	Swope,
Cella,	Jones, G. E.,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendenning,	Jones, P. F.,	Munley,	Thompson, E. F.,
Cochran,	Jones, T. H. W.,	Murray,	Thompson, R. L.,
Conway,	Jump,	Musto,	Toll,
Cooper,	Kamyk,	Najaka,	Tompkins,
Corr,	Keller,	Naugle,	Toomey,
Costa,	Kent,	Needham,	VanSant,
Coyle,	Kline,	Olsen,	Varallo,
Dalrymple,	Kohl,	Penglase,	Varner,
Davis,	Kolankiewicz,	Peta,	Verona,
Dennison,	Kornick,	Petrosky,	Wachhaus,
Dougherty,	Kratz,	Pettigrew,	Wargo,
Dowling,	Kubacki,	Pfaff,	Waterhouse,
DuBois,	Lafore,	Pichney,	Watkins,
Duffy,	Lederer,	Pitzer,	Weidner,
Dunn,	Leisey,	Polaski,	Welsh,
Erb,	Leonard, L.,	Polen,	Wescott,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Fenrich,	Leven,	Price, R. A.,	Whalley,
Ferster,	Light,	Readinger,	Wheeler,
Filip,	Limper,	Reagan,	White,
Filo,	Loftus,	Reese,	Williams,
Firmstone,	Lopresti,	Reidenbach,	Wilt,
Flack,	Lovett,	Reilly, J. M.,	Wood,
Frost,	Lutty,	Rigby,	Yeakel,
Gaffney,	Lyons,	Riley, R. L.,	
Geer,	Madden,	Robertson,	
Gibson,	Madigan,	Rose,	
Gleason,	Markley,	Rosen,	
Good,			

NAYS—1

Speaker

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1224, as follows:

An Act making an appropriation to aid certain school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five hundred thousand dollars (\$500,000) is hereby specifically appropriated to the Department of Public Instruction for the purpose of aiding financially handicapped and distressed school districts in such sums and in such manner as the Superintendent of Public Instruction shall determine and for deraying the necessary cost for the administration thereof for the two fiscal years beginning June first one thousand nine hundred fifty-one

Section 2 No financial aid shall be given under this act to a school district unless the State Tax Equalization Board is satisfied that assessing authorities have been properly assessing real property within its jurisdiction and the school board is levying an adequate tax rate

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraf,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,

Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1417, as follows:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employes The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following sums or as much thereof as may be necessary are hereby appropriated from the General Fund to the Senate and to the House of Representatives of the General Assembly for the purposes hereinafter set orth or the balance of the work of the legislative session of one thousand nine hundred fifty-one Said sums shall be in addition to any sums heretofore appropriated to the Senate or to the House of Representatives for any of said purposes

To the Senate

For the payment of per diem compensation of employes of the Senate the sum of twenty-five thousand dollars (\$25,000)

To the House of Representatives

For the payment of per diem compensation of employes of the House of Representatives the sum of forty thousand dollars (\$40,000)

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boies,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsich,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,

Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Westcott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillp,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1421, as follows:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as "The General Appropriation Act" of one thousand nine hundred fifty-one

Section 2 The following sums or as much thereof as may be necessary are hereby specifically appropriated from the General Fund to the several hereinafter named agencies of the Executive Legislative and Judicial Departments of the Commonwealth for the purpose hereinafter set forth for the two years beginning June first one thousand nine hundred fifty-one and for the payment of the bills incurred by said agencies and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

1 Executive Department to the Governor

For the payment of the salary of the Governor and the salaries wages or other compensation of the Secretary to the Governor the Budget Secretary and other employes for the payment of general expenses supplies printing and equipment and any other expenses whatsoever necessary for the proper conduct of the work of the Governor his Secretary the Budget Secretary and the Executive Board for the payment of the costs of auditing the Department of the Auditor General as provided by law for the payment of traveling expenses of persons other than employes of the Commonwealth appointed by the

Governor to represent the Commonwealth in any capacity for the expenses incurred in the conduct of the Executive Mansion including the maintenance of employes assigned thereto for the expenses of entertainment of official guests and for the expense incident to the participation of the Governor in the Governor's Conference the sum of six hundred thousand dollars (\$600,000)

For the cost of painting a portrait of ex-Governor James H Duff to be placed in the office of the Governor the sum of seven hundred fifty dollars (\$750)

To the Lieutenant Governor

For the payment of the salary of the Lieutenant Governor and for all necessary expenses including postage telegrams telephone toll charges and traveling clerical stenographic and discretionary expenses and for the care and maintenance of an automobile and mileage charges for the Department of Property and Supplies for the use of automobiles for the Lieutenant Governor the sum of forty-seven thousand five hundred dollars (\$47,500)

For the cost of painting a portrait of ex-Lieutenant Governor Daniel B Strickler to be placed in the office of the Lieutenant Governor the sum of seven hundred fifty dollars (\$750)

To the Department of the Auditor General

For the payment of the salary of the Auditor General and the salaries wages and other compensation of a deputy Auditor General and other employes for the payment of general expenses for the payment of rental of patented leased office devices for the purchase of automobiles furniture furnishings and equipment and for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of two million one hundred twenty thousand dollars (\$2,120,000)

For the payment to the State's Fiscal Agent for the custody and safekeeping of the books and records pertaining to loans of the Commonwealth as provided by law the sum of one thousand dollars (\$1,000)

For the payment of fees to county officers for furnishing information to the officers of the Commonwealth as provided by law the sum of four thousand dollars (\$4,000)

For the payment of salaries and expenses of the Board of Arbitration of Claims the sum of seventeen thousand dollars (\$17,000)

To the Treasury Department

For the payment of the salary of the State Treasurer and the payment of salaries wages or other compensation of a deputy State Treasurer and other employes for the payment of general expenses for the purchase through the Department of Property and Supplies as agent of insurance covering the loss of any or all cash and securities of which the Treasury Department or State Treasurer is custodian and covering forgeries of all kinds on checks drafts warrants and requisitions for the payment of rentals of patented leased office devices and for the purchase of automobiles furniture furnishings and equipment for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of one million one hundred eighty-five thousand dollars (\$1,185,000)

For the payment of salaries or other compensation of a secretary and other employes and for the payment of general expenses necessary for the proper conduct of the work of the Board of Finance and Revenue the sum of one hundred twenty-five thousand dollars (\$125,000)

For the payment of the difference between the interest earned by the moneys in the Agricultural College Land Scrip Fund and in the State College Experimental Farm Fund and the interest guaranteed by the Commonwealth of Pennsylvania to Pennsylvania State College the sum of fifty two thousand forty dollars (\$52,040)

For the payment of the compensation of the Commonwealth's Loan and Transfer Agent for service rendered in connection with the registration transfer and payment

of interest on World War I Veterans' Compensation Bonds Public Buildings Construction Bonds and for World War II Veterans' Compensation Bonds and for other services required to be performed by the said Loan and Transfer Agent the sum of one hundred eight thousand six hundred ninety-four dollars (\$108,694)

For the payment of the expenses of publishing statements of the General Fund and other funds of the Commonwealth the sum of twenty thousand dollars (\$20,000)

For the payment of the cost of printing or engraving of bonds required by the Loan and Transfer Agent in making exchanges as requested by bondholders the sum of five hundred dollars (\$500)

For refunding the balances due or to become due retired county officers on account of overpayment of any taxes licenses fees or other moneys collected for and paid to the Commonwealth the sum of one thousand dollars (\$1,000)

For refunding to purchasers of stock transfer tax stamps any sums that may be due them upon the surrender and return of such stamps as may be spoiled canceled mutilated or defaced unintentionally by accident or error the sum of two thousand five hundred dollars (\$2,500)

For refunding transfer inheritance taxes on estates of sident decedents paid in error or overpaid the sum of two hundred fifty thousand dollars (\$250,000)

For refunding transfer inheritance taxes on estates of nonresident decedents paid in error or overpaid the sum of ten thousand dollars (\$10,000)

For refunding moneys paid by any person to any professional examining board or advisory committee or to the Department of Public Instruction on behalf of any such board or advisory committee the sum of five thousand dollars (\$5,000)

For refunding fees paid or notary public commissions when such commissions have not been issued or if issued or if issued have not received and have been cancelled the sum of four thousand dollars (\$4,000)

For refunding moneys which were paid into the State Treasury through escheat proceedings or without escheat either voluntary or by order of court to any persons making proof of their ownership or right of possession thereto in the manner provided by law the sum of two hundred twenty-five thousand dollars (\$225,000)

For the purpose of refunding moneys other than taxes paid into the State Treasury to the credit of the General Fund which refunds are not specifically authorized by any other appropriation the sum of fifteen thousand dollars (\$15,000)

For the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue for the maintenance support care treatment housing fees or other fees or costs of any inmate pupil patient or student in any State-owned institution and for the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue to reimburse the Commonwealth for the share which it was supposed to have paid towards the support care and treatment of any pupil or patient in any mental hospital institution for the feeble-minded in part supported by the Commonwealth the sum of fifty thousand dollars (\$50,000)

For the purpose of refunding fees paid in connection with renewal applications for registration under The Securities Act which have been canceled before January first of the year for which the fees were paid the sum of five hundred dollars (\$500)

For the purpose of refunding collections by the Department of Public Assistance the sum of twenty-five thousand dollars (\$25,000)

For the payment of approved claims for refund of cigarette tax permit fees and cigarette tax stamps the sum of five hundred dollars (\$500)

For refunding liquid fuels tax erroneously paid or overpaid into the General Fund the sum of two thousand dollars (\$2,000)

For the payment of approved claims for refunds of

finest collected under the provisions of the Motor Vehicle Code the sum of two thousand five hundred dollars (\$2,500)

For the refund of moneys collected under the provisions of the "State Personal Property Tax Act" the sum of one thousand dollars (\$1,000)

For the payment of approved claims for refund of Oleomargarine License Fees collected under the provisions of Section 2 of the Act of 1901 (P. L. 327) as amended and not heretofore refunded the sum of one million dollars (\$1,000,000)

For the payment into the World War I Veterans' Compensation Sinking Fund to meet the interest and sinking fund requirements of the bonds issued under authority of the act approved the fifth day of January one thousand nine hundred thirty-four (one thousand nine hundred thirty-three and one thousand nine hundred thirty-four P. L. 219) the sum of five million forty-eight thousand nine hundred forty-two dollars fifty cents (\$5,048,942.50) according to the following schedule

Date of Payment	Principal	Interest	Total
Sept. 1, 1951 ..		\$162,500.00	\$162,500.00
Nov. 1, 1951 ..		60,000.00	60,000.00
March 1, 1952 ..	\$1,237,253.21	162,500.00	1,399,753.21
May 1, 1952 ..	912,843.04	60,000.00	972,843.04
Sept. 1, 1952 ..		121,875.00	121,875.00
Nov. 1, 1952 ..		30,000.00	30,000.00
March 1, 1953 ..	1,237,253.21	121,875.00	1,359,128.21
May 1, 1953 ..	912,843.04	30,000.00	942,843.04
Totals	\$4,300,192.50	\$748,750.00	\$5,048,942.50

For payment into the Public Buildings Construction Sinking Fund to meet the interest and sinking fund requirements of bonds issued under the provisions of article nine section twenty-one of the Constitution of Pennsylvania as authorized by the 1947 Session of the General Assembly the sum of four million three hundred sixty-one thousand two hundred sixty dollars (\$4,361,260) according to the following schedule

Date of Payment	Principal	Interest	Total
Oct. 1, 1951 ..	\$750,000.00	\$344,000.00	\$1,094,000.00
April 1, 1952 ..	750,000.00	343,500.00	1,093,500.00
Oct. 1, 1952 ..	750,000.00	344,000.00	1,094,000.00
April 1, 1953 ..	750,000.00	329,760.00	1,079,760.00
Totals	\$3,000,000.00	\$1,361,260.00	\$4,361,260.00

For the payment into the World War II Veterans' Compensation Sinking Fund to meet the interest and sinking fund requirements of bonds issued under the authority of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) the sum of sixty million seven hundred thirty thousand dollars (\$60,730,000) according to the following schedule

Date of Payment	Principal	Interest	Total
March 1, 1952 ..	\$27,000,000.00	\$567,500.00	\$27,567,500.00
Aug. 15, 1952 ..		471,250.00	471,250.00
Sept. 1, 1952 ..		2,610,000.00	2,610,000.00
Feb. 15, 1953 ..		471,250.00	471,250.00
March 1, 1953 ..	27,000,000.00	2,610,000.00	29,610,000.00
Totals	\$54,000,000.00	\$6,730,000.00	\$60,730,000.00

To the Department of Agriculture

For the payment of the salary of the Secretary of Agriculture and the payment of salaries wages or other compensation of a deputy secretary and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the purchase of insecticides fungicides and other materials for control and eradication of plant pests and diseases for payment of necessary expenses including vaccination of animals and for work of testing of animals to prevent spreading of dangerous contagious and infectious diseases and the purchases of necessary supplies for conducting such work for the payment of any loss or damage by dogs to livestock domestic game birds and poultry as provided by law for the payment of expenses of the State Farm Show

Commission and the Pennsylvania Official Egg Laying Contest and for the payment of the expenses of the department in the operation of diagnostic laboratories for the control and eradication of livestock and poultry diseases the sum of three million nine hundred ten thousand dollars (\$3,910,000)

For the payment of salaries wages or other compensation of employes and for the payment of all other expenses necessary for carrying out the provisions of the "Soil Conservation District Law" the sum of two hundred thousand dollars (\$200,000)

For the payment of indemnities for animals appraised and destroyed to prevent the spread of dangerous contagious and infectious diseases as provided by law for the purchase of materials and for the payment of salaries wages and the necessary expenses including vaccination of animals for control of dangerous contagious and infectious diseases the sum of two million dollars (\$2,000,000)

For the payment of the expenses of the department in conducting research and diagnostic work to find measures for control prevention and curing of diseases of livestock and poultry the sum of seventy-five thousand dollars (\$75,000)

For the purpose of reimbursing incorporated agricultural associations for premiums paid for exhibits of livestock products horticultural products handiwork cereals bees and bee products as provided by law Provided That such associations file such reports as may be required by the Secretary of Agriculture the sum of one hundred thousand dollars (\$100,000)

To the Department of Banking

For the payment of salaries wages or other compensation of the members of the Securities Commission and employes and for the payment of general expenses supplies printing and equipment necessary for the administration and enforcement of the Securities Act the sum of one hundred seventy-five thousand dollars (\$175,000)

To the Department of Commerce

For the payment of the salary of the Secretary of Commerce and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses advertising supplies printing and equipment necessary for the proper conduct of the work of the department including the work of the department with respect to collecting press information and distributing it to the several administrative departments boards and commissions and to legislative offices and legislative agencies the sum of one million two hundred thousand dollars (\$1,200,000)

For the payment of salaries wages or other compensation of a secretary and employes for the payment of traveling expenses of members for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Planning Board the sum of two hundred forty thousand dollars (\$240,000)

To the Department of Forests and Waters

For the payment of the salary of the Secretary of Forests and Waters and for the payment of the salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department with respect to forests parks and waters and the Pymatuning Dam the Water and Power Resources Board the Geographic Board the State Forest Commission the Fort Washington Park State Parks Commission and Regional State Park Boards for emergency control and extinction of forest fires for maintenance of the State-Federal Flood Warning System for the purchase of telephone equipment and the cost of telephone rentals at towers park and forest field officers ranger stations and other necessary locations for the erection and repairs of buildings for the development

of natural resources on lands owned by the department for the payment of royalties on gas oil or other minerals the sum of five million eight hundred fifty thousand dollars (\$5,850,000)

For stream clearance and conservation and flood control including stream channel improvement construction of dams and protective works for flood control purposes improvement and development of State parks rehabilitation and maintenance of the Delaware Division of the Pennsylvania Canal study of water utilization of the Delaware River the sum of two million two hundred fifty thousand dollars (\$2,250,000)

For the payment of necessary expenses incurred for the maintenance of the Schuylkill River desilting project and preventing future silting of the Schuylkill River the sum of one million one hundred sixty-five thousand dollars (\$1,165,000)

For the payment of expenses incurred for the extinction and control of forest fires the sum of two hundred thousand dollars (\$200,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Washington Crossing Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of one hundred eighty thousand dollars (\$180,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Valley Forge Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing and photographing distributing or otherwise making available maps documents records historical information and reports issued by or in possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of two hundred twenty-five thousand dollars (\$225,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania State Park and Harbor Commission of Erie for the repair and construction of roads dams parking spaces camp sites and buildings for the repair and construction of petties and other necessary work to protect Presque Isle Peninsula from erosion for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of one hundred forty-two thousand dollars (\$142,000)

For the payment of annual fixed charges as provided by law for county school township and road purposes on lands owned or classified by either the Commonwealth of Pennsylvania or the Federal Government and held or administered as forest preserves auxiliary forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks the sum of three hundred ninety-four thousand dollars (\$394,000)

For the payment of annual fixed charges on lands acquired for the purpose of conservation of water or the prevention of flood conditions as provided by law the sum of sixteen thousand dollars (\$16,000)

For the payment of the salaries or other compensation of a secretary and such other employes including among

others captains pilots engineers harbor masters firemen deckhands watchman laborers and cooks as may be necessary for the proper conduct of the work of the Navigation Commission for the Delaware River and its navigable tributaries for the payment of the costs of repairs maintenance supplies fuel insurance oil and equipment of patrol boats and for the payment of the rent and care of the offices stationery telephone services books charts and general expenses of the commission the sum of ninety-eight thousand dollars (\$98,000)

To the Department of Health

For the payment of the salary of the Secretary of Health and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Sanitary Water Board the Advisory Health Board and other boards the sum of six million eight hundred thousand dollars (\$6,800,000)

For the payment of salaries wages general expenses supplies printing and equipment required by the department in promoting cancer research the study of facilities and the dissemination of information as to diagnosis and treatment of cancer the sum of two hundred fifty thousand dollars (\$250,000)

For the payment of salaries wages general expenses supplies printing and equipment required by the department in promoting prevention care diagnosis and treatment of rheumatic fever and rheumatic heart diseases the sum of two hundred forty thousand dollars (\$240,000)

For the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvement to land for the purchase of equipment furniture furnishings and live stock for the payment to fire companies of costs of fighting fires upon approval of the institutional and the department of incidental expenses and all other expenses for maintenance and operation necessary for the proper conduct of the work of the State Tuberculosis Sanatoria the Bureau of Tuberculosis Control and Clinics and the State Hospital for Crippled Children including the incidental expenses necessary for the proper conduct of the orthopedic work of the department and for the purchase of braces jackets artificial limbs and crutches the sum of eleven million six hundred fifty thousand dollars (\$11,650,000)

For the payment of salaries wages general expenses supplies printing and equipment required by the department in administering the "School Health Act" the sum of six million four hundred thousand dollars (\$6,400,000)

To the Insurance Department

For the payment of the salary of the Insurance Commissioner and for the payment of salaries wages or other compensation of a deputy commissioner and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and for the payment of costs in court proceedings to forfeit charters of extinct companies and for the payment of the liquidation and dissolution expenses of companies taken in charge by the Insurance Commissioner when the cash assets are insufficient to pay such expenses the sum of one million four hundred thousand dollars (\$1,400,000)

And in addition all sums received from the assets of companies in liquidation by way of reimbursement for expenditures previously made from this appropriation shall be paid into the General Fund and credited to the appropriation made by this paragraph

To the Department of Internal Affairs

For the payment of the salary of the Secretary of Internal Affairs and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies

printing and equipment necessary for the proper conduct of the work of the department and the Board of Property and the Topographic and Geologic Survey and for the payment of fees to the county commissioners of the several counties of the Commonwealth for data and statistics furnished relative to local taxes the sum of one million three hundred thirty-two thousand dollars (\$1,332,000)

To the Department of Justice

For the payment of the salary of the Attorney General and for the payment of salaries wages or other compensation of deputy attorneys general special deputy attorneys general assistant deputy attorneys general special attorneys law clerks and other employees for the payment of compensation of attorneys employed by the several departments boards and commissions with the approval of the Attorney General for handling litigation or making collections or appointed to represent the Commonwealth or any department board or commission thereof in special work or in particular cases for the payment of costs and witness fees for the purchase of law books for the law library of the department and for payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Board of Pardons and the Board of Commissioners on Uniform State Laws for the audit and investigation of claims and for the prosecution and defense of litigation to which the Commonwealth is a party or in which the Commonwealth is interested the sum of one million four hundred thousand dollars (\$1,400,000)

To the Department of Labor and Industry

For the payment of the salary of the Secretary of Labor and Industry and for the payment of salaries wages or other compensation of the members of the Workmen's Compensation Board Workmen's Compensation Referees Pennsylvania Labor Relations Board the members of the Industrial Board deputy secretaries and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Workmen's Compensation Board the Workmen's Compensation Referees Pennsylvania Labor Relations Board and the Industrial Board and for compensation and expenses of wage boards the sum of four million three hundred thousand dollars (\$4,300,000)

For use by the State Board of Vocational Rehabilitation in purchasing artificial appliances for and payment of the maintenance cost of physically handicapped persons in training including the deaf and hard of hearing and in paying all other expenses necessary in carrying out the provisions of the Rehabilitation Act the sum of one million eight hundred thousand dollars (\$1,800,000)

To the Department of Military Affairs

For the payment of the salary of the Adjutant General and for the payment of salaries wages or other compensation of the deputies adjutant general the Division Commander and other employees for the payment of general expenses supplies printing and equipment necessary Division Headquarters the United States Property and Disbursing Office State Arsenal State Military Reservation and advisory commissions connected with the department for the making of improvements additions or repairs to existing buildings roads and utilities on the State Military Reservation and State Arsenal for the payment of expenses incurred in maintaining monuments in Europe erected at the expense of the Commonwealth and for the acquisition by purchase or condemnation of additional lands to be used for or in connected with the Military Reservation at Indiantown Gap for the purpose of placing at the disposal of the Governor and making the same available for replacement or repairs of such military stores and supplies issued to the Commonwealth of Pennsylvania by the Federal Government as may be destroyed or damaged in whole or in part by fire flood

or any other unavoidable cause for the payment of transportation pay of officers and enlisted men horse hire subsistence quartermaster stores and other proper and necessary expenses incident to field service rendered by the Pennsylvania National Guard under orders of the Governor in repelling invasion subduing insurrection riot tumult or disorder or the prevention of the same and when such Pennsylvania National Guard may be placed on duty under orders of the Governor under extraordinary circumstances for the protection of property or human life and in the event of all or any portion of said Pennsylvania National Guard being called into active service of the United States by the President of the United States or in furnishing the quota of volunteers from the Commonwealth of Pennsylvania under a call made by the President of the United States and for the equipment and maintenance of the Pennsylvania Guard in the event of the Pennsylvania National Guard being called into active service of the United States for the payment of claims against the Commonwealth of Pennsylvania for damages incurred by the operation or training of the Pennsylvania National Guard or the Pennsylvania Guard as provided by law for the payment of all necessary expenses supplies printing and equipment including annual allowances for maintaining and armory rent individual pay officers' annual allowances passenger and freight transportation telegrams telephone toll charges subscription to The Pennsylvania National Guardsman for distribution to officers and men of the Pennsylvania National Guard in either State or Federal service and the Pennsylvania Guard the expenses of operating and maintaining automobiles and other motor equipment the payment of mileage charges to the Department of Property and Supplies for the use of automobiles and other expenses necessary for the maintenance training government discipline and equipment of the Pennsylvania National Guard or the Pennsylvania Guard for the payment of claims made by the War Department based upon approved reports of survey covering loss damage or destruction of Federal property for the payment of salaries of members and inspectors of the Armory Board of the State of Pennsylvania for the payment of salaries wages or other compensation of employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Armory Board of the State of Pennsylvania for the maintenance and repair of armories and for the expenses of inspection of armories the sum of four million six hundred eighty-nine thousand dollars (\$4,689,000)

Provided however That there is hereby appropriated for the same purposes the full amount of all rentals and all other moneys paid into the State Treasury in connection therewith of armories and receipts from public or private sources in payment of costs and material expenses by the Pennsylvania National Guard and the Pennsylvania Guard in furnishing relief from disaster and all receipts from the Federal Government or other public or private sources for or in connection with services performed by employees of the Department of Military Affairs or for or in connection with the use of property under the control of said department which shall be collected as heretofore and paid into the General Fund and credited to the appropriation made by this paragraph The expenditure of such rentals of armories and other moneys received in connection therewith is hereby authorized for the purchase of furniture furnishings and recreational equipment which may at the discretion of the Armory Board of the State of Pennsylvania be considered essential for the benefit betterment and welfare of the Pennsylvania National Guard or the Pennsylvania Guard

For the payment of salaries wages or other compensation of the superintendent and other employees for the payment of general expenses supplies printing and equipment for improvements to land for repairs alterations and improvements to plant and equipment for the purchase of equipment furniture furnishings and live stock for expenses of the Board of Trustees and incidental ex-

penses for burial expenses and all other expenses of maintenance and operation necessary for the proper conduct of the work of the Soldiers' and Sailors' Home at Erie as may be authorized and approved by the Adjutant General the sum of four hundred twenty-five thousand dollars (\$425,000) and in addition to said amount all moneys collected by the institution or by the Commonwealth from the Federal Government in payment of support or training of members of Federal military establishments at the institution shall be paid into the General Fund and shall be credited to the appropriation made by this paragraph

For the payment of any and all expenses incident to furnishing men material supplies and equipment when a disaster occurs the sum of five hundred thousand dollars (\$500,000)

To the Department of Mines

For the payment of the salary of the Secretary of Mines and for the payment of salaries wages or other compensation of a deputy secretary the mine inspectors and other employees and for the payment of general expenses including examination costs supplies printing and equipment necessary for the proper conduct of the work of the department and the mine inspectors the sum of one million one hundred ninety-four thousand dollars (\$1,194,000)

For the payment of all expenses of the department in administering and enforcing the "Bituminous Coal Open Pit Mining Conservation Act" of the 1945 Session of the General Assembly the sum of one hundred thousand dollars (\$100,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the administration of the Act of May 29 1945 (P. L. 1132) relating to the health and safety of miners the sum of ninety-seven thousand dollars (\$97,000)

To the Department of Property and Supplies

For the payment of the salary of the Secretary of Property and Supplies and for the payment of salaries wages or other compensation of deputy secretaries and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and Capitol Police the Board of Commissioners of Public Grounds and Buildings and other boards attached to the department for the care maintenance and preservation of public grounds and buildings including the Executive Mansion for the payment of the advertising schedules of supplies the sale of unserviceable property proposals for executing the State printing and binding proposals for any contract work readvertising any schedule or proposal when necessary and all other advertising necessary for the proper conduct of the work of the department the sum of four million five hundred thousand dollars (\$4,500,000) Provided however That the department shall not use any part of this appropriation for the payment of the salaries wages or other compensation of employees necessary for the cleaning and care of offices or other quarters either in the Capitol Building or elsewhere used by the Department of Banking the Department of Highways and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds or offices or other quarters used by the General Assembly the Judicial Department the Department of the Auditor General the Treasury Department the Pennsylvania Games Commission the Board of Fish Commissioners the Pennsylvania Liquor Control Board the Milk Control Commission or the State Workmen's Insurance Board

For the cost of printing and distributing records of the proceedings of the conventions of the Department of Pennsylvania of the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion the Disabled American Veterans of the World War American Veterans of the World War II (AMVETS) Military Order of the

Purple Heart Jewish ar Veterans Catholic War Veterans Incorporated and the Marine Corps League as provided by law the sum of sixty-six thousand dollars (\$46,000)

For the cost of printing and distributing the Capitol News clip sheet and the Pennsylvania State Manual the sum of eighty-eight thousand dollars (\$88,000)

For the purchase of fuel water gas steam and electric current and necessary devices for its reception and use for alterations materials supplies repairs equipment renovations and improvements to for or on the State Capitol buildings the public grounds and buildings connected with the State Arsenal the Cameron Street Office Building the State Warehouse and any buildings lands or structures within the City of Harrisburg donated or devised to the Commonwealth but not including the Liquor Control Board Office Building in Harrisburg for the salaries of employees and other expenses of maintaining the Cameron Street Office Building State Warehouse the Brookwood Terminal Building and for the payment of rents fuel water gas steam electric current and any necessary alterations for any building offices or storage space in the City of Harrisburg required for the accommodation of departments supported from the General Fund the sum of two million six hundred twenty-five thousand dollars (\$2,625,000) Provided That occupancy of the Cameron Street Office Building or the State Warehouse by agencies or functions of Government supported by other than appropriations from the General Fund shall be charged for at rates approved by the Executive Board And that space in the State Warehouse not in use by the Commonwealth may be rented to the Public at such rates as the Department of Property and Supplies may determine All funds collected by the Department under this proviso shall be paid into the State Treasury and credited to the appropriation made by this paragraph and shall be appropriated for the same purposes

For the purchase of automotive equipment aeroplanes and accessories thereto as may be required for use by the several administrative departments boards commissions and officers of the State Government except those required for permanent use by the Department of Banking the Department of Highways and the Department of Revenue and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds the Department of the Auditor General the Treasury Department the Pennsylvania State Police the Board of Fish Commissioners the Pennsylvania Game Commission the State Farm Products Show Commission the Pennsylvania Liquor Control Board the Milk Control Commission and the State Workmen's Insurance Board for the payment of the cost of minor repairs to automotive equipment permanently assigned to departments boards and commissions except the Department of Highways and stored at the garage maintained by the Department of Property and Supplies in the City of Harrisburg and for the payment of the cost of oil gasoline tires repair parts for and repairs to automotive equipment which is not permanently assigned to any department board commission or other officer of the State Government the sum of eight hundred seventy-five thousand dollars (\$875,000)

For the purchase of office supplies and equipment stationery printing printing supplies and printing processes for the purchase of legal books periodicals maps pamphlets for the purchase of all other materials supplies and equipment for the cost of repairing office equipment for the payment of rental charges of telephone and other leased devices for the payment of telephone toll charges and telegrams required by the General Assembly and the Judicial Department for the payment of costs including delivery expenses of documents and publications furnished to members and officers of the General Assembly for the payment of the costs of all printing incident to the sessions of the General Assembly including the printing of the Pamphlet Laws and for the payment of the cost of postage freight express paper and printing of departmental documents distributed to members of the General Assembly in accordance with law the sum of eight hundred ninety-seven thousand dollars (\$897,000)

To the Department of Public Assistance

For the payment of the salary of the Secretary of Public Assistance and for the payment of the salaries wages or other compensation of a deputy secretary and other employes for payment to the State Civil Service Commission for services rendered for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the sum of one million three hundred thousand dollars (\$1,300,000)

To the Department of Public Instruction

For the payment of the salary of the Superintendent of Public Instruction and for the payment of salaries wages or other compensation of deputy superintendents and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and the State Council of Education the sum of one million three hundred thousand dollars (\$1,000,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment and for the purchase of books maps charts manuscripts records exchanges pamphlets illustrations lantern slides periodicals parliamentary papers legal books and periodicals subscriptions to newspapers necessary for the proper conduct of the work of the department with respect to the State Library the sum of three hundred fifty thousand dollars (\$350,000)

For the payment of salaries wages or other compensation of a deputy member and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Department of Public Instruction with respect to pre-professional professional education and licensure and the professional examining boards and advisory committees within the department the sum of nine hundred thousand dollars (\$900,000)

Provided That no part of this appropriation shall be expended for any purpose other than the work of the department with respect to pre-professional professional education and licensure the professional examining boards and advisory committees within the department

For the payment of salaries wages or other compensation of members and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania State Board of Censors the sum of one hundred ninety thousand dollars (\$190,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the Pennsylvania Federation of Junior Historians in the secondary schools of the Commonwealth the sum of sixteen thousand dollars (\$16,000)

For the payment of salaries wages and other compensation of members and other employes for the payment of general expenses supplies printing equipment and the purchase of tests for the proper conduct of the work in the Department of Public Instruction with respect to the conduct of examinations for the determination evaluation and issuances of equivalent high school credits certificates or diplomas the sum of seventy-four thousand dollars (\$74,000)

For the payment of salaries wages and all other expenses of the department in conducting examinations of auditory acuity of pupils in public schools the sum of twenty-five thousand dollars (\$25,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department with respect to the acquisition of Federal surplus property and the distribution of such property to schools and other agencies authorized to receive it the sum of one hundred fifty thousand dollars (\$150,000)

And be it provided that moneys collected from schools and agencies to whom such property shall have been distributed covering cost of acquisition and handling shall be paid into the General Fund and credited to this appropriation and available for the purposes for which this appropriation has been made

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department and the State Board for Vocational Education in licensing and regulating private schools private trade schools business schools and correspondence schools and classes the sum of two hundred thousand dollars (\$200,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department in providing large-type books for partially sighted children in the public schools the sum of forty thousand dollars (\$40,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department in providing farm and home safety education through the schools and farm and home organizations in the Commonwealth the sum of twenty-five thousand dollars (\$25,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department in accrediting facilities for the training veterans the sum of one hundred fifty thousand dollars (\$150,000)

Provided That \$80,000 of the appropriation made by this paragraph shall be used by the department as working capital only and shall lapse at the end of the biennium in the full amount In addition all moneys collected from the Federal Government shall be credited to the appropriation made by this paragraph

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department with respect to the Public School Employees Retirement Board the sum of four hundred thirty-five thousand dollars (\$435,000)

For the payment of salaries wages or other compensation of the presidents or principals and other employes for the expenses of maintaining and operating automobiles and other equipment for the payment to the Department of Property and Supplies of mileage charges for the use of automobiles for the purchase of supplies food and fuel for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for the expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Teachers Colleges and the Cheyney Training School for Teachers as may be authorized and approved by the Superintendent of Public Instruction the sum of ten million five hundred thousand dollars (\$10,500,000) and in addition to said amount all income and all moneys collected at the various State Teachers Colleges and the Cheyney Training School and paid into the General Fund of the State Treasury under existing laws are hereby appropriated out of the General Fund to the several State Teachers Colleges and Training Schools for the same purpose each college and school to receive from such appropriation the exact amount which was collected at said school or college during the said fiscal years

For the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for the expenses of boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the hereinafter designated institutions as may be authorized and approved by the Superintendent of Public Instruction in the amounts hereinafter specified

Pennsylvania State Oral School for the Deaf	
at Scranton Pennsylvania	(\$300,000)
Pennsylvania Soldiers' Orphan School at	
Scotland Pennsylvania	(\$850,000)
Thaddeus Stevens Trade School at Lancaster Pennsylvania	(\$600,000)
and in addition to said amount all income and all moneys collected at the Thaddeus Stevens Trade School shall be	

paid into the General Fund and shall be credited to the appropriation to the Thaddeus Stevens Trade School made by this paragraph

For the payment of salaries of the County Superintendents and Assistant County Superintendents of public schools and supervisors of special education or persons acting in their stead as required by law the sum of two million two hundred thirty-nine thousand dollars (\$2,239,000)

For the payment of expenses of County Superintendents and Assistant County Superintendents of public schools and supervisors of special education or persons acting in their stead as required by law the sum of two hundred seventy-four thousand four hundred dollars (\$274,400)

For the payment of expenses of members of county boards of school directors and the fees of their attorneys the sum of fifty-two thousand eight hundred dollars (\$52,800)

For reimbursement to school districts for transportation of school children as required by law the sum of twenty million five hundred thousand dollars (\$20,500,000)

For aid to school districts that now maintain or shall cause to be established and maintained as part of the public school system vocational schools or departments schools for agricultural education industrial training home economics distributive occupations public service occupations and other vocational and practical education for the salaries wages and expenses of employees for general expenses supplies printing and equipment of vocational divisions and the payment to the Department of Property and Supplies of mileage for the use of automobiles by traveling vocational education supervisors and for the cost of training vocational teachers in such institutions as the State Council of Education may designate and under such regulations as the State Council of Education may prescribe as provided by law the sum of two million five hundred thousand dollars (\$2,500,000) And be it provided That in time of serious unemployment not exceeding four hundred thousand dollars (\$400,000) of this appropriation may be expended with the Governor's approval in paying the full cost of mass vocational training of qualified public assistance recipients or other unemployed to take definite employment which may be contingent upon such training

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department in carrying out the School Lunch Program the sum of one hundred forty thousand dollars (\$140,000)

For the cost of transportation investigation and necessary expenses involved in the education of blind children as required by law for the education of children placed in homes by the courts or other agencies as required by law for the award of scholarships to graduates of secondary schools to aid them in obtaining higher education as required by law for Cornplanter Indians to be paid to the Superintendent of Schools of Warren County to be expended and disbursed by him in maintaining and conducting the school on the Cornplanter Indian Reservation for the expenses of blind students in attendance at institutions of higher learning is provided by law and for the payment to school districts of annual fixed charges in lieu of taxes on State lands as required by law the sum of four hundred fifty thousand dollars (\$450,000)

For reimbursing school districts upon the salaries of school teachers and upon the basis of teaching units as prescribed by law for closed schools and for nonresident high school tuition and any other nonresident tuition as required by law and for the minimum salaries of teachers and supervisors of home bound children and extension class pupils the sum of two hundred fifty million dollars (\$250,000,000) Provided That the Superintendent of Public Instruction with the approval of the Governor may make payments from this appropriation in advance of the due dates prescribed by law to school districts

which are financially handicapped whenever he shall deem it necessary to make such advanced payments to enable school districts to keep their public schools open

For special education including the payment of the Commonwealth's share in the case of children between the ages of six (6) and twenty-one (21) and the payment of all in the case of pupils under the age of six (6) or over twenty-one (21) of the cost of tuition and maintenance (as determined by the Superintendent of Public Instruction) of Pennsylvania pupils enrolled with the approval of the Department of Public Instruction in schools or institutions for the blind or for the deaf or cerebral palsied under the supervision of or approved by the department in accordance with law and for readers helpers guides aids and appliances for such children in public schools also for cost of tuition and maintenance of mothers and their blind babies in schools approved by the Department of Public Instruction the sum of three million two hundred seventy-five thousand dollars (\$3,275,000)

For the payment into the School Employees' Retirement Fund to the credit of the Contingent Reserve Account of the School Employees' Retirement Fund as required by law the sum of eighteen million four hundred three thousand eight hundred forty-six dollars (\$18,403,846)

For the payment into the School Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two of the School Employees' Retirement Fund as required by law the sum of fifteen million seven hundred thirty-one thousand one hundred forty-one dollars (\$15,731,141)

For the payment of compensation to former teachers principals supervising principals or superintendents who agree in writing to hold themselves ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teachers when able to examine and report on public school work to visit pupils' homes in the interest of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interest as provided by law the sum of three hundred ten thousand dollars (\$310,000)

For the payment of increased retirement allowances to employes on retirement as of September 1 1949 the sum of three million dollars (\$3,000,000)

To the Pennsylvania Public Utility Commission

For the payment of the salary of the chairman and members of the commission and for the payment of salaries wages or other compensation of a secretary and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission the sum of three million four hundred sixty-six thousand dollars (\$3,466,000)

For the payment of such proportion of the cost of installing warning signals for the protection of the public where tracks of railroad corporations or street railways corporations cross public highways other than those State highways designed as primary routes as shall be determined by the commission to be paid by the Commonwealth the sum of thirty-five thousand dollars (\$35,000)

To the Department of Revenue

For the payment of the salary of the Secretary of Revenue and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses rentals equipment and other expenses incidental to the collection of inheritance and estate taxes and mercantile license taxes supplies printing and equipment necessary for the proper conduct of the work of the department for the payment of the compensation of informants in escheats and the fees and expenses of escheators for the payment of costs

in suits for the payment of cost of filing liens for the purchase of tax stamps and for the payment of costs of advertising required by any act of Assembly in connection with the escheat of moneys and property to the Commonwealth or in connection with the payment of unclaimed moneys into the State Treasury without escheat the sum of five million three hundred thirty-five thousand dollars (\$5,335,000)

Provided however That to the extent to which appropriations have been made to the department out of special funds for any of the foregoing purposes this appropriation shall not be used for such purposes

For the payment of salaries of the members of the State Athletic Commission for the payment of salaries wages or other compensation of a secretary and deputies and other employees and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Athletic Commission as approved by the Secretary of Revenue the sum of one hundred sixty-five thousand dollars (\$165,000)

For the payment of salaries wages or other compensation of such special deputy attorneys general special attorneys appointed by the Attorney General experts scientists examiners statisticians clerks stenographers and other assistants and employees and for costs witness fees postage express charges telegraph and telephone charges and all other expenses whatsoever as may be necessary for the proper conduct of investigations and litigation in the Estate of Henrietta E Garrett Deceased the sum of twenty-four thousand dollars (\$24,000)

To the Department of State

For the payment of the salary of the Secretary of the Commonwealth and for the payment of salaries wages or other compensation of a deputy secretary and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the sum of five hundred forty thousand dollars (\$540,000)

For the payment of salaries wages and compensation of employees for the payment of general expenses supplies printing equipment and other expenses for the proper conduct of the work of the department necessary for and incidental to taking the vote of qualified electors of the Commonwealth who are entitled to vote by "Official Military Ballot" and for reimbursement by the Commonwealth of cities of the first class and counties for expenses incurred by cities of the first class and counties in connection therewith the sum of three hundred eighty-three thousand dollars (\$383,000)

For the payment of the cost of publishing in various newspapers throughout the State the several proposed amendments to the Constitution of the Commonwealth of Pennsylvania the sum of fifty thousand dollars (\$50,000)

For the payment of salaries wages or other compensation of a secretary and other employees and for the payment of general expenses necessary for the proper conduct of the work of the State Employees' Retirement Board the sum of two hundred forty thousand dollars (\$240,000) and in addition to the said amount any moneys collected from a public corporation or similar agency in payment of the proportionate share of administering the State Employees' Retirement Fund on behalf of the employees of such public corporation or similar agency whose employees are entitled by law to be members of the State Employees' Retirement System shall be paid into the General Fund and credited to this appropriation

For the payment of the cost and expenses incident to the work of setting up the Municipal Employees' Retirement System the sum of twenty thousand dollars (\$20,000)

For the payment into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of one million six hundred nineteen thousand one hundred sixty dollars (\$1,619,160)

For the payment into the State Employees' Retirement Fund to the credit of the Contingent Reserve Account the sum of three million four hundred fifty-nine thousand forty-seven dollars (\$3,459,047)

For the payment into the State Employees' Retirement Fund to cover the additional liability for reserve required by reason of the creation of the Pennsylvania State Police Retirement System the sum of fifty thousand dollars (\$50,000)

For the payment into the State Employees' Retirement Fund to the credit of the Members' Annuity Reserve account and other accounts the sum of one million six hundred twenty-two thousand eight hundred dollars (\$1,622,800)

For the payment of State employees who have retired in accordance with the provisions of the act of Assembly approved June fourteenth one thousand nine hundred fifteen (P. L. 973) as amended and for the payment of pensions and gratuities granted by law the sum of four thousand eight hundred forty dollars (\$4800)

To the Pennsylvania State Police

For the payment of the salaries wages or other compensation and necessary traveling expenses of the Commissioner and deputy commissioner of the Pennsylvania State Police the members of the State Police force and the other employees of the Pennsylvania State Police for the purchase of motor equipment for the payment of general expenses necessary for the proper conduct of the work of the Pennsylvania State Police for the payment of the board lodging subsistence allowances uniforms arms and equipment of the Pennsylvania State Police force and for the payment of the proper medical surgical and hospital expenses incurred as a direct result of illness contracted or injuries received by members of the Pennsylvania State Police in the course of employment and not covered by insurance for the payment of premiums on policies insuring the Commonwealth against workmen's compensation liability to all employees or dependents of employees of the Pennsylvania State Police for the payment of premiums on policies of insurance covering motor vehicles operated by the Pennsylvania State Police and surety bonds for employees of the Pennsylvania State Police required to furnish such bonds for the payment with the Attorney General's approval of damages sustained by persons whose property has been damaged or destroyed by members of the Pennsylvania State Police in the discharge of their duties for the operation and maintenance of the Pennsylvania State Police Training School including any branches thereof for the maintenance and repair of barracks owned by the Pennsylvania State Police and equipment therein for the payment of traveling expenses and witness fees in the amount of three dollars (\$3) per capita per diem to witnesses testifying for the Commonwealth at hearings in connection with the work of the Pennsylvania State Police and for the payment of fees charged by physicians for examining persons suspected of operating motor vehicles while intoxicated whenever such persons are found as a result of such examinations not to be intoxicated except that no sum in excess of five dollars (\$5) shall be paid to any physician for any such examination for the maintenance and operating of a radio broadcasting station or stations and for the purpose of installing operating and maintaining a teletype or other intercommunication system linking the central office of the Pennsylvania State Police and the offices of the various organized police forces of the political subdivisions of the Commonwealth maintaining night offices and linking such central office with other states using similar systems which cooperate with Pennsylvania in broadcasting police information the sum of six million dollars (\$6,000,000) and any additional sums from time to time transferred from the Motor License Fund and credited to this appropriation in the manner provided by law

To the Department of Welfare

For the payment of the salary of the Secretary of Wel-

fare and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the cost of a central accounting system for State-owned institutions subject to the supervision of the department the sum of one million one hundred thousand dollars (\$1,100,000)

For the payment of salaries wages or other compensation of employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Council for the Blind for improvement of the condition of the blind by supplying where not otherwise available home instruction and training for the adult blind in the reading and writing of embossed types in those handicrafts in which the blind can engage for remunerative or therapeutic value or for improving their personal civic and social well-being and in such other fields of endeavor as may be considered appropriate and beneficial and for medical treatment surgical operations eye glasses and other necessary aids or services including transportation for needy blind persons or persons with impaired vision and for meeting any additional expenses necessary the sum of four hundred twenty-five thousand dollars (\$425,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Council for the Blind in supplying to the adult blind vocational training in such fields as are commensurate with their capacities and which will lead to remunerative employment with seeing workers in providing for their employment and placement in industry business and the professions in obtaining the required medical service for such training and placement and in meeting expenses necessary and proper in the administration of this program the sum of two hundred twenty-five thousand dollars (\$225,000) and in addition to this amount moneys received from the United States Government or from any other source as contributions for this program shall be paid into the General Fund and credited to this appropriation

For the payment of salaries wages or other compensation of the superintendents or wardens and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for expenses of boards of trustees and incidental expenses for the payment of gratuities clothing parole expenses for the payment to fire companies of costs of fighting fires upon approval of the institution and the department and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Pennsylvania Institution for Defective Delinquents at Huntingdon the Pennsylvania Training School at Morgantown the State Industrial Home for Women at Muncy the Pennsylvania Industrial School at White Hill the Eastern State Penitentiary at Philadelphia and Graterford the Western State Penitentiary at Pittsburgh the State Penitentiary at Rockview and any other institution hereafter established for the custody of prisoners as may be authorized and approved by the Secretary of Welfare the sum of fifteen million seven hundred seventy-three thousand dollars (\$15,773,000)

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land or the purchase of equipment furniture furnishings and live stock for the payment to fire companies of costs of fighting fires upon approval of the institution and the department for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Allentown State Hospital at Allentown the Danville State Hospital at Danville the Farview State Hospital at Farview the Harrisburg State Hospital at Harrisburg the

Norristown State Hospital at Norristown the Torrance State Hospital at Torrance the Warren State Hospital at Warren the Philadelphia State Hospital at Philadelphia the Wernersville State Hospital at Wernersville the Western State Psychiatric Institute and Clinic at Pittsburgh the Eastern State Psychiatric Institute at Philadelphia the Embreeville State Hospital at Embreeville the Hollidaysburg State Hospital at Hollidaysburg the Mayview State Hospital at Mayview the Somerset State Hospital at Somerset the Woodville State Hospital at Woodville the Clerks Summit State Hospital at Clerks Summit the Retreat State Hospital at Retreat the Dixmont State Hospital at Dixmont and any other institution established for the care and treatment of the insane as may be authorized and approved by the Secretary of Welfare for the payment of all expenses of the department in deporting to their states of residence persons committed to State mental institutions who may hold residence in other states for the purchase from publicly or private operated nonsectarian hospitals at cost not exceeding five dollars and fifty cents (\$5.50) per day of psychiatric treatment and maintenance of mentally ill persons admitted to such hospitals who are entitled to free service for such periods per person as the Department of Welfare may approve and for assisting such hospitals to establish facilities for the care and treatment of the mentally ill such assistance to be limited to one thousand five hundred dollars (\$1500) per bed provided for the payment of the necessary expenses of boarding out mental patients in accordance with Act 257 approved July 12 1935 (P. L. 679) and for the establishment and maintenance of psychiatric clinics under the regulations of the department the sum of sixty-eight million dollars (\$68,000,000) and in addition to this amount the following shall be paid into the General Fund and credited to the proper allocation within this appropriation (1) all moneys received from the United States Government or from any other source as contributions toward the establishment and maintenance of psychiatric clinics and (2) all moneys received from political subdivisions in payment for services and facilities required to be furnished by the State-Owned Mental Hospitals to institutions operated by such political subdivisions

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment or improvements to lands for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses for the maintenance of patients in private institutions at such rates as are established by the Department of Welfare and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Laurelton State Village at Laurelton the Pennhurst State School at Pennhurst the Polk State School at Polk the Selinsgrove State Colony for Epileptics at Selinsgrove and any other institution established for the care and treatment of mental defectives and epileptics as authorized and approved by the Secretary of Welfare the sum of thirteen million two hundred fifty thousand dollars (\$13,250,000)

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs for the purchase of equipment furniture and furnishings for the payment to fire companies of costs of fighting fires upon approval of the institution and the department for expenses of the board of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Ashland State Hospital at Ashland the Blossburg State Hospital at Blossburg the Coaldale State Hospital at Coaldale the Connellsville State Hospital at Connellsville the Hazleton State Hospital at Hazleton the Locust Mountain State Hospital at Shenandoah the Nanticoke State Hospital at Nanticoke the Philipsburg State Hospital at Philipsburg the Scranton

State Hospital at Scranton and the Shamokin State Hospital at Shamokin as may be authorized and approved by the Secretary of Welfare the sum of nine million seven hundred fifty thousand dollars (\$9,750,000)

To the Milk Control Commission

For the payment into the Milk Control Fund in the State Treasury for the purposes for which such fund is appropriated by law the sum of four hundred eighty thousand dollars (\$480,000)

To the State Civil Service Commission

For the payment of salaries wages or other compensation of the commissioners a personnel director and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Commission the sum of one hundred thousand dollars (\$100,000) and in addition any money collected by the Commission by way of reimbursement under the provisions of the Civil Service Act shall be paid into the General Fund through the Department of Revenue and shall be credited to this appropriation. Provided That the specific appropriation of \$100,000 made by this paragraph shall be used by the Commission as working capital only and shall lapse at the end of the biennium in the full amount

To the Pennsylvania Board of Parole

For the payment of salaries of members of the Board and salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Board the sum of one million five hundred fifty thousand dollars (\$1,550,000)

To the Commission on Interstate Cooperation

For the payment of wages and other compensation of employes for the payment of expenses of members in attending conferences when designated by the Governor the President pro tempore of the Senate or the Speaker of the House of Representatives and for the payment of the general expenses necessary for the proper conduct of the work of the Commission on Interstate Cooperation the sum of twenty-five thousand dollars (\$25,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same. The chairman shall file an accounting of said expenses with the Auditor General

To the Interstate Commission on the Delaware River Basin

For the payment of wages and other compensation of employes for the payment of general expenses necessary for the proper conduct of the work of the Interstate Commission on the Delaware River Basin created by the Commission on Interstate Cooperation the sum of fifty thousand dollars (\$50,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same. The chairman shall file an accounting of said expenses with the Auditor General

Atlantic States Marine Fisheries Commission

For the support of the Atlantic States Marine Fisheries Commission created by the act of June 1 1943 (P. L. 798) the sum of one thousand two hundred dollars (\$1200) Requisitions shall be prepared and signed by the Commissioner of Fisheries

Ohio River Valley Water Sanitation Commission

For the support of the Ohio River Valley Water Sanitation Commission created by the act of April 2 1945 (P. L. 50) the sum of thirty-one thousand seven hundred dollars (\$31,700) Requisitions shall be prepared and signed by the Secretary of Health

Interstate Oil Compact Commission

For the support of the Interstate Oil Compact Commis-

sion created by the act of July 23 1941 (P. L. 432) and for the payment of expenses of the Governor or his delegate in representing Pennsylvania the sum of five thousand dollars (\$5000) Requisitions shall be signed by the Governor

Interstate Commission on the Potomac River Basin

For the support of the Interstate Commission on the Potomac River Basin created by the act of May 29 1945 (P. L. 1139) the sum of four thousand eight hundred dollars (\$4800) Requisitions shall be prepared and signed by the Secretary of Commerce

To the Council of State Governments

For the support of the Council of State Governments and the Interstate Legislative Reference Bureau established by it to co-ordinate the work of the various State Legislative Reference Bureaus and other official agencies dealing with legislative matters the sum of sixty thousand dollars (\$60,000)

One-half of said appropriation shall be paid during each fiscal year of the biennium in equal quarterly installments on requisition drawn by the Auditor General Warrants for such payments shall be drawn to the order of the Executive Director of the Council of State Governments who shall file an accounting of said expenses with the Auditor General

Pennsylvania Historical and Museum Commission

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the Pennsylvania Historical and Museum Commission including historical research preparation erection and maintenance of historical markers maintenance and development of historical monuments and sites the sum of six hundred seventy thousand dollars (\$670,000)

II Legislative Department

For the payment of the expenses of the Legislative Department for two years beginning June first one thousand nine hundred fifty-one and also for the expenses of the Session and recess of one thousand nine hundred fifty-one not previously provided for the following sums or as much thereof as may be necessary to be paid in the manner prescribed by law. Provided That the salaries stationery and mileage of the Members of the Senate and House of Representatives of the Legislative Session of one thousand nine hundred fifty-three shall be paid by requisition of the Chief Clerk of the Senate or the Chief Clerk of the House of Representatives upon the Auditor General only after statement of the amounts due the several Senators and Members shall have been certified to the respective Chief Clerks by the President pro tempore of the Senate or Speaker of the House of Representatives and that the Senators and Members receiving fixed salaries for said Session shall be paid one-fifth of his total salary each month for the first four months of the Session if the Legislature shall be in session that long and the balance on the day fixed for the final adjournment of the Legislature or during the two days previous thereto

All compensation payable to officers and employes under the provisions of this act shall be payable semi-monthly on the fifteenth day and the last day of each month on requisition of the Chief Clerk of the Senate or of the House of Representatives as the case may be pursuant to certification of the officer under whose direction and control the officer or employe shall be

To the Senate

For the payment of the salaries of fifty Senators and extra compensation allowed by law to the President pro tempore of the Senate Session of one thousand nine hundred fifty-three the sum of one hundred fifty-one thousand dollars (\$151,000)

For the payment of the expenses of Senators and extra compensation and expenses of chairmen of committees

as provided by law the sum of one hundred twenty thousand dollars (\$120,000)

For the payment of the mileage of fifty Senators Session of one thousand nine hundred fifty-three the sum of eighteen thousand dollars (\$18,000)

For the payment of postage Session of one thousand nine hundred fifty-three for the Chief Clerk and assistants the sum of one hundred fifty dollars (\$150)

For the payment of postage Session of one thousand nine hundred fifty-three for the Lieutenant Governor the sum of one hundred fifty dollars (\$150)

To the Chief Clerk of the Senate for the payment of the postage on the Legislative Journal bills and calendars Session of one thousand nine hundred fifty-three the sum of four thousand five hundred dollars (\$4,500)

For the payment of the salaries of the officers and employes of the Senate Session of one thousand nine hundred fifty-three also for the payment of the Session and recess salaries of all officers and employes whose positions are now or may hereafter be created and for the payment of which provision is not otherwise made also for the payment of any increases which may now or hereafter be authorized in the recess and Session salaries of the officers and employes of the Senate whose present salaries are provided for in this section the sum of one hundred ninety-five thousand dollars (\$195,000) for the two years beginning June first one thousand nine hundred fifty-one

For the payment of the mileage of the officers and employees of the Senate Session of one thousand nine hundred fifty-three the sum of two thousand seven hundred dollars (\$2,700)

For the payment of the salaries of the returning officers of the Senate at the beginning of the Session of one thousand nine hundred fifty-three the sum of eight thousand dollars (\$8,000)

For the payment of the mileage of the returning officers of the Senate at the beginning of the Session of one thousand nine hundred fifty-three the sum of two thousand dollars (\$2,000)

For the payment of the salary of the two Clerks to the President of the Senate for two years beginning June first one thousand nine hundred fifty-one the sum of twelve thousand dollars (\$12,000)

For the payment of the salary of the Secretary of the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of eighteen thousand dollars (\$18,000)

For the payment of the salary of the Chief Clerk of the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of fifteen thousand dollars (\$15,000)

For the payment of the salary of the Secretary to the President pro tempore of the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Librarian of the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of thirteen thousand dollars (\$13,000)

For the payment of the salary of the Assistant to the Secretary of the Senate for the time employed during the recess periods in the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of four thousand five hundred dollars (\$4,500)

For the payment of the salary of the secretary to the President of the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Library Clerk of the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Secretary to the Majority Floor Leader of the Senate for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Secretary to the Minority Floor Leader of the Senate for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Secretary to the Senate Librarian for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of five thousand six hundred dollars (\$5,600)

For the payment of the salaries of two Watchman of the Senate for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of nine thousand six hundred dollars (\$9,600)

For the payment of the salary of the Superintendent of the Storeroom of the Senate for two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Chief Custodian of the Senate for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Custodian of the Basement of the Senate for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of four thousand two hundred dollars (\$4,200)

For the payment of the salaries of Custodians of the Senate Chamber for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of thirteen thousand eight hundred dollars (\$13,800)

For the payment of the salary of the Messenger in the Senate Library for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of four thousand two hundred dollars (\$4,200)

For the payment of the salary of a Janitor for the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of three thousand nine hundred sixty dollars (\$3,960)

For the payment of the salary of one Senate Indexing Clerk for the two years beginning June first one thousand nine hundred fifty-one the sum of five thousand six hundred dollars (\$5,600)

For the payment of the salary of one Chief Compiling Clerk for the two years beginning June first one thousand nine hundred fifty-one the sum of eight thousand four hundred dollars (\$8,400)

For the payment of the salary of one Messenger to the Secretary of the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of four thousand two hundred dollars (\$4,200)

For the payment of the salary of one Stenographer to the Chief Clerk of the Senate for the two years beginning June first one thousand nine hundred fifty-one the sum of five thousand six hundred dollars (\$5,600)

For the payment of the salary of one Chief Sergeant at Arms for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of one Chief Mailing Clerk for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of one Clerk to the President Pro Tempore for the two years beginning June first one thousand nine hundred fifty-one the sum of six thousand dollars (\$6,000)

To the Secretary of the Senate for the payment of extra services in connection with the compilation of the history of legislation in the Senate Session of one thousand nine hundred fifty-one the sum of two thousand five hundred dollars (\$2,500)

For the payment of the expenses of the Committee on Appropriations of the Senate during the biennium June first one thousand nine hundred fifty-one and ending May thirty-first one thousand nine hundred fifty-three in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes

and other institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the Senate during Legislative Sessions and during the interim between Legislative Sessions the sum of thirty-five thousand dollars (\$35,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same Of the sum herein appropriated not more than twenty-five thousand dollars (\$25,000) shall be expended prior to the beginning of the regular session of the General Assembly of one thousand nine hundred fifty-three If the term of office of the Chairman of the Committee on Appropriation shall terminate prior to the regular session of 1953 he shall not later than thirty days after such termination and also within thirty days after the adjournment of any regular or special session file an account with the Auditor General of the committee's expenses since the filing of the prior account

For the payment of expenses incident to issuing certificate of election of Senators for the Session of one thousand nine hundred fifty-three the sum of seventy-five dollars (\$75) (Act of June fourteenth one thousand nine hundred eleven Pamphlet Laws 926)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the President pro tempore of the Senate during the recess ending the first Tuesday of January on thousand nine hundred fifty-three the sum of five thousand dollars (\$5,000) or as much thereof as may be necessary and for like expenses for the Session of one thousand nine hundred fifty-three the sum of five thousand dollars (\$5,000)

For the payment of the necessary expenses including extra labor in the office of the Chief Clerk for the year ending May thirty-first on thousand nine hundred fifty-two the sum of seven thousand dollars (\$7,000) and for six months ending November thirtieth one thousand nine hundred fifty-two the sum of four thousand dollars (\$4,000)

For the payment of the incidental expenses of the Senate for six months commencing December first one thousand nine hundred fifty-two and the entire period of the Session of one thousand nine hundred fifty-three should the same extend beyond May thirty-first such sum as may be necessary to be expended by the Chief Clerk of the Senate who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts but the Chief Clerk shall at no time have in his hands more than two thousand dollars (\$2,000) for which accounts have not been rendered and settled and the whole amount expended by said Chief Clerk shall not exceed the sum of thirteen thousand dollars (\$13,000) out of which amount such necessary extra labor in the Senate shall be paid as shall be certified by the President pro tempore and Chief Clerk

For the payment of the postage labor and incidental expenses in the office of the Secretary of the Senate for the year beginning June first one thousand nine hundred fifty-one the sum of five thousand dollars (\$5,000) and for the year beginning June first one thousand nine hundred fifty-two the sum of five thousand dollars (\$5,000)

For the payment of postage labor express charges and all other expenses in the office of the Librarian of the Senate for the year beginning June first one thousand nine hundred fifty-one the sum of two thousand eight hundred dollars (\$2,800) and for the year beginning June first one thousand nine hundred fifty-two the sum of two thousand eight hundred dollars (\$2,800)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Majority Floor Leader of the Senate during the recess ending December first one thousand nine hundred fifty-two the sum of five thousand dollars (\$5,000) and for like expenses for the Session of one thousand nine hun-

dred fifty-three the sum of four thousand dollars (\$4,000)

For the payment of the contingent expenses including extra services of employees of the Senate and clerical stenographic traveling and discretionary charges of the Majority Whip during the recess ending December first one thousand nine hundred fifty-two the sum of one thousand dollars (\$1,000) and for like expenses for the Legislative Session of one thousand nine hundred fifty-three the sum of one thousand dollars (\$1,000)

For the payment of contingent expenses including extra services of employees of the Senate and clerical stenographic traveling and discretionary charges of the Minority Whip during the recess ending December first one thousand nine hundred fifty-two the sum of seven hundred fifty dollars (\$750) and for like expenses for the Legislative Session of one thousand nine hundred fifty-three the sum of one thousand dollars (\$1,000)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Minority Floor Leader of the Senate during the recess ending December first one thousand nine hundred fifty-two the sum of two thousand dollars (\$2,000) and for like expenses for the Session of one thousand nine hundred fifty-three the sum of four thousand dollars (\$4,000)

To the Secretary of the Senate for the payment of the expenses of the Senate or committees of the Senate in attending funerals or expenses incident thereto of senators officers of the Senate or State officials during the two years beginning June first one thousand nine hundred fifty-one the sum of one thousand dollars (\$1,000)

To the House of Representatives

For the payment of the salaries of two hundred and eight Members of the House of Representatives and extra compensation allowed by law to the Speaker of the House of Representatives Session one thousand nine hundred fifty-three the sum of six hundred twenty-five thousand dollars (\$625,000)

For the payment of expenses of Members of the House of Representatives and extra compensation and expenses of chairmen of committees as provided by law the sum of five hundred thousand dollars (\$500,000)

For the payment of the mileage of two hundred and eight Members of the House of Representatives Session of one thousand nine hundred fifty-three the sum of eighty-five thousand dollars (\$85,000)

For the payment of postage session of one thousand nine hundred fifty-three to the Chief Clerk and assistants the sum of one hundred fifty dollars (\$150)

To the Chief Clerk of the House of Representatives for the payment of postage on the Legislative Journal bills and calendars Session of one thousand nine hundred fifty-three the sum of twelve thousand five hundred dollars (\$12,500)

For the payment of salaries of the officers and employees of the House of Representatives Session of one thousand nine hundred fifty-three also for the payment of the Session and recess salaries of all officers and employees whose positions are now or may be hereafter created and for the payment of which provision is not otherwise made also for the payment of any increase which may now or hereafter be authorized in the recess and Session salaries of all the officers and employees of the House of Representatives whose present salaries are provided for in this section the sum of two hundred thirty-seven thousand dollars (\$237,000) for the two years beginning June first one thousand nine hundred fifty-one

For the payment of the mileage of the officers and employees of the House of Representatives Session of one thousand nine hundred fifty-three the sum of four thousand dollars (\$4,000)

For the payment of the salaries of the returning officers of the House of Representatives at the beginning of the Session of one thousand nine hundred fifty-three the sum of thirteen thousand dollars (\$13,000)

For the payment of the mileage of the returning officers of the House of Representatives at the beginning of the

Session of one thousand nine hundred fifty-three the sum of three thousand dollars (\$3,000)

For the payment of the salary of the Chief Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of eighteen thousand dollars (\$18,000)

For the payment of the salary of the Secretary of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of fifteen thousand dollars (\$15,000)

For the payment of the salary of the Assistant to the Chief Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of ten thousand dollars (\$10,000)

For the payment of the salary of the Stenographer to the Chief Clerk for the two years beginning June first one thousand nine hundred fifty-one the sum of six thousand dollars (\$6,000)

For the payment of the salary of the Secretary to the Secretary of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Messenger to the Chief Clerk for the two years beginning June first one thousand nine hundred fifty-one the sum of four thousand two hundred dollars (\$4,200)

For the payment of the salary of the Secretary to the Majority Floor Leader of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Secretary to the Minority Floor Leader of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Administrative Assistant to the Speaker for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Clerk to the Speaker for the two years beginning June first one thousand nine hundred fifty-one the sum of six thousand dollars (\$6,000)

For the payment of the salary of the Superintendent of Storerooms of the House of Representatives for the time employed during the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of salaries of one day watchman and one night watchman of the House of Representatives for the time employed during the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of nine thousand six hundred dollars (\$9,600)

For the payment of the salary of the Secretary to the Chief Clerk for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Chief Custodian of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of four thousand eight hundred dollars (\$4,800)

For the payment of the salaries of the four Custodians of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of seventeen thousand six hundred dollars (\$17,600)

For the payment of the salary of the Clerk to the Secretary for the two years beginning June first one thousand nine hundred fifty-one as provided by law the sum of six thousand dollars (\$6,000)

For the payment of the salary of the Secretary to the Speaker of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Parliamentarian of the House of Representatives for the two years begin-

ning June first one thousand nine hundred fifty-one the sum of twelve thousand dollars (\$12,000)

For the payment of the salary of the Amendment Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of seven thousand two hundred dollars (\$7,200)

For the payment of the salary of the Supply Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of four thousand two hundred dollars (\$4,200)

For the payment of the salary of the Compiling Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of nine thousand dollars (\$9,000)

For the payment of the salary of the Finance Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of eight thousand dollars (\$8,000)

For the payment of the salary of the Library Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-one the sum of six thousand four hundred dollars (\$6,400)

For the payment of contingent expenses including clerical stenographic traveling and discretionary charges of the Speaker of the House of Representatives during the recess ending Decmbr first one thousand nine hundred fifty-two the sum of five thousand dollars (\$5,000) or as much thereof as may be necessary and for like expenses for the Session of one thousand nine hundred fifty-three the sum of five thousand dollars (\$5,000)

For the payment of necessary expenses including extra labor in the office of the Chief Clerk and Library for the year beginning June first one thousand nine hundred fifty-one the sum of nineteen thousand dollars (\$19,000) and for the six months beginning June first one thousand nine hundred fifty-two the sum of nine thousand one hundred dollars (\$9,100)

For the payment of the incidental expenses of the House of Representatives for the six mouths commencing December first one thousand nine hundred fifty-two and for the entire period of the Session of one thousand nine hundred fifty-three should the same extend beyond May thirty-first to be expended by the Chief Clerk who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts. The whole amount thus expended by the Chief Clerk shall not exceed the sum of twenty-six thousand dollars (\$26,000)

To the Chief Clerk of the House of Representatives for the payment of extra services in connection with the compilation of the history of legislation in the House of Representatives Session of one thousand nine hundred fifty-one the sum of two thousand five hundred dollars (\$2,500)

For the payment of the expenses of the Committee on Appropriations of the House of Representatives during the biennium beginning June first one thousand nine hundred fifty-one in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes and other institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing reports of said institutions and agencies in examining and analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriation and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the House of Representatives during Legislative Sessions and during the interim between Legislative Sessions the sum of thirty-five thousand dollars (\$35,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same of the sum herein appropriated not more than twenty-five thousand dollars (\$25,000) shall be expended prior to the beginning of the regular Session of the General Assembly of nineteen hundred fifty-three The chairman of the Committee on Appropriations shall not later than thirty days after the termination of his term of office and also within thirty days after

the adjournment of any regular or special session file an account with the Auditor General of the committee's expenses since the filing of the prior account.

For the Payment of the postage clerical stenographic and express charges and all other expenses in the office of the Secretary of the House of Representatives for the year beginning June first one thousand nine hundred fifty-one the sum of five thousand five hundred dollars (\$5,500) and for the year beginning June first one thousand nine hundred fifty-two the sum of five thousand five hundred dollars (\$5,500).

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Majority Floor Leader of the House of Representatives during the recess ending December first one thousand nine hundred fifty-two the sum of five thousand dollars (\$5,000) and for like expenses for the Session of one thousand nine hundred fifty-three the sum of four thousand dollars (\$4,000).

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Minority Floor Leader of the House of Representatives during the recess ending December first one thousand nine hundred fifty-two the sum of two thousand five hundred dollars (\$2,500) and for like expenses for the Session of one thousand nine hundred fifty-three the sum of four thousand dollars (\$4,000).

For the payment of contingent expenses including extra services of employees of the House of Representatives and clerical stenographic traveling and discretionary charges of the Majority Whip during the recess ending December first one thousand nine hundred fifty-two the sum of one thousand dollars (\$1,000) and for like expenses for the Legislative Session of one thousand nine hundred fifty-three the sum of one thousand dollars (\$1,000).

For the payment of contingent expenses including extra services of employees of the House of Representatives and clerical stenographic traveling and discretionary charges of the Minority Whip during the recess ending December first one thousand nine hundred fifty-two the sum of seven hundred fifty dollars (\$750) and for like expenses for the Legislative Session of one thousand nine hundred fifty-three the sum of one thousand dollars (\$1,000).

For the payment of the expenses incident to issuing certificates of election to Members of the House of Representatives for the Session of one thousand nine hundred and fifty-three (Act of June fourteenth one thousand nine hundred eleven Pamphlet Laws 926) the sum of seven hundred fifty dollars (\$750) to be paid by the State Treasurer on warrants of the Auditor General upon presentation of vouchers approved by the Speaker of the House of Representatives.

To the Chief Clerk of the House of Representatives for the payment of the expenses of the House of Representatives or committee of the House of Representatives in attending funerals or expenses incident thereto of Members of the House of Representatives officers of the House of Representatives or State officials during the two years beginning June first one thousand nine hundred fifty-one the sum of three thousand dollars (\$3,000).

Legislative Journals

The expenses for paper and printing of the Legislative Journals shall be paid out of the appropriation for paper and printing made to the Department of Property and Supplies contained in this act.

For the work of the Legislative Journal officials after the close of the Session of one thousand nine hundred fifty-one on the Legislative Journal also the proofreading of the appendix and index thereto as provided by law the sum of four thousand five hundred dollars (\$4,500).

Legislative Miscellaneous

For the payment of traveling and other expenses of the Members of the General Assembly of Pennsylvania appointed by the President pro tempore of the Senate and the Speaker of the House of Representatives in attending the meetings of the American Legislators' Association and the Council of State Governments the sum of two thousand

five hundred dollars (\$2,500) to be paid on warrants of the Auditor General in favor of the President pro tempore of the Senate or the Speaker of the House of Representatives on presentation of his requisition for the same. The President pro tempore or the Speaker shall file an accounting of said expenses with the Auditor General.

For the payment of premiums on surety bonds for chairman and officers of the Senate and House of Representatives to be paid by Chief Clerks of each House for the two years beginning June first one thousand nine hundred fifty-one the sum of eight hundred fifty-one the sum of eight hundred dollars (\$800).

The Electoral College

For the payment of the expenses of the Electoral College of one thousand nine hundred fifty-two the sum of one thousand dollars (\$1,000) to be paid on requisition of the Auditor General.

To the Legislative Reference Bureau

For the payment of the salaries and other compensation of the director assistant director librarian attorney-at-law clerks secretaries stenographers typists messengers and other employees permanently employed for the two fiscal years beginning June first one thousand nine hundred fifty-one and for those temporarily employed until the end of the Session of the General Assembly of one thousand nine hundred fifty-three and for maintenance law books reference material incidental equipment and supplies traveling expenses and incidental expenses the sum of one hundred fifty thousand dollars (\$150,000).

III Judicial Department

For the payment of the salaries of the Judges of the Supreme Court and Superior Court the salaries and mileage of the president and Other Law Judges of the several Courts of Common Pleas in the Commonwealth and the Judges of the several Orphans' Courts and for the compensation of Common Pleas Judges holding court in other districts and for the payment of salaries and mileage of Associate Judges the following sums or as much thereof as may be necessary for the two fiscal years beginning June first one thousand nine hundred fifty-one payments to be made monthly by warrant drawn by the Auditor General on the State Treasury.

Supreme Court

For the payment of the salaries of the Supreme Court Judges the sum of three hundred twenty-three thousand dollars (\$323,000).

For the payment of the salaries or compensation of the clerks investigators stenographers typists and clerks and to reimburse the Judges of said court for expenses incurred in the discharge of their duties or attendant upon execution of the duties of the office the sum of fifty-six thousand dollars (\$56,000).

For the payment of salaries wages and other compensation of a Deputy Prothonotary and other employees in the office of the Prothonotary of the Supreme Court for the Eastern district and employees in the library of the Supreme Court at Philadelphia for the purchase of stationery supplies and the payment of the necessary expenses of the Supreme Court for the Eastern district thereof for the purchase of books and necessary expenses of the library of the Supreme Court at Philadelphia the sum of seventy-four thousand nine hundred fifty dollars (\$74,950).

For the payment of salaries wages and other compensation of a Deputy Prothonotary and other employees in the office of the Prothonotary of the Supreme Court for the Western district thereof for the purchase of stationery supplies books for the library and other necessary expenses of the Supreme Court Western district the sum of forty-four thousand dollars (\$44,000).

For the payment of salaries wages or other compensation of the Prothonotary and other employees in the office of the Prothonotary of the Supreme Court for the Middle district and for the payment of expenses for the Supreme Court in the Middle district and the Superior Court at

Harrisburg the sum of seventeen thousand one hundred dollars (\$17,100)

For the payment of the salary and expenses of the crier tipstaves official stenographers court officers and law secretary of the Chief Justice of the Eastern Middle and Western districts and for premiums for workmen's compensation insurance covering all employes of the Supreme Court the sum of one hundred fifty thousand dollars (\$150,000)

Provided That the crier for the Middle district shall receive no other compensation from the State

For the payment of the fees of the Prothonotaries of the Supreme Court of the Eastern Middle and Western districts on assignment of Judges to counties other than their own under an order of the Supreme Court dated February nineteen one thousand nine hundred nineteen the sum of five thousand five hundred dollars (\$5,500) payments to be made monthly by the State Treasurer on warrants drawn by the Auditor General

For the payment of expenses of Board of Governance of the Pennsylvania Bar the sum of ten thousand dollars (\$10,000)

For the payment of the expenses of the Procedural Rules Committee appointed by the Supreme Court to assist it in the preparation revision promulgation publication and administration of general rules of practice for the courts of this Commonwealth the sum of twenty-five thousand dollars (\$25,000)

For the payment of the cost of painting a portrait of Chief Justice George W. Maxey the sum of seven hundred fifty dollars (\$750)

For the payment of the salaries and expenses of the State Board of Law Examiners the sum of sixty thousand dollars (\$60,000)

For the payment of the salaries and expenses of the office of the State Reporter the sum of fifty thousand dollars (\$50,000)

In the case of necessary expenses stationery supplies and books for the Eastern Western and Middle districts herein provided for the same shall be paid on warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the Prothonotary of the said Supreme Court for the particular district thereof

Superior Court

For the payment of the salaries of the Judges of the Superior Court the sum of two hundred ninety-five thousand dollars (\$295,000)

For the payment of the salaries or compensation of the clerks briefers investigators stenographers and typists of the Superior Court and to reimburse the Judges of the said court for expenses incurred in the discharge of their duties the sum of forty-nine thousand dollars (\$49,000)

For the payment of the salaries and expenses of the crier and necessary tipstaves of the Superior Court and for premiums for workmen's compensation insurance covering all employes of the Superior Court the sum of one hundred two thousand six hundred dollars (\$102,600)

For the purchase of dockets stationery supplies books for the library and other necessary expenses of the said Superior Court or its officers the sum of fifteen thousand dollars (\$15,000) to be paid on the warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the Prothonotary of the said Superior Court Philadelphia Harrisburg and Pittsburgh

Common Pleas Court

For the payment of the salaries of the Judges of the Courts of Common Pleas learned in the law in the several Judicial districts of the Commonwealth the sum of three million seven hundred fifty-five thousand dollars \$3,755,000)

For the payment of the compensation carfare and expenses of Judges for holding court outside of their own Judicial districts in accordance with law the sum of seventy-five thousand dollars (\$75,000)

For the payment of mileage allowed Common Pleas Judges in Judicial districts containing more than one

county as provided by law the sum of five thousand dollars (\$5,000)

For the payment of the Judges of the Courts of Common Pleas of Dauphin County for clerk hire in accordance with the law and for premiums for workmen's compensation insurance covering such clerks the sum of fifty thousand dollars (\$50,000)

Orphans' Court

For the payment of the salaries of the Orphans' Court Judges in the several Judicial districts in which separate Orphans' Courts have been established by law the sum of seven hundred twenty-five thousand dollars (\$725,000)

Municipal Court of Philadelphia

For the payment of the salaries of the Judges of the Municipal Court of Philadelphia in accordance with law the sum of two hundred sixty-five thousand dollars (\$265,000)

County Court of Allegheny County

For the payment of the salaries of the Judges of the County Court for County of Allegheny the sum of one hundred forty-five thousand dollars (\$145,000)

To the Juvenile Court of Allegheny County

For the payment of the salary of the Judges of the Juvenile Court of the County of Allegheny the sum of twenty-four thousand dollars (\$24,000)

Retired Judges

For the payment of the salaries of the Judges of the Supreme Superior Common Pleas and Orphans' Courts who may resign or retire in accordance with the provision of the act of Assembly approved June twelfth Anno Domini one thousand nine hundred nineteen (Pamphlet Laws 461) the sum of eighty-one thousand dollars (\$81,000)

Associate Judges

For the payment of the salaries of the Associate Judges the sum of ninety thousand dollars (\$90,000)

For the payment to Associate Judges of mileage for the two fiscal years beginning June first one thousand nine hundred fifty-one the sum of seven thousand dollars (\$7,000)

Section 3 This act is not intended to be inconsistent with or to repeal any provision of any act enacted at this or any prior Session of the General Assembly regulating the purchase of supplies the ordering of printing and binding the purchase maintenance and use of automobiles the method of making payments from the State Treasury for any purpose or the functioning of any administrative department board or commission

Section 4 No appropriation made by this act to any department board commission or agency of the Executive Department shall be available unless and until such department board commission or agency shall have complied with sections 604 605 and 606 of The Administrative Code

Section 5 The term "employees" as used in this act shall include all directors superintendents bureau or division chiefs assistants directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants in any department board or commission

Section 6 The terms "general expenses" and "maintenance" shall include all printing binding and stationary food and forage materials and supplies traveling expenses motor vehicle supplies and repairs freight express and cartage postage telephone and telegraph rentals and toll charges newspaper advertising and notices fuel light heat power and water charges newspaper advertising and notices fuel light heat power and water repairs or reconstruction of equipment buildings and facilities rent of real estate and equipment premiums on workmen's compensation insurance premium on policies of liability insur-

ance covering the operation of permanently assigned automobiles premiums on surety bonds the purchase of replacement or additional equipments and machinery other than passenger motor vehicles and all other incidental costs and expenses including payment to the Department of Property and Supplies of mileage charges for the use of automobiles and of expenses of costs of services incurred through the Purchasing Fund

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I desire to interrogate the gentleman from Lancaster, Mr. Wood.

The SPEAKER. Will the gentleman from Lancaster, Mr. Wood, permit himself to be interrogated?

Mr. WOOD. Mr. Speaker, I yield to the gentleman from Philadelphia, Mr. Smith.

Mr. READINGER. Mr. Speaker, I desire to ask the gentleman whether this is the general appropriation bill which is before us now?

Mr. SMITH. I believe it is, Mr. Speaker.

Mr. READINGER. Mr. Speaker, I desire to know further whether the appropriation of \$6,000,000 to the Department of Welfare on page 19 of the bill includes the sum of \$150,000 which the Department desired or requested for use in combatting alcoholism in the state of Pennsylvania?

Mr. SMITH. Mr. Speaker, I believe that that \$150,000 was taken out of the request of the Department by the Appropriations Committee.

Mr. READINGER. Mr. Speaker, I thank the gentleman.

Mr. Speaker, on June 17th there appeared an item in the Harrisburg Patriot-News entitled:

Officials Seek
Fund to Treat
Alcoholics

\$150,000 Budget
Restoration Asked

Efforts are being made by state health officials to restore the \$150,000 budget item for care and treatment of alcoholics—a new state service planned for more than a year

The alcoholic-care project was scuttled by the governor's office in revising the state budget for the next two years prior to introduction of the general appropriation bill in the Assembly.

It was learned the action was taken by budgetary officials without consulting health department experts. In his original budget John S. Fine recommended the \$150,000 allocation to start the new state service.

ACTION THIS WEEK

Health secretary Dr. Russell E Teague said yesterday he expects to carry his campaign for restoration of the appropriation to the House Appropriations Committee this week.

For more than a year, a preliminary survey of facilities for treatment of alcoholics in Pennsylvania has been underway in the health department's alcoholic division, headed by Mrs. Helen C. Snyder.

Mrs. Snyder found that virtually no facilities exist for the average alcoholic to receive scientific treatment. The state funds now sought by the health department would go largely to institutions as state aid to encourage expansion of services for rehabilitation of alcoholics.

60,000 ALCOHOLICS

Some 60,000 alcoholics are reported in Pennsylvania at present. Those capable of rehabilitation who have no opportunity for guided treatment are currently losing an average of 22 working days a year while drunk.

Much of the \$150,000 sought by the department for alcoholic rehabilitation activities would aid hospitals in providing for care of victims of alcoholism—now classed as a disease.

While private treatment is available for the few who can pay for specialized care which is out of reach of the average budget, Mrs. Snyder found in her survey that for the alcoholic person of ordinary means "hospitalization is almost an impossibility" at present.

AMOUNT SUGGESTED

An appropriation of \$350,000 for this purpose has been suggested by Pennsylvania Alcoholic Beverage Study, Inc., as the equivalent of one-half of one per cent. of state liquor store profits.

Led by Connecticut, which has a well-established program for care and treatment of alcoholics, other states doing something about this recently-recognized problem include Minnesota, Rhode Island, California, Oregon, North Carolina and Virginia and the District of Columbia.

Mr. Speaker, back in 1947 this House joined in a joint resolution of the Senate instructing the Joint State Government Commission to make a study of alcoholism. Such a study was made and during the 1949 session we passed Act 213 which amended the Administrative Code of the Commonwealth and charged the Department of Health with the power and the duty of investigating this subject of alcoholism in respect to rehabilitation, to compile and maintain statistics and so forth on the subject, and to take such other steps as may be necessary to procure such information and data as may be deemed helpful in the treatment and rehabilitation of alcoholics.

Now we have come to the point where we have made the studies; they have been submitted to us. We know or we should know something about this problem and by this time we should be convinced that alcoholism is a disease and should be treated as such.

The Department of Health has made a very modest request for \$150,000, which as the gentleman from Philadelphia, Mr. Smith, stated a few minutes ago has been dropped from the appropriation bill by the House Appropriations Committee.

From 1933 when the sale of beer and liquor became legal in the state of Pennsylvania, to the end of May, 1950 the net profits to the state of Pennsylvania from the liquor business, according to the best information I could get, amounted to \$362,541,000.

In addition to that an enormous sum was added to the cost of liquor and beer which was used for relief purposes. Some of that money has gone back to municipalities where the licensees operate their businesses. Some \$86,500,000 has gone back to them for local purposes.

It is obvious that the state of Pennsylvania is the beneficiary to a great degree in its financial matters from the liquor industry. And, of course, these alcoholics that I am talking about today are those persons who for one reason or another come under the evil aspect of the liquor trade. Certainly none of them wants to be an alcoholic. They did not start out to be, and they would like not to be; but they happen to have fallen into this disease, and it is up to us to help them get out of it.

I think we have a definite moral obligation in this state to do something for these people. We do not just let people become sick and when they are helpless say to them: "We are doing nothing for you. You would not

have had to drink; therefore, since it is self imposed we are going to shun you."

If we do not restore this meager sum for this beneficial purpose today, I think we are in effect saying to these 60,000 people: "You are lepers in our colony; you are untouchable. We do not want anything to do with you. You can go and solve your own problems. We do not care if you wreck your families or what you do, we are not going to help you. We will help the tuberculosis patients. We will help all the other people who need hospitalization in this Commonwealth and have not the funds to pay for it; but not you. You got this way by drinking and you can get out of it the best way you can."

In view of the enormous amount of money made by the Commonwealth of Pennsylvania it certainly seems to me to be "penny wise and pound foolish" to save this \$150,000 at the cost of these poor individuals who are suffering from this disease. In my opinion it is like a corporation which does a business of a half billion dollars a year refusing to buy erasers for its office force on the ground that they might cost \$1,000.

I have had prepared, and I ask unanimous consent of the House to offer amendments to this bill which would restore that \$150,000 and raise our appropriation from \$6,800,000 to \$6,960,000. And this amendment gentlemen, I hope you will support.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 2, page 19, lines 19 and 20, by striking out the words and figures "eight hundred thousand dollars (\$6,800,000)" and inserting in lieu thereof; "nine hundred fifty thousand dollars (\$6,950,000)."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

Mr. SMITH. Mr. Speaker, this is probably one time when we could use some of the experts we just talked about. I cannot say that this is an unworthy cause on which to spend \$150,000, because it definitely does have its advantages. But I do think this is a problem that is a lot different than most of us realize.

In the first place, the treatment of alcoholics, although it might be considered and is considered a disease, is not the kind of treatment that is done in a hospital, similar to other diseases. I understand that this \$150,000 is just for administration. I believe I am right on that. If this bill were for a half million or a million dollars, so that we could establish clinics over the state and give them proper administration just for alcoholics, I could see a reason for it. I truthfully believe that \$150,000 for just administration would be but a drop in the bucket and a great waste. I know that today, and I feel sure that the gentleman from Berks will agree, good and effective work is being done by Alcoholics Anonymous. I understand this is entirely a volunteer service.

There is one thing I would like to say to elaborate on the fact that it is a disease; I understand that Alcohol Anonymous is made up, or composed mostly of converts from alcoholism. They have a different view point than a doctor or other individuals would have. They know how to treat the individual who is suffering from this

so-called disease, and I do not believe that hospitals or governmental agencies are equipped to take care of that kind of disease. I believe it has to be taken care of as it is today, by volunteer service. I think it is more effective, that is, the type of volunteer service that they have, and it seems to be working in our state. I do not have any available figures at this time but I do not believe that alcoholism is growing in the state of Pennsylvania. It may be, but I do not believe that it is.

I honestly feel if we are going to do a decent job I would advocate, rather than amending this bill, that the gentleman introduce an entirely new bill to be ear-marked for that purpose alone, and to make it a substantial sum so that it can be done properly rather than a mere pittance of \$150,000 which will go only for administration.

The gentleman spoke of a Mrs. Snyder, whom I do not know; but I have been advised she is doing a very excellent job in working as almost an individual, although she is a government employe, with the volunteer groups. It seems to be working now. I think it will work just as well in the future, until at least a substantial sum of money is available so that we can put clinics, get the men, get the women who have been at it and can work with it and devote all the money just to the cure of this terrible disease.

I would ask that the Members of this House vote this amendment down at this time.

Mr. ANDREWS. Mr. Speaker, I welcome into the circuit of the scientific elect the eminent diagnostician from Philadelphia, the Majority Leader.

I represent a different school of thought. My school holds that the disease of alcoholism falls generally into two phases, mental and physiological. For the habitual drunkard, who is a mental case, who drinks for companionship, for mental stimulation and just for the heck of it, nothing can be done in scientific clinics. That is the fellow you will have to reach by means of your social contacts, that is where Alcoholics Anonymous come in.

The physiological sufferer is a medical case. His disease is not in his head; it is in his stomach, it is in his physical system, and he is the man that Alcoholics Anonymous cannot cure.

Now it is not proposed and I had not understood that the initial appropriation was to be used for anything else than the establishment of a pilot plant. A one-bed or a two-bed clinic to elaborate the method and the technique for the medical cure, not the mental cure—the medical cure of the alcoholic addict. And without elaborating the proper technique, without a period of experimentation it would be sheer folly for this House, although I understand we have discovered lapses that added to our resources will total somewhere between fourteen and eighteen million, a fact the Majority Leader carefully concealed from me while I was urging my pleas on the House, but there is money outside of the purview of the legislative budget for this \$150,000 to be used in establishing an experimental technique, a clinic, on a small basis for the purpose of perfecting the line of scientific cure.

Mr. READINGER. Mr. Speaker, I certainly do not claim to be any authority on the subject of alcoholism. But I would like to answer a few of the statements made by the gentleman across the hall who is an expert on the subject, Mr. Smith.

He suggests that I withdraw this amendment and introduce a separate bill asking for a very sizeable appropriation. I must respectfully decline that course of activity. I think if our Secretary of Health, Dr. Teague, makes a request for \$150,000, he certainly knows that that money can be well spent, otherwise he would not have come in and made such a request.

Furthermore, on the subject of introducing this as a separate bill, as I recall the law of Pennsylvania the Governor may veto any specific items in the general appropriation bill that he desires. If the Secretary of Health cannot persuade the Governor that this money can be well spent then the Governor would have the right to veto this item just as he would a separate bill or an item embodied in a separate bill.

Other states have actually done something about this problem. The District of Columbia has appropriated \$100,000 for this purpose, Virginia \$200,000, Wisconsin \$200,000, Connecticut \$300,000 and Mississippi \$750,000. We are not doing something new here; we are just trying to catch up with a few other states which are a little more enlightened than we are. Certainly nobody is going to miss this \$150,000 which we would appropriate by adopting this amendment—nobody is going to miss it except those poor souls who need this treatment.

Mr. SMITH. Mr. Speaker, I hesitate to take up the time of the House any longer, but after the Minority Leader so learnedly discussed the bill, I am afraid I might have to yield the honorary title he gave me, of Doctor, and I would like the Members of the House to consider in the future calling Mr. Andrews, Doctor Andrews.

Regardless of all that the Minority Leader has said and also the gentleman from Berks, I still say that this bill should be passed as it is. That would avoid a reprint job. Also if the Members of this House want this amendment they can incorporate it and pass it as a separate bill. I do not believe the appropriation bill should be amended in this way. I think it is a good bill and should be passed as it is. I still make that suggestion, and I ask the Members of the House to vote this amendment down.

Mr. READINGER. Mr. Speaker, I will not take up much more of the time of the House either, but the gentlemen still persists that it should be a separate bill.

I would like to remind you that such a bill would go into the Appropriations Committee which is the very Committee which has deleted this \$150,000 item. You know from the experience we have had during this session as well as prior sessions that no Committee ever is discharged from the consideration of any bill. So if you want this thing in the appropriation bill you will have to do it today, in my opinion. You will have to vote for it, and if you do not vote for it you are going to kill the whole appropriation of \$150,000 for this purpose.

On the question recurring,

Will the House agree to the amendment?

The SPEAKER declared the nays appear to have it.

Whereupon, a division was called for, 73 Members voting in the affirmative and 83 in the negative, the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarrafi,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bombberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varnier,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Lelsey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,		

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1422, as follows:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifteen million nine hundred ninety-three thousand two hundred dollars (\$15,993,200.00) or as much thereof as may be necessary is hereby appropriated to the Department of Welfare for the two fiscal years beginning June first one thousand nine hun-

dred and fifty-one to be by it paid to the hospitals hereinafter designated in the amounts hereinafter specified for the purpose of the maintenance of such hospitals in the manner prescribed by law at the rate of six dollars and fifty cents (\$6.50) per diem but not to exceed the regularly established ward rate or any reduced rate for the medical and surgical services rendered to and maintenance of persons treated in such hospitals who are entitled to free service and for each day of part pay service such proportion of six dollars and fifty cents (\$6.50) per diem rate or the regular ward rate if less or any reduced rate as part of regular ward rate or any reduced rate which is less than the regular ward rate which the person treated is not able to pay bears to the regular ward rate or reduced rate for free service except that no hospital shall receive compensation exceeding the actual cost of service per capita in its public ward

Abington Memorial Hospital	\$134,000.00
Adrian Hospital Association	58,000.00
Allegheny General Hospital	302,000.00
Allegheny Valley Hospital	60,000.00
Allentown Hospital	260,000.00
Altoona Hospital	114,000.00
American Hospital for Diseases of the Stomach	12,000.00
American Oncologic Hospital	30,600.00
Armstrong County Hospital	22,000.00
Atkinson Clement Memorial Hospital	14,000.00
Barnes Simon H Memorial Hospital	10,800.00
Beaver Valley General Hospital	24,600.00
Bedford Community Hospital	6,000.00
Belvedere General Hospital	6,400.00
Berwick Hospital	30,000.00
Black F M Community Hospital	16,000.00
Blair J C Memorial Hospital	60,000.00
Bloomsburg Hospital	56,400.00
Braddock General Hospital	67,600.00
Bradford Hospital	58,000.00
Brookville Hospital	27,000.00
Brownsville General Hospital	40,000.00
Bryn Mawr Hospital	110,000.00
Butler County Memorial Hospital	62,600.00
Canonsburg General Hospital	25,000.00
Carbondale General Hospital	46,000.00
Carlisle Hospital	49,600.00
Centre County Hospital	42,000.00
Chambersburg Hospital	48,000.00
Charleroi-Monessen Hospital	43,000.00
Chester County Hospital	102,000.00
Chester Hospital	150,000.00
Chestnut Hill Hospital	46,000.00
Children's Heart Hospital	42,000.00
Children's Hospital of Philadelphia	162,000.00
Children's Hospital of Pittsburgh	166,000.00
Citizens General Hospital	62,600.00
Clearfield Hospital	72,000.00
Coatesville Hospital	72,000.00
Columbia Hospital Columbia	20,000.00
Columbia Hospital Wilkesburg	40,000.00
Community General Hospital	112,000.00
Community Hospital Kane	13,600.00
Conemaugh Valley Hospital	188,000.00
Corry Hospital Association	14,600.00
Cozier J Lewis Hospital	20,000.00
Delaware County Hospital	30,000.00
Devitt's Camp Inc for treatment of Tuberculosis	5,000.00
Eaglesville Sanatorium	212,000.00
Easton Hospital	115,000.00
Elizabeth Steel Magee Hospital	194,000.00
Elk County General Hospital	24,000.00
Ellwood City Hospital	18,000.00
Elm Terrace Hospital	7,600.00
Ephrata Community Hospital	10,000.00
Episcopal Hospital Philadelphia	180,000.00
Evangelical Community Hospital Lewisburg	8,000.00
Eye and Ear Hospital	42,000.00
Frankford Hospital	108,000.00

Franklin City Hospital	30,800.00
Frick Henry Clay Memorial Hospital	31,600.00
Fulton County Medical Centre	2,400.00
Geisinger G F Memorial Hospital	100,000.00
General Hospital of Monroe County	42,000.00
Germantown Dispensary and Hospital	318,000.00
Gnaden Huettgen Memorial Hospital Lehigh-ton	6,000.00
Good Samaritan Hospital	94,000.00
Grandview Hospital Sellersville	26,000.00
Greene County Memorial Hospital	36,000.00
Greenville Hospital	12,000.00
Grove City Hospital	9,000.00
Hahnemann Hospital Philadelphia	380,000.00
Hahnemann Hospital Scranton	84,000.00
Hamot Hospital Association	190,000.00
Hanover General Hospital	28,600.00
Harrisburg Hospital	214,000.00
Harrisburg Polyclinic Hospital	152,000.00
Homestead Hospital	74,000.00
Indiana Hospital	80,000.00
Jameson Memorial Hospital	36,000.00
Jefferson Medical College Hospital	530,000.00
Jefferson Hospital (Barton Clinic)	28,000.00
Jersey Shore Hospital	12,000.00
Kane Summit Hospital Association	8,600.00
Lancaster County Tuberculosis Society Rossmere	88,600.00
Lancaster General Hospital	145,000.00
Lancaster Osteopathic Hospital Association	5,600.00
Lankenau Hospital	74,000.00
Latrobe Hospital	56,000.00
Lee Homeopathic Hospital	40,000.00
Lewistown Hospital	108,000.00
Lock Haven Hospital	74,000.00
Lying-In Charity Hospital	102,000.00
Maple Avenue Hospital Association DuBois	28,600.00
Maternity Hospital Philadelphia	54,000.00
McKeesport Hospital	152,000.00
Meadville City Hospital	52,000.00
Memorial Hospital Association Monongahela City	18,000.00
Memorial Hospital of Chester County	47,000.00
Memorial Hospital of Roxborough	58,000.00
Memorial Hospital of Pottstown	28,000.00
Mercy Hospital Altoona	62,000.00
Mercy Douglas Hospital	180,000.00
Mercy Hospital Wilkes-Barre	148,000.00
Meyersdale Community Hospital	3,000.00
Mid-Valley Hospital Blakely	48,000.00
Milliken A C Hospital Pottsville	66,000.00
Miners' Hospital of Northern Cambria	88,000.00
Montefiore Hospital	148,000.00
Montgomery Hospital Norristown	77,000.00
Mount Sinai Hospital	198,000.00
Nason Hospital Association	49,600.00
Northern Liberties Hospital	36,000.00
Northeastern Hospital of Philadelphia	52,000.00
Northwestern General Hospital	36,000.00
Oakbourne Colony Hospital	82,000.00
Ohio Valley General Hospital	30,000.00
Oil City Hospital	46,000.00
Osteopathic Hospital of Philadelphia (48th and Spruce Streets)	13,600.00
Osteopathic Hospital of Philadelphia (20th and Susquehanna Streets)	60,000.00
Packer Robert Hospital	236,000.00
Passavant Hospital	70,000.00
Pennsylvania Hospital of Philadelphia (Contributors)	316,000.00
Phoenixville Hospital	32,000.00
Pittsburgh Hospital Association	132,000.00
Pittston Hospital Association	88,000.00
Port Allegheny Hospital	4,800.00
Potter County Memorial Hospital	8,600.00
Pottstown Hospital	42,800.00
Pottsville Hospital	148,000.00
Presbyterian Hospital	120,000.00

Providence Hospital of Beaver County	27,000.00
Quakertown Hospital Association	22,000.00
Reading Hospital	200,000.00
Renovo Hospital	18,000.00
Rochester General Hospital	64,800.00
Rush Hospital for Consumptives	146,000.00
Saint Christopher's Hospital for Children ..	120,000.00
Saint Francis Hospital	278,000.00
Saint John's General Hospital	90,000.00
Saint Joseph's Hospital Carbondale	47,600.00
Saint Joseph's Hospital Reading	90,000.00
Saint Luke's Hospital South Bethlehem	184,000.00
Saint Luke's & Children's Medical Centre ...	150,000.00
Saint Vincent's Hospital Association	186,000.00
Sewickley Hospital	36,800.00
Shady Side Hospital	145,000.00
Sharon General Hospital	70,000.00
Somerset Community Hospital	35,000.00
South Side Hospital	134,000.00
Spencer Hospital Meadville	60,000.00
Stetson Hospital	24,600.00
Suburban General Hospital	28,000.00
Sunbury Community Hospital	60,000.00
Taylor Hospital Association	58,000.00
Taylor Hospital Ridley Park	30,000.00
Temple University Hospital	400,000.00
Titusville Hospital	18,000.00
Tuberculosis League of Pittsburgh	152,000.00
Tyler Memorial Hospital	5,600.00
Uniontown Hospital	122,000.00
University of Pennsylvania Hospital	448,000.00
University of Pennsylvania Graduate Hospital	276,000.00
Warner Annie M Hospital Gettysburg	26,000.00
Warren General Hospital	52,000.00
Washington Hospital	86,000.00
Wayne County Memorial Hospital Honesdale	13,000.00
Waynesboro Hospital	29,600.00
Western Pennsylvania Hospital	266,000.00
Westmoreland Hospital Association	100,000.00
West Side Hospital Association Scranton ...	102,000.00
West Side Osteopathic Hospital of York Penn-	4,000.00
sylvania	
Wilkes-Barre General Hospital	306,000.00
Williamsport Hospital	184,000.00
Wills Hospital Philadelphia	170,000.00
Women's Hospital of Philadelphia	116,000.00
Women's Hospital Pittsburgh	22,000.00
Women's Medical College Hospital Philadel-	126,000.00
phia	
Wyoming Valley Homeopathic Hospital	
Wilkes-Barre	84,000.00
York Hospital	187,000.00
Zem Zem Hospital for Crippled Children Erie	40,000.00
Muncy Valley Hospital	4,000.00

\$15,993,200.00

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Haudenschild,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,

Bombberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Verner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Fillip,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1423, as follows:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of six hundred twenty-three thousand nine hundred twenty-five dollars (\$623,925.00) or as much thereof as may be necessary is hereby appropriated to the Department of Welfare for the two fiscal years beginning June first one thousand nine hundred fifty-one to be by it paid to the homes hereinafter designated in the amounts hereinafter specified for the purpose of the maintenance of such homes in the manner prescribed by law

Aged Colored Women's Home Williamsport..	\$ 825.00
Allegheny Temporary Home for Children N S	
Pittsburgh	4,400.00
Almira Home Association New Castle	7,500.00
Beaver County Children's Home New Brigh-	
ton	6,600.00
Benevolent Association Home for Children	
Pottsville	3,600.00
Boy's Industrial Home Oakdale	16,000.00
Chester Day Nursery and Children's Board-	
ing Home	1,500.00
Children's Aid Society of Franklin County	
Chambersburg	3,000.00
Children's Aid Society of Pennsylvania Phila-	
delphia	68,000.00

Children's Aid Society of Western Pennsylvania Pittsburgh	26,000.00
Children's Home of Bradford	3,500.00
Children's Home of Easton	11,000.00
Children's Home of York	6,000.00
Children's Home of Bethlehem and Allentown	7,000.00
Children's Home of Harrisburg	18,500.00
Christian Home of Johnstown	5,500.00
Children's Home of Reading	2,000.00
Colored Children's Bureau Philadelphia	16,000.00
Colored Women's Relief Association of Western Pennsylvania	3,000.00
Curtis Home for Girls Pittsburgh	6,600.00
Erie Infants Home and Hospital	3,000.00
Florence Crittenton Home Erie	1,400.00
Florence Crittenton Home Philadelphia	3,000.00
Florence Crittenton Home Williamsport	1,200.00
Friend's Home for Children Secane	3,600.00
Friendship House Scranton	15,000.00
George Junior Republic Association Grove City	28,000.00
Home for Aged Philadelphia	7,200.00
Home for Aged Infirm Women Easton	7,000.00
Home for Aged Infirm Colored Women Pittsburgh	3,200.00
Home for Colored Children Pittsburgh	1,800.00
Home of Industry for Discharged Prisoners Philadelphia	5,500.00
Home for Veterans of GAR and Wives Philadelphia	17,000.00
Home for Widows and Single Women Lebanon	2,000.00
Home for Widows and Single Women Reading	5,000.00
Industrial Home for Crippled Children Pittsburgh	26,000.00
Ladies GAR Home Swissvale	28,000.00
Margaret Henry Children's Home New Castle	2,000.00
Meadville Children's Aid Society and Home for Aged	8,000.00
Nazarene Home for Aged Philadelphia	6,000.00
Northern Home for Friendless Children Philadelphia	25,000.00
Northern Tier Home Harrison Valley	4,000.00
Pennsylvania Memorial Home Brookville	12,000.00
Pennsylvania Association for the Blind Harrisburg	48,000.00
Pennsylvania Society to Protect Children from Cruelty Philadelphia	5,000.00
Pennsylvania Working Home for the Blind Philadelphia	36,000.00
Pittsburgh Home for Babies Pittsburgh	14,600.00
Pittsburgh and Allegheny Home for Children	5,000.00
Sarah A Reed Home Erie	12,000.00
Seamen's Church Institute Philadelphia	21,000.00
Tabor Home for Children Doylestown	9,500.00
Tilden Home for Aged Couples Philadelphia	3,500.00
United Charities Home for Children Hazleton	3,500.00
Union Home for Old Ladies Philadelphia	6,000.00
Westmoreland County Children's Aid Society Greensburg	13,500.00
Williamsport Home	12,000.00
York County Blind Center York	1,500.00
Zoar Home for Mothers Babies and Convalescents Allison Park	1,400.00
	\$623,925.00

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraf,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsich,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Buchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, R. A.,	Whalley,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 13, as follows:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes and municipal claims against real property sold at sheriffs' sales county tax claim bureaus' public sales or county treasurers' tax sales under certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any real property has been or is hereafter sold at a sheriff's sale by virtue of any writ of execution issued from any court in this Commonwealth or at a public sale for taxes held by a county tax claim

bureau or by a county treasurer at which sale sufficient proceeds have been or are realized to pay all tax liens and municipal claims presented against the property and a political subdivision has lost or hereafter loses its lien or liens for taxes and municipal claims or either on such property by virtue of not having filed or not filing same in the manner prescribed or within the time limited by law to participate in the distribution of the proceeds of such sale and whenever the purchaser at such sale or any subsequent purchaser furnishes proof to the political subdivision that it has lost any such lien or liens the political subdivision involved shall satisfy of record any such lien or liens at its expense

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Milkula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Buccchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Celia,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 575, as follows:

An Act to further amend Section 4 of the act approved the nineteenth day of May one thousand eight hundred ninety-seven (P. L. 67) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" by changing and making uniform the time within which appeals may be allowed from courts of inferior jurisdiction and from administrative agencies and the time within which they may operate as a supersedeas

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 of the act approved the nineteenth day of May one thousand eight hundred ninety-seven (P. L. 67) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as last amended by the act approved the eleventh day of May one thousand nine hundred twenty-seven (P. L. 972) is hereby further amended to read as follows

Section 4 [No appeal shall be allowed in any case from an order judgment or decree of any court of common pleas or orphans' court unless taken within three calendar months from the entry of the order judgment or decree appealed from nor shall an appeal supersede an execution issued or distribution ordered unless taken and perfected and bail entered in the manner herein prescribed within three weeks from such entry No appeal shall be allowed in any case from a sentence or order of any court of quarter sessions or oyer and terminer unless taken within forty-five days from the entry of the sentence or order An appeal from the Superior Court to the Supreme Court must be taken and perfected within forty-five days from the entry of the order judgment or decree of the Superior Court Appeals taken after the times herein provided for shall be quashed on motion Provided That the limitation of forty-five days provided for by this amendment for an appeal from an order or sentence of a court of quarter sessions or oyer and terminer shall apply only to cases in which the sentence order judgment or decree appealed from is entered after the first day of July one thousand nine hundred and twenty-seven Appeals from sentences orders judgments or decrees entered prior to the first day of July one thousand nine hundred and twenty-seven shall be allowed if taken within three calendar months from the date of the entry of such sentence order judgment or decree as heretofore provided] (a) All appeals from final judgments sentences orders decrees adjudications or findings of any court of record or administrative agency shall be taken within sixty days from the entry of the judgment sentence order decree adjudication or finding appeal from Appeals perfected and security entered within thirty days from entry of the judgment sentence order decree adjudication or finding shall supersede execution issued or distribution ordered

(b) All appeals when allowable from interlocutory orders decrees or decisions of any court of record or administrative agency shall be taken within thirty days from the entry thereof

(c) Appeals taken after the times herein provided shall be quashed on motion

Section 2 The following acts and parts of acts and their amendments are hereby repealed to the extent that they fix a time within which appeals must be taken to the Supreme or Superior Court

Section five of the act approved the fourteenth day of April one thousand eight hundred twenty-eight (P. L. 453) entitled "An act to prevent the failure of trusts to provide for the settlement of accounts of trustees and for other purposes"

Section thirty-six of the act approved the fourteenth

day of June one thousand eight hundred thirty-six (P. L. 628) entitled "An act relating to assignees for the benefit of creditors and other trustees"

Section two of the act approved the twenty-second day of April one thousand eight hundred fifty-six (P. L. 502) entitled "An act to extend the equity jurisdiction of the Courts of Common Pleas in certain cases"

Section three of the act approved the fifth day of June one thousand eight hundred eighty-three (P. L. 84) entitled "An act to escheat to the Commonwealth the telegraph lines and property of telegraph corporations associations and companies which violate the provisions of the Constitution prohibiting the consolidation with or the holding of a controlling interest in the stock or bonds of a competing line of telegraph or the acquisition by purchase or otherwise of any other competing line of telegraph prescribing the method by which the same may be done and regulating the proceedings thereunder"

Section one of the act approved the twenty-fourth day of June one thousand eight hundred ninety-five (P. L. 243) entitled "An act authorizing appeals to be taken in equity cases of account where the liability to account is in issue from the preliminary order or decree of court requiring an account"

Subsection (b) of Section six and Section eight of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward"

Subsection (a) of Section twenty-two of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphan's courts the powers and duties of the judges thereof and appeals therefrom"

Section four of the act approved the second day of May one thousand nine hundred nineteen (P. L. 106) entitled "An act to carry out the provisions of section eight article nine of the Constitution of the State of Pennsylvania as amended and for that purpose prescribing the method of determining the amount which may be deducted in ascertaining the borrowing capacity of the city of Philadelphia by excluding from the calculation and deducting from its indebtedness so much of the debt of said city as shall have been incurred and the proceeds thereof invested in any public improvements of any character which shall be yielding to the said city an annual current net revenue"

Section ten of the act approved the twenty-third day of May one thousand nine hundred nineteen (P. L. 255) entitled "An act authorizing the county commissioners of any county and the corporate authorities of any city of the third class located within such county to erect a joint county and city building or buildings to be used for hospital purposes providing for the selection of a site by purchase condemnation or otherwise authorizing the county and city and authorizing the county and city to issue bonds for certain purposes"

Section nine of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 984) entitled as amended "An act providing for the condemnation by the Commonwealth of lands suitable and desirable for forest and State park purposes or game preserve purposes or the perpetuation and protection of fish and defining the powers and duties of the Department of Forests and Waters the Board of Game Commissioners and the Board of Fish Commissioners respectively in relation thereto"

Section four of the act approved the twenty-first day of May one thousand nine hundred twenty-one (P. L. 1054) entitled "An act to carry out the provisions of section eight article nine of the Constitution of the State

of Pennsylvania as amended and for that purpose prescribing the method of determining the amount which may be deducted in ascertaining the borrowing capacity of the city of Philadelphia by excluding from the calculation and deducting from its indebtedness so much of the debt of said city as shall have been incurred or is about to be incurred and the proceeds thereof expended or about to be expended upon any public improvement or in the construction purchase or condemnation of any public utility or part thereof or facility therefor if such public improvement or public utility or part thereof whether separately or in connection with any other public improvement or public utility or part thereof may reasonably be expected to yield revenue in excess of operating expenses sufficient to pay the interest and sinking-fund charges thereon"

Section three of the act approved the fifth day of March one thousand nine hundred twenty-five (P. L. 23) entitled "An act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions"

Sections one thousand four hundred thirty-eight and one thousand four hundred forty-eight of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs"

All other acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective as to judgments sentences orders decrees adjudications findings or decisions entered or imposed after the thirty-first day of August one thousand nine hundred fifty-one The existing law shall continue as to those entered or imposed prior to the first day of September one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsich,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dairympie,	Kohl,	Penglase,	Verona,

Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 633, as follows:

An Act to amend Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employes and on charitable institutions persons copartnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance Permitting non-profit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts to furnish employment to certain persons and changing the requirements for furnishing transportation The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employes and on charitable institutions persons copartnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" are hereby amended to read as follows

Section 3 Each county board of assistance shall make available each month to the governing body of the county and of each political subdivision or school district within the county as well as each district office of the State Department of Highways State institution or other State agency and each State or Federal employment office within the county or an adjoining county and each regularly organized charitable organization and institution in whole or in part supported by tax money and non-profit cemetery associations fire companies public libraries and all other similar organizations supported in whole

or in part by public subscriptions donations or gifts operating in the county the number of such persons who are available for employment classified by occupation and political subdivision

Section 4 [It shall be the duty of such] Such governing bodies and [of] the person in charge of each State district office institution and other agency and of each such regularly organized charitable organization and institution [to] shall and any nonprofit cemetery association fire company public library or other similar organization supported in whole or in part by public subscriptions donations or gifts may furnish employment for as many such employable persons and for as long a period as the care maintenance improvement and policing of the highways streets buildings grounds parks playgrounds and streams and their respective supervision will permit [and to] They shall designate to the county board of assistance the number of persons that can be used and the character of the work for which they are required Thereupon the county board if it determines that the work proposed is not contrary to the provisions of section eight of this act shall notify the required number of such employables to report for work for a specified number of hours each week at a time and place designated in the notice Such services shall be rendered free of charge to the State political subdivision or charitable or other organization except for the cost of transportation if such distance exceeds [one mile] two and one-half miles in which case such employable persons shall be required to report to some designated point from which such transportation shall be furnished in return for the assistance being received

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. Speaker, I desire to interrogate the gentleman from Indiana, Mr. McMillen.

The SPEAKER. Will the gentleman from Indiana, Mr. McMillen, permit himself to be interrogated?

Mr. McMILLEN. I shall, Mr. Speaker.

Mr. SEYLER. Mr. Speaker, I would like to ask the gentleman first of all whether I am substantially correct in my understanding of this bill. I understand that it provides that the County Boards of Assistance will furnish to additional group of organizations a list of those employables among the people receiving assistance in that county. Is that substantially correct?

Mr. McMILLEN. That is.

Mr. SEYLER. Those additional organizations are non-profit, cemetery associations, fire companies, public libraries and all other similar organizations supported in whole or in part by public subscriptions, donations or gifts.

Now I would call the attention of the gentleman to page 3 of the bill and that part of the provision I have just read beginning on line 11, "all other similar organizations supported in whole or in part by public subscriptions, donations or gifts." I would like to know whether that means that the County Board of Assistance would furnish this list to all non-profit associations which receive public subscriptions, donations or gifts?

Mr. McMILLEN. Well that would naturally be true if they live in part or in whole from that type of operation.

Mr. SEYLER. Can the gentleman tell me how many non-profit associations there are in the state of Pennsylvania?

Mr. McMILLEN. I do not know. I did not attempt to find out.

Mr. SEYLER. Can the gentleman give me an estimate?

Mr. McMILLEN. No sir, I did not attempt to find any figures on it.

Mr. SEYLER. Would the gentleman agree that most of our club organizations for example are non-profit organizations?

Mr. McMILLEN. If they are not operated entirely for the benefit of the public. If they are operated entirely for the membership.

Mr. SEYLER. In what part of the bill Mr. Speaker, does this say that they must be organizations devoted to the service of the public?

Mr. McMILLEN. What else could you imply from the very wording of the act and from the description within it?

Mr. SEYLER. I ask the gentleman to direct his attention to lines 10, 11 and 12. It mentions certain non-profit associations, and then it says "all other similar organizations."

Mr. McMILLEN. Well, the word similar itself goes back to the description just previous to it.

Mr. SEYLER. Will the gentleman tell me, Mr. Speaker, just what the limitation is here? In other words which ones among all of the non-profit associations in Pennsylvania are included in this list, and which ones are excluded?

Mr. McMILLEN. I have no definite idea of any particular ones the gentleman is referring and trying to bring into this discussion. The gentleman pointed out clubs as non-profit organizations. But I point out that clubs are mainly for the benefit of the organization or the members within that organization. It is not a semi-public and for-the-public benefit organization.

Mr. SEYLER. I ask the gentleman again, Mr. Speaker, will he point out to me and the Members anything in this bill of his which limits the list to those non-profit organizations which perform a service to the public?

Mr. McMILLEN. I find nothing making that limitation in the bill. I think if an organization such as the V.F.W., the American Legion or organizations of that nature are maintaining a public recreation park as they do in many areas, then I think they would be eligible to use these people on public assistance who are able to work, because that is essentially a benefit for the public. The public is invited to use it, and becomes a part of that use.

Mr. SEYLER. Mr. Speaker, I understand and respect the gentleman's opinion, but I would ask him whether that is merely his opinion or whether there is some provision in the bill which limits it to that list?

Mr. McMILLEN. I think the community will take care of that in itself.

Mr. SEYLER. Mr. Speaker, I do not believe the community is consulted ordinarily in such a matter. That is left to the construction of the law, and we would expect it to be in the law. I ask the gentleman once more whether there is any limitation in the bill which limits it to the organizations which in his opinion would be eligible?

Mr. McMILLEN. If the gentleman wants to draw that line, perhaps he can with his reasoning reach that conclusion. On my part I do not expect to attempt to amend the bill, I think it is perfectly clear the way it is, as to

what the intent and the purpose is. The preamble to the bill itself will control that.

Mr. SEYLER. Mr. Speaker, I thank the gentleman.

My primary objection to this bill is that it is drawn in such a manner that to me at least it implies that the County Board of Assistance of each county would be ordered by this bill to furnish a list of these employables on public assistance to every non-profit organization which receives in whole or in part any subscription, donation or gift from the public. That obviously is a large list; I, just like the sponsor, do not have any knowledge of what the exact number is. But I do not know that in my own county there are probably hundreds or perhaps thousands of these non-profit organizations.

In the second place I would point out that these employables, if they can be used by any non-profit organization, could be used by any organization which performs no public service; might even be used to replace people who are now working for pay. In other words I see no objections if this does apply to clubs, little theatres, symphony concert associations, civic opera associations—because you have heard of one of those that is non-profit today—why they could not be used for painting, for carpentering or janitorial service, perhaps even for bartenders, I do not know, but at any rate the bill as it stands contains no limitation. It says "all similar organizations," which I think means all non-profit organizations which receive gifts or subscriptions from the public. For that reason in its present form and with the statement that the sponsor will be unwilling to amend it in order to provide some limitations, I do not believe it is a very good bill to vote for.

Mr. LOVETT. Mr. Speaker, I would like to interrogate the gentleman from Indiana, Mr. McMillen.

The SPEAKER. Will the gentleman from Indiana, Mr. McMillen, permit himself to be interrogated?

Mr. McMILLEN. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, who decides the people that are physically fit?

Mr. McMILLEN. Mr. Speaker, you mean in the county, or who decides the people who will be assigned out on these jobs?

Mr. LOVETT. Mr. Speaker, right.

Mr. McMILLEN. Mr. Speaker, if there is any question, that goes to a medical doctor to decide. Generally the people who are on public rolls, if they plead illness in their application they are periodically examined by medical doctors to determine their fitness for employment.

Mr. LOVETT. Mr. Speaker, can that be done by their own local physician?

Mr. McMILLEN. Mr. Speaker, that is entirely at the discretion of the Public Assistance Board. They can assign him to a doctor and that is as I think it should be.

Mr. LOVETT. Mr. Speaker, does the gentleman consider old age pension or old age assistance as those on relief?

Mr. McMILLEN. Mr. Speaker, this bill and no other public assistance act considers that in such case. Once they pass 65 years of age they go on what is known as the old age assistance or pension. Then they are no longer considered employable.

Mr. LOVETT. Mr. Speaker, may I further ask the gentleman if it is not true under the old age assistance

act in Pennsylvania providing you own a home that is charged against you in an old age assistance case.

Mr. McMILLEN. Mr. Speaker, I am not so sure that I understand the question but I believe what you mean is that if someone past 65 years of age who owns a little home applies for assistance, then that is not applied against the property.

Mr. LOVETT. Mr. Speaker, I want to know if it is not applied.

Mr. McMILLEN. Mr. Speaker, that is your question.

Mr. LOVETT. Mr. Speaker, that is right.

Mr. McMILLEN. Mr. Speaker, well I cannot answer that definitely. I do know that those under 65 years of age have a judgment entered against them. I cannot answer your question.

Mr. LOVETT. Mr. Speaker, I would like to ask the gentleman whether he does not know that it is the practice of the Department of Public Assistance in the case of an old couple or an old person receiving old age assistance and has a home, that that is definitely charged against the amount of money that they received.

Mr. McMILLEN. Mr. Speaker, may I interrogate the gentleman from Westmoreland, Mr. Lovett.

The SPEAKER. Will the gentleman from Westmoreland, Mr. Lovett permit himself to be interrogated?

Mr. LOVETT. Mr. Speaker, I shall.

Mr. McMILLEN. Mr. Speaker, where in this bill do you find that in substance, that we can make that a point of argument on this particular bill?

Mr. LOVETT. Mr. Speaker, I might say that under this particular bill I find no difference in making the person that is receiving public assistance work for that assistance if they are physically able, than I do those on old age assistance who are physically able.

Mr. McMILLEN. Mr. Speaker, well that is taken care of in your previous part of the bill. It is a foregone conclusion and is also a practice and a policy that those beyond 65 years of age are just not eligible and because they are not, they cannot be assigned out. There is no way you can ask them to go to work even though they are being kept with public assistance money. You just cannot do it. So that does not enter into this argument at all.

Mr. LOVETT. Mr. Speaker, does the gentleman agree that there are cases of old age assistance that do do some menial work.

Mr. McMILLEN. Mr. Speaker, not that they are assigned to by the Department of Public Assistance. It is absolutely unlawful to be assigned out that way.

Mr. LOVETT. Mr. Speaker, this particular bill would not permit them to be assigned out?

Mr. McMILLEN. Mr. Speaker, absolutely not, although in many cases they would be eligible, I mean would be able to do a fairly decent day's work and would perhaps be better off because of a little bit of work, but you just cannot assign them.

Mr. LOVETT. Mr. Speaker, but under this particular bill they will not be able to be assigned?

Mr. McMILLEN. Mr. Speaker, that is right.

Mr. LOVETT. Mr. Speaker, I thank the gentleman.

I still think it is not good legislation.

Mr. LOPRESTI. Mr. Speaker, I likewise desire to interrogate the gentleman from Indiana, Mr. McMillen.

The SPEAKER. Will the gentleman from Indiana, Mr. McMillen, permit himself to be interrogated?

Mr. McMILLEN. Mr. Speaker, yes sir I shall.

Mr. LOPRESTI. Mr. Speaker, am I to understand that under this bill if a Veteran's organization in my home town takes up by public subscription a certain amount of money and buys an ambulance that from that time on they are permitted to call upon the board and have people work for them off the relief rolls. Is that what this bill will do?

Mr. McMILLEN. Mr. Speaker, in the gentleman's case, I presume they could be called upon to assist in taking care of that ambulance. I do not think they could be assigned as a driver or anything like that, because of the responsibility that your organization would have.

Mr. LOPRESTI. Mr. Speaker, well now what work could they be assigned to do for this organization. Where in this bill is there any limitation placed upon the work that they can be called upon to perform for that organization.

Mr. McMILLEN. Mr. Speaker, well I think that is limited entirely by the nature of the work that they are doing. If it is of a public nature and is in the public interest.

Mr. LOPRESTI. Mr. Speaker, does this bill in any portion of it say that they can be used in the performance of duties in connection with a public function? Is there anything in this bill at all which limits the type of work that they can be called upon to do?

Mr. McMILLEN. Mr. Speaker, I think not. And why should there be?

Mr. LOPRESTI. Mr. Speaker, why should there be.

Mr. McMILLEN. That is right.

Mr. LOPRESTI. Well now just as I say, if an organization in our community by public subscription buys an ambulance they become eligible then to receive these helpers. What would stop them from asking for help as a janitor, as a waitress, to clean the fan, to do any kind of work around that club. There is no limitation in this bill whatever. And as long as they have the men they will have them do anything they want them to do.

Mr. McMILLEN. Mr. Speaker, if you are talking in terms of the club and the club property which is used entirely for the benefit of the club members then they certainly could not be assigned. A fire company, for instance, a volunteer fire company in your community can ask for the assignment of some of these individuals. They can keep up the fire, they can polish equipment, they could help to build walks, or maintain the property because the property of a volunteer fire department is essentially the property of the community. That is being done right in my own community.

Mr. LOPRESTI. Mr. Speaker, now then the point I make is, where in this bill, either implied or specifically expressed is there such a limitation?

Mr. McMILLEN. Mr. Speaker, it says so very specifically in here.

Mr. LOPRESTI. Mr. Speaker, where?

Mr. McMILLEN. Mr. Speaker, it says similar organizations supported in whole or in part by public subscriptions, donations or gifts. You cannot take any other application out of the thing.

Mr. LOPRESTI. Mr. Speaker, where is the limitation as to the type of work that they can do?

Mr. McMILLEN. Mr. Speaker, why should there be any limitation? As long as it is in the public interest, and they are returning something for what they are getting, why should there be any? We have gone along too long thinking that we have to take care of a lot of people and in return they do not have to give anything back to the community for that help.

Mr. LOPRESTI. Mr. Speaker, well now then, why not, as has been suggested, amend your bill so that the service these men are called upon to perform, is one which will benefit the public? There is no limitation in your bill to that effect.

Mr. McMILLEN. Mr. Speaker, it is specifically implied there that neither you, nor any other individual in your community can go and ask for one of these lists of men able to work—the public assistance board would not have to give it to you; you must specify on your application what you are going to do, where they are going to be used and the hours they will work. It is all very specifically stated. You must provide compensation coverage. There is no way that this thing can be abused as long as you have honest people administering your public assistance and just as honest people going in and asking for the list.

Mr. LOPRESTI. Mr. Speaker, I see. How under the bill is the rate of pay determined, or will there be any pay for the service?

Mr. McMILLEN. Mr. Speaker, it is usually figured on the prevailing rate of common laborers in the particular area. In my own area for instance, we figure at the rate of 70 cents an hour. Now that is not an enormous pay for an hour, I will admit, but if it does not suit the individual who is getting public assistance to work at the rate of 70 cents an hour, and they are physically able to work, there is not a thing in the world to keep them from saying "I will not be out to work tomorrow. I am going out and get myself a job."

Mr. LOPRESTI. Mr. Speaker, now all of these things, of course, are to be taken care of in some manner or other by an implied understanding all people are going to have. It does not state that specifically in the bill but all of these things will be taken care of through an implication on the part of somebody, somewhere, sometime.

Mr. McMILLEN. Mr. Speaker, I think we can depend entirely on the administration of public assistance to take care of it.

Mr. LOVETT. Mr. Speaker, may I further interrogate the gentleman?

The SPEAKER. Will the gentleman from Indiana, Mr. McMillen permit himself to be interrogated?

Mr. McMILLEN. Mr. Speaker, let us be fair about this thing.

Mr. LOVETT. Mr. Speaker, I intend to be fair, I just want to ask the gentleman a few questions. Does the gentleman feel that a borough, a municipality is a non-profit organization?

Mr. McMILLEN. Mr. Speaker, a borough?

Mr. LOVETT. Mr. Speaker, that is right.

Mr. McMILLEN. Mr. Speaker, you mean the borough as operated by the borough council?

Mr. LOVETT. Mr. Speaker, that is right.

Mr. McMILLEN. Mr. Speaker, well it certainly is in the public interest, or it should be.

Mr. LOVETT. Mr. Speaker, but it is a non-profit organization.

Mr. McMILLEN. Mr. Speaker, oh, I don't know. I think you get a lot of profit out of the operation of a borough. You get all of your public utilities, that is, all the public services that are rendered. I think there is some profit to it.

Mr. LOVETT. Mr. Speaker, do you think that a school district is a profitable organization?

Mr. McMILLEN. Mr. Speaker, well I send my children to school and expect them to get an education out of it. Of course, it is an indirect profit.

Mr. LOVETT. Mr. Speaker, could you employ these people to janitor around a school?

Mr. McMILLEN. Mr. Speaker, there is nothing that can keep you from it.

Mr. LOVETT. Mr. Speaker, could use them on the borough streets to work?

Mr. McMILLEN. Mr. Speaker, yes sir.

Mr. LOVETT. Mr. Speaker, I thank the gentleman.

I want to say again that I feel that this particular bill will put more people on relief in order to get a job. We have got an awful lot of people that are now staying off the relief rolls due to the fact that they can get jobs in these municipalities in school as janitors and street men and if you close the avenue and use people now on relief, these other people are just going to have to go on relief because I know our borough council back home hires an awful lot of that particular type of people. In other words, that keeps them off of relief. If you pass such legislation you are going to force them on the relief rolls in order to get a job to pay for the food they eat.

We started out with about 22 men. Today we have 2. The other 20 have gone out and gotten themselves a job. The very reverse happens to what the gentleman from Westmoreland states. He and I discussed this previous to the session and he privately, maybe I should not tell this, but he privately agrees with the principle of putting people who are able to work, to work.

We had a little difference of opinion on this matter of pay. The fact remains that if a man is drawing more than \$28 a week, in my district, at the rate of 70 cents an hour, he work only 40 hours, and then the rest of it is gravy as far as effort on the part of the recipient is concerned. The man who is drawing less than \$28 per week works only the required number of hours to work out his assistance grants.

What could be fairer than that. We have gone soft on this thing of handing money to people. Why in the world should the Legislature come down here every two years and take out of the taxpayer's pocket money to keep in idleness, in indolence, in filth, in idolatry and everything else that goes with laziness and shiftlessness, and then not require them to do something in return for the community.

In public assistance alone we have come to the place where we are subsidizing illegitimacy. It has become profitable for an unwed woman to have more children. She can get a greater increase in her relief draft. I could go on and make a speech on this thing if somebody wants to prod me into it.

If the gentleman from Westmoreland wants to raise

the issue, we can certainly go on with the discussion. Somewhere and somehow we have got to come to grips with this problem. Why should we keep people on public assistance who are absolutely able and capable of doing a day's work, provide them with money for shelter, food, even automobiles, television, telephones and all the things that go with luxury.

To me those things are simply the result of a person's individual labor. I make no apology for this bill. I make no apology to any man who would have to go to work because of this bill.

Mr. LOPRESTI. Mr. Speaker, I just want to say a couple more words so that we do not lose sight of the issue in this bill.

I have no quarrel to pick when we ask men on relief rolls to go to work for the school board, for a borough, for a public library, or for any public institution; but when we take it down to the point where they submit names to private clubs and to unincorporated associations the field is so broad that I do have objections. So long as it is limited to public work, I am perfectly satisfied, but this bill goes far beyond that. It allows every club that has gone out and asked for a donation for some public service, to use men from the public relief rolls, and I object to that sort of a bill.

Mr. PAUL F. JONES. Mr. Speaker, I would like to ask Mr. McMillen, sponsor of this bill, just one or two questions.

The SPEAKER. Will the gentleman from Indiana, Mr. McMillen, permit himself to be interrogated?

Mr. McMILLEN. I shall, Mr. Speaker.

Mr. PAUL F. JONES. Mr. Speaker, I heard the sponsor of the bill say in the course of his remarks that those persons referred for employment were covered under the Workmen's Compensation Act. I do not find that in the bill.

Mr. McMILLEN. Mr. Speaker, may I point out that before these men are assigned by the Department of Public Assistance Board you must submit—I as president of the school board, for instance in my district had to submit a certified copy of the coverage which we carry on all of our school employees. It is a matter that must be cleared before you can receive an assignment of workers. That is now a very definite part of the program.

Mr. PAUL F. JONES. Mr. Speaker, this question, please, is it not a fact that people employed under your system would be regarded as casual employees rather than permanent employees?

Mr. McMILLEN. Mr. Speaker, it is very definitely covered under your compensation coverage.

Mr. PAUL F. JONES. Mr. Speaker, well now I do not have your answer. Are they classified as permanent or casual employees?

Mr. McMILLEN. Mr. Speaker, it does not make any difference.

Mr. PAUL F. JONES. Mr. Speaker, oh yes, it does make a difference.

Mr. McMILLEN. Mr. Speaker, that is according to our insurance carrier. We took that up with him and they were definitely covered.

Mr. PAUL F. JONES. Now is it not true, Mr. Speaker, that under the Workmen's Compensation Act of 1915 as amended, these individuals would be classified as

casual employees, and therefore, not within the purview of the Workmen's Compensation Act?

Mr. McMILLEN. Mr. Speaker, we consider them permanent employees until they themselves take themselves off our rolls by getting a job. When they are assigned to us, I assure you we will find enough work to keep them going on a permanent basis and they are considered as permanent employees until they automatically take themselves off our rolls.

Mr. PAUL F. JONES. Mr. Speaker, is there anything in the bill that limits the type of employment that these people will be called upon to perform?

Mr. McMILLEN. Mr. Speaker, not necessarily. This bill is on the record now. The only thing that is being changed adding this broader employment base.

Mr. PAUL F. JONES. Mr. Speaker, my question relates solely to the feature of hazardous employment, where they may assume a risk and there might be a death follow as a result.

Mr. McMILLEN. Mr. Speaker, if I hire a man to work for me in a hazardous occupation, where there is risk of death or anything occurs while in my employ, I must have him covered regardless.

Mr. PAUL F. JONES. Mr. Speaker, then it is your view that these employees would be considered permanent employees and covered under the Workmen's Compensation Act?

Mr. McMILLEN. Mr. Speaker, we were assured by our compensation carrier, which happens to be the State Workmen's Fund, that we were covered and all these men were covered.

Mr. PAUL F. JONES. Mr. Speaker, I thank the gentleman.

Under that explanation it is my view that if that is the case, there is no question at all that people who are now working will be replaced by people taken from the relief rolls, which only means that they are going to be out of jobs. With the further observation that under this bill, you are going to place every person in the state who is on relief at the mercy of the investigators or the social worker who might have his case in charge. I believe it is going to open up the door for a lot of abuses and a lot of people are going to be taken advantage of.

Mr. McMILLEN. Mr. Speaker, I did not intend to say much about this bill but I cannot let that last remark of the gentleman from Westmoreland pass to the effect that this will put people on relief.

I want to recite for the benefit of the people of this House a few facts.

The act of 1939 has been on the books for a long time. Never much was done about it. I tried on several occasions to have orders put out over the Commonwealth that there should be more of an effort made to put eligible employables to work in this Commonwealth, for the very reason that if you put them to work out in the public's eye they are going to go out and get themselves a job. If they do not want to go out and get a job, then they are going to be returning to the public some good for the money they are getting for their public keep.

In my own district, I just completed, or am completing now, a new sixteen room school building. We have saved approximately \$10,000 by taking these people on

public assistance and putting them to work on that building.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—105

Banker,	Firmstone,	Loftus,	Shoemaker,
Barkdoll,	Flack,	Lyons,	Shotwell,
Baumunk,	Frost,	Madden,	Smith,
Bear,	Geer,	Madigan,	Sollenberger,
Beech,	Gibson,	Markley,	Spencer,
Blair,	Gleason,	McConnell,	Stimmel,
Bloom,	Goodling,	McCormack,	Stoner,
Bolton,	Graybill,	McCullough,	Swartz,
Bomberger,	Greenwood,	McInroy,	Thompson, R. L.,
Boorse,	Greer,	McMillen,	Tompkins,
Bower,	Gutendorf,	Metz,	Toomey,
Brelschi,	Guthrie,	Miller, H. G.,	VanSant,
Brown,	Hamilton, W. H.,	Miller, J. C.,	Varner,
Cella,	Harney,	Moore, C. E.,	Waterhouse,
Clapper,	Haudenschild,	Moore, H. A.,	Watkins,
Clendenning,	Helm,	Naugle,	Weidner,
Cooper,	Hewitt,	Pichney,	Wescott,
Costa,	Hocker,	Pitzer,	Whalley,
Dalrymple,	Johnson,	Price, H. W. Jr.,	White,
Davis,	Keller,	Reagan,	Wilt,
Dennison,	Kent,	Reilly, J. M.,	Wood,
Dowling,	Kline,	Riley, R. L.,	Yeakel,
DuBois,	Kratz,	Robertson,	Young,
Dunn,	Lafore,	Royer,	Ziegler,
Erb,	Lelsey,	Rubin,	Sorg,
Ewing,	Leonard, W. C.,	Sax,	Speaker
Ferster,	Light,		

NAYS—80

Andrews,	Jones, G. E.,	McNally,	Rovansek,
Beaver,	Jones, J. M.,	Mikula,	Sarra,
Berkstresser,	Jones, P. F.,	Mills,	Scanlon,
Breth,	Jump,	Monroe,	Schmidt,
Bucchin,	Kamyk,	Moran,	Schuster,
Byrne,	Kohl,	Muldowney,	Seyler,
Cochran,	Kolankiewicz,	Munley,	Snider,
Corr,	Kornick,	Musto,	Stank,
Coyle,	Kubacki,	Najaka,	Taylor,
Duffy,	Lederer,	Needham,	Thompson, E. F.,
Fenrich,	Leonard, L.,	Penglass,	Toll,
Filip,	Leven,	Peta,	Varallo,
Filo,	Limper,	Petrosky,	Verona,
Gaffney,	Lopresti,	Pettigrew,	Wargo,
Hamilton, R. K.,	Lovett,	Pfaff,	Welsh,
Headlee,	Lutty,	Polaski,	Westrick,
Hersch,	Maxwell,	Polen,	Wheeler,
Hoggard,	Mazza,	Readinger,	Williams,
Hunter,	McDermitt,	Reese,	Yester,
Jenkins,	McGee,	Rigby,	Yetzer,

NOT VOTING—22

Amarando,	Hagerty,	Murray,	Rosen,
Boles,	Hall,	Olsen,	Scott,
Conway,	Jones, T. H. W.,	Price, R. A.,	Swope,
Dougherty,	McKinney,	Reidenbach,	Tahl,
Good,	Mihm,	Rose,	Wachhaus,
Guarnieri,	Mintess,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

MR. SMITH IN THE CHAIR

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 634, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth by providing for pay-days every two weeks

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" is hereby amended to read as follows

Section 1 Be it enacted &c That each person in the employ of the Commonwealth receiving an annual saray [shall be paid semi-monthly on the first and fifteenth of the month If such days fall upon Sunday the payment shall be made on the following day] shall be paid every other Friday If any such Friday is a holiday the payment shall be made on the Thursday before such Friday Each person employed by the Commonwealth on an hourly or per diem basis shall be paid on the basis of a two week pay period as determined by the head of the respective department board or agency

And said bill having been read at length the third time, considered and agreed to.

on the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelschi,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swarts,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglass,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 690, as follows:

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by raising fees for permits to conduct a pharmacy

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" as amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1143) is hereby further amended to read as follows

Section 2 Upon application on a form to be prescribed and furnished it and the payment of a fee of [two dollars (\$2.00)] five dollars (\$5.00) the State Board of Pharmacy shall issue a permit to conduct a pharmacy to such persons associations copartnerships or corporations as the board deems qualified to conduct such business Every corporation in applying for a pharmacy permit shall use its full corporate title which shall also be used on all labels and advertisements except signs All permits issued under the provisions of this act shall be exposed in a conspicuous place in the pharmacy for which it was issued and shall expire on the first day of July following the date of issue No permit shall be issued unless it appears to the satisfaction of the board that the management of the pharmacy is in the charge of a pharmacist registered under the provisions of the act to which this is a supplement All permit fees collected under the provisions of this act shall be paid into the State Treasury

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOVETT. May I ask the gentleman from McKean, Mr. Johnson to explain this bill.

Mr. JOHNSON. Mr. Speaker, the bill merely raises

the fees for conducting a pharmacy from two to five dollars. The purpose of the bill being to make the regulation of pharmacies self supporting. It raises the fee from two to five dollars to make investigation of pharmacies and so forth self-supporting.

Mr. LOVETT. Mr. Speaker, may I ask if this is sort of a companion bill to House Bill 1124 on page 22?

Mr. JOHNSON. Mr. Speaker, I would not say that it is a companion bill. They both happen to be on the calendar at the same time. The bill on page 22, as I understand, is a bill to deny one the right to operate a self-service pharmacy owing to the possibility of a person being able to buy poisonous drugs and so forth without control by someone in charge.

Mr. LOVETT. Mr. Speaker, is the bill sponsored by the same source or from the same Department? Is the Department interested in these particular bills?

Mr. JOHNSON. Mr. Speaker, I cannot speak for the bill introduced by the gentleman from Pike, Mr. Metz, but I can say that the bill that I have introduced raising the fees is a bill in which the Department is interested.

Mr. LOVETT. I thank the gentleman.

Mr. Speaker, I do feel that they are somewhat companion bills and while I have no objection to this particular bill when we come to House Bill 1124 on page 22, I would then ask that I have the right to interrogate the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafi,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarneri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Moradowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,		Readinger,	White,

Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 732, entitled:

An Act to repeal the act, approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 535), entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments, and prescribing the procedure therefor," in so far as it relates to counties of the fourth class and cities, boroughs, townships and school districts situate in such counties.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. BLAIR. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 771, as follows:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The State Treasurer with the consent and approval of the Auditor General may deduct from the wages or salary of any employee of this Commonwealth such amount as the employee shall authorize in writing filed with him for the purchase for the employee of United States Saving's Bonds He may make such and regulations governing the purchase of the bonds as he may deem necessary Such rules and regulations shall be incorporated in the employee's written authorization The authorization of the employee may be withdrawn by the employee at any time filing written action of withdrawal with the State Treasurer

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarraf,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenen,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 801, as follows:

An Act to amend Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and and consolidating the laws relating thereto" by providing that certain county roads when abandoned shall become township, borough or city roads as their location shall determine

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the

second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the the laws relating thereto" is hereby amended to read as follows

(b) Vacation as County Roads

Section 931 Vacation as County Roads Upon petition of the county commissioners the court of quarter sessions may vacate as a county road any portion or portions of any abandoned or condemned turnpike road or any portion or portions of any turnpike road purchased by the county or of any road the permanent location or improvement whereof has been ordered or made under this or former acts relating to county roads All portions of such roads so vacated shall become and be township roads unless such roads so vacated are within a second class county in which event all portions of such roads so vacated shall become and be township roads if located within a township or shall become and be borough or city roads if located within a borough or city Written notice of the contents of said petition and the time when the same will be presented to the court shall be given by the county commissioners to the supervisors or commissioners of the township or townships [through which said road passes] or to the council of the borough or city through which said road passes at least ten days before the date of presenting the same At the time said petition is presented the court may fix a time for a hearing in open court or refer the matter to an examiner to take testimony and report his findings to the court at such time as the court shall direct At any hearing in open court or before an examiner appointed by the court all parties in interest may appear and be heard After such hearing the court if it shall find that the conditions prescribed by this act [has] have been complied with may grant the prayer of the petitioners and make a decree accordingly or make such order in the premises as to right and justice shall appertain no order of vacation shall be made until the township borough or city affected shall have consented thereto by an ordinance or resolution certified to the court

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnar,
Dalrymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,

Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 820, as follows:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any member of the State employees' retirement system created by the act to which this is a supplement who at the time he entered the active military service was employed by the Commonwealth but who at such time was not eligible for membership in the State employees' retirement system but has since become eligible for such membership shall for a period of six months after the effective date of this act be entitled to credit for the period of such active military service by payment into the State Employees' Retirement Fund an amount which shall be equal to the salary deductions which such member would have paid if a member of the retirement system multiplied by the number of semi-monthly periods during which such member was absent from State service in the active military service to the credit of the annuity savings account in such manner as may be agreed upon by the member and the State Employees' Retirement Board but in no event shall such payments be made in installments less than sufficient to pay such amount by the time the member attains superannuation retirement age

Section 2 For the purposes of this act "active military service" shall mean full time service in the armed forces of the United States or any of its allies for any period of time between the sixteenth day of September

one thousand nine hundred forty and the thirty-first day of December one thousand nine hundred forty-six

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer.
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax.
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Buchlin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	P. len,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	

Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 968, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30)

entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts

On the question,

Will the House agree to the bill on third reading?

Mr. KELLER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER pro tempore. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend the Bill, page 4, by inserting after line 14, the following: "Section 2. The provisions of this act shall become effective on the first day of July, one thousand nine hundred fifty-one."

The SPEAKER pro tempore. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1005, as follows:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its department boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or employees the premiums or other charges due from such persons under various contracts of group insurance when written authorization to make such deductions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any officer or officers of the Commonwealth of Pennsylvania or its departments boards commissions and agencies or of any political subdivision thereof whose duty it is or may be to make payments or disbursements in the form of salaries wages or other compensation to any elected or appointed officer or employee shall upon receipt of written authorization from any such officer or employee so to do withhold from the salary wages or other compensation to be paid any such officer or employee any premium or other charge due from such officer or employee for group insurance covering life health hospitalization medical osteopathic or dental service or accident insurance pursuant to any contract with any insurance company or nonprofit hospitalization corporation or nonprofit medical osteopathic or dental service corporation authorized to transact business with the Commonwealth

Section 2 The duty imposed of making salary deductions as aforesaid shall extend to any premiums or other charges due under the aforesaid contracts whether made by such officers or employees directly as members of a group or made on behalf of such officers or employees by the Commonwealth or its departments boards commissions and agencies or by any political subdivision thereof and the deductions required to be made as afore-

said shall be paid directly by the officer or officers making such deductions to the association or corporation entitled thereto under the contract or contracts involved

Section 3 No association or corporation shall have any right to any deductions made as aforesaid until they are actually paid over to it by the officer or officers making such deductions and neither the Commonwealth of Pennsylvania nor its departments boards commissions and agencies nor any political subdivision thereof shall be subject to any liability with respect to any such deductions except as to the amount thereof actually deducted

Section 4 Any officer or employee who has authorized the making of deductions from salary wages or other compensation as aforesaid may revoke the authority to make such deductions by delivering a written revocation to the officer or officers involved at least fifteen days before such revocation is to become effective and thereupon the officer or officers involved shall cease to make any such deduction from the salary wages or other compensation of any such officer or employee

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good.	Maxwell,
Andrews,	Goodling.	Mazza,
Banker,	Graybill,	McConnell,
Barkdoll,	Greenwood,	McCormack,
Baumunk,	Greer,	McCullough,
Bear,	Guarnieri,	McDermitt,
Beaver,	Guertdorf,	McGee,
Beech,	Guthrie,	McInroy,
Berkstresser,	Hagerty,	McKinney,
Blair,	Hamilton, R. K.,	McMillen,
Bloom,	Hamilton, W. H.,	McNally,
Boles,	Harney,	Metz,
Bolton,	Haudenschild,	Mihm,
Bomberger,	Headlee,	Mikula,
Boorse,	Helm,	Miller, H. G.,
Bower,	Hersch,	Miller, J. C.,
Breisch,	Hewitt,	Mills,
Breth,	Hocker,	Mintess,
Brown,	Hoggard,	Monroe,
Bucchin,	Hunter,	Moore, C. E.,
Byrne,	Jenkins,	Moore, H. A.,
Cella,	Johnson,	Moran,
Clapper,	Jones, G. E.,	Muldowney,
Clendenning,	Jones, J. M.,	Munley,
Cochran,	Jones, P. F.,	Murray,
Conway,	Jones, T. H. W.,	Musto,
Cooper,	Jump,	Najaka,
Corr,	Kamyk,	Naugle,
Costa,	Keller,	Needham,
Coyle,	Kent,	Olsen,
Dalrymple,	Kline,	Penglase,
Davis,	Kohl,	Peta,
Dennison,	Kolankiewicz,	Petrosky,
Dougherty,	Kornick,	Pettigrew,
Dowling,	Kratz,	Pfaff,
DuBois,	Kubacki,	Pichney,
Duffy,	Lafore,	Pitzer,
Dunn,	Lederer,	Polaski,
Erb,	Lelsey,	Polen,
Ewing,	Leonard, L.,	Price, H. W. Jr.,
Fenrich,	Leonard, W. C.,	Price, R. A.,
Ferster,	Leven,	Readinger,
Filip,	Light,	Reagan,
Filo,	Limper,	Reese,
Firmstone,	Loftus,	Reidenbach,
Flack,	Lopresti,	Reilly, J. M.,
Frost,	Lovett,	Rigby,
Gaffney,	Lutty,	Riley, R. L.,
Geer,	Lyons,	Robertson,
Gibson,	Madden,	Rose,
Gleason,	Madigan,	Rosen,
	Markley,	Rovansek,

Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1082, as follows:

An Act to further amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and lien on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by providing for the redemption in certain cases of property sold by the Tax Claim Bureau

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 308 of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefore the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and

for their reimbursement by taxing districts and repealing existing laws" as amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 890) is hereby amended to read as follows

Section 308 Notice of Filing of Returns and Entry of Claim

(a) Not later than the thirty-first day of July of each year the bureau shall give notice of the return of said taxes and the entry of such claim to each delinquent taxable by United States registered mail return receipt requested postage prepaid addressed to the owner at his last known post office address If no post office address of the owner is known or if a notice mailed to an owner at such last known post office address is not delivered to him by the postal authorities then notice as herein provided shall immediately be posted on the property affected Each mailed and posted notice shall (1) show all the information shown on the claim entered (2) state that if payment of the amount due the several taxing districts for said taxes is not made to the county treasurer on or before the thirty-first day of December next following or no exceptions thereto filed the said claim shall become absolute (3) state that on August first of the year in which such notice is given the one (1) year period of redemption shall commence or has commenced to run and that if redemption is not made during that period as provided by this act the property shall be sold at judicial sale [and there shall be no further redemption after such sale]

Section 2 Article V of said act is hereby amended to read as follows

Article V

Redemption of Property [Before Sale]

Section 501 Redemption of Property [From Effects of Tax Claims] Before Sale

(a) Any owner his heirs or legal representatives or any lien creditor his heirs assigns or legal representatives or other person interested may within one (1) year after the first day of July of the year in which the claim was filed and notice given redeem such property for the benefit of the owner by payment to the bureau of the amount of the aforesaid claim and interest thereon the amount of any other tax claim or tax judgment due on such property and interest thereon and the amount of all accrued taxes which remain unpaid the record costs including pro rata costs of the notice or notices given in connection with the returns or claims

The bureau shall receive and receipt for said payments and shall make distribution thereof through the county treasurer to the taxing districts entitled thereto The bureau shall forthwith acknowledge the receipt of the redemption moneys by entering satisfaction on the record of the claim in the office of the bureau which shall be signed by the director

(b) When any property is so redeemed by a lien creditor or his heirs assigns or legal representatives or by any person interested for the benefit of the owner the bureau shall issue to the person redeeming such property a certificate stating the fact of such redemption a brief description of the property redeemed and the amount of the redemption money paid which certificate may be entered in the office of the prothonotary of the county as a judgment against the owner of the property for the amount stated therein The lien of any such judgment shall have priority over all other liens against such property in the same manner and to the same extent as the taxes involved in the redemption

(c) There shall be no redemption of any property after [the sale thereof] a sale free and clear of liens

Section 502 Redemption After Sale (a) Any real estate sold under the provisions of this act at public or private sale other than a sale free and clear of liens may be redeemed by the owner his heirs or legal representative or by any lien creditor or his heirs assigns or legal representative or by anyone interested in said real estate for the benefit of the owner at any time within two years after the property was first exposed to sale by the payment to the bureau of the full amount of the upset price and

twenty-five per centum (25%) of the amount of taxes in addition thereto In case the purchaser was paid any taxes of any kind whatsoever assessed and levied against said property the same shall be reimbursed to said purchaser before any redemption shall take effect

When any owner his heirs or legal representatives or any lien creditor his heirs assigns or legal representatives or other person interested shall redeem any property the bureau shall cause an entry to be made on the margin of the record of the deed by marking thereon the word "redeemed" and thereafter such deed shall be void and of no effect

(b) When any property is so redeemed by a lien creditor or his heirs assigns or legal representatives or by any person interested for the benefit of the owner the bureau shall issue to the person redeeming such property a certificate stating the fact of such redemption a brief description of the property redeemed and the amount of the redemption money paid which certificate may be entered in the office of the prothonotary of the county as a judgment against the owner of the property for the amount stated therein The lien of any such judgment shall have priority over all other liens against such property in the same manner and to the same extent as the taxes involved in the redemption

Section 3 Section 606 of said act is hereby amended to read as follows

Section 606 (a) Payments by Purchasers at Sales The purchaser of any property at any such sale shall as soon as the property is struck down pay to the bureau the [entire purchase money] upset price for such property In case said amount is not so paid the sale shall be voided and the property shall be put up again at the same sale

(b) Whenever any public or private sale other than a sale free and clear of liens has been confirmed by the court and the purchase price exceeds the upset price the purchaser shall execute to the bureau for the use of the persons entitled a bond for the surplus with warrant of attorney to confess judgment The bureau shall file the bond in the office of the prothonotary at the number and term where the return to court is filed Such bond shall constitute a lien upon the land The owner of the land at the time of sale their heirs or assigns or other legal representatives may in not less than two (2) or more than five (5) years after confirmation of such sale cause judgment to be entered and if the money mentioned in the bond with legal interest be not paid within thirty (30) days after judgment execution may issue against the property and such property may be sold upon writ of fieri facias without condemnation or inquisition or the benefit of any exemption laws

Section 4 Subsection (g) of Section 607 and Sections 608 609 and 610 of said act are hereby amended to read as follows

Section 607 Bureau's Return to Court Notice Confirmation Appeal

(g) If no objections or exceptions are filed or where objections or exceptions are finally overruled and the sale confirmed absolutely the validity of the tax its return for nonpayment the entry of the claim or the making of such claim absolute and the proceedings of the bureau with respect to such sale or the time of holding the sale or of petitioning court for an order of sale shall not thereafter be inquired into judicially in equity or by civil proceedings by the person in whose name such property was sold his or her or theirs or his her or their grantees or assigns or by any lien creditor or other person whatever [There shall be no period of redemption after such sale and the sale] If the property is not redeemed such sale after the period of redemption shall be terminated shall be deemed to pass a good and valid title to the purchaser free from any liens or encumbrances whatsoever except such liens as are hereafter specifically saved and in all respects as valid and effective as if acquired by a sheriff's deed

Section 608 Deed When the purchaser has paid the [amount of his bid] the upset price and given a surplus bond if a surplus exists it shall be the duty of the bureau to make to the said purchaser his or their heirs or assigns a deed in fee simple for the property sold Each such

deed shall be duly acknowledged before the prothonotary by the director and a notation of such deed and acknowledgment shall be duly entered on the proper records. The deed shall before delivery be recorded in the office for the recording of deeds at the cost of the purchaser.

Section 609 Certain Liens Divested by Sale [Every] No such sale shall discharge any lien during the period of redemption but if such property is not redeemed such sale shall discharge the lien of every obligation claim lien or estate with which said property may have or shall become charged or for which it may become liable except no such sale shall discharge the lien of any ground rent or mortgage which shall have been recorded before such taxes became liens and which is or shall be prior to all other liens except other mortgages and ground rents.

Section 610 Proceedings When Upset Price Not Bid In cases where the upset price shall not be bid at any such sale the property shall not be sold at that time and the sale shall be continued from month to month for not more than three (3) months without further advertising and the bureau shall [sometime with one (1) year] after two (2) years from the date of such sale file its petition in the court of common pleas of the county setting forth the tax claim upon which the property was exposed for sale that neither the owner his heirs or legal representatives or any lien creditor his heirs assigns or legal representatives or other person interested has redeemed the property that the property was exposed to public sale and the date of such sale that before exposing the property to public sale the bureau fixed an upset price as herein provided and that it was unable to obtain a bid sufficient to pay said upset price. Upon the presentation of such petition accompanied with searches showing the state of the record and the ownership of the property and all tax and municipal claims liens mortgages and ground rents against the same the court shall grant a rule upon all parties thus shown to be interested to appear and show cause why a decree should not be made that said property be sold freed and cleared of their respective claims liens mortgages and ground rents. The rule shall be made returnable in not more than thirty (30) days from the date the petition was presented.

Section 5 Subsection (a) of Section 613 and Sections 615 and 616 of said act are hereby amended to read as follows:

Section 613 Properties Not Sold Because of Insufficient Bid May be Sold at Private Sale (a) Any time within [one (1) year] two (2) years after any property has been exposed to public sale and such sale is continued because no bid was made equal to the upset price as hereinbefore provided the bureau may on its own motion and shall on the written instructions of any taxing district having any tax claims or tax judgments against said property agree to sell the property at private sale at any price approved by the bureau. Notice of the proposed sale stating the price and the property proposed to be sold shall be given to each such taxing district and to the owner of the property. The corporate authorities of any taxing district having any tax claims or tax judgments against the property which is to be sold or the owner may if not satisfied that the sale price approved by the bureau is sufficient within fifteen (15) days after notice of the proposed sale petition the court of common pleas of the county to disapprove the sale. The court shall in such case after notice to each such taxing district the owner the bureau and the purchaser hear all interested parties. After such hearing the court may either confirm or disapprove the sale as to it appears just and proper. If the sale is disapproved the court shall at the same time fix a price below which such property shall not be sold.

Section 615 Deeds When the price for the private sale of any said property has been finally approved or confirmed as hereinbefore provided the bureau shall upon payment over of the purchase price or the amount of the upset price fixed in Section 605 whichever sum is the smaller less the option money if any and the execution and delivery of a surplus bond if a surplus exists make to the purchaser his or their heirs or assigns a deed in fee

simple for the property sold. Each such deed shall be in the name of the bureau as trustee grantor and shall be duly acknowledged before the prothonotary by the director. Such deed shall convey title to the purchaser free clear and discharged of all tax claims and tax judgments whether or not returned filed or entered as provided by this or any other act.

Section 616 When Bureau Shall Petition Court for Public Sale to Divert All Liens The bureau may on its own motion [during or after the aforesaid continuance] after two (2) years from the date of the prior public sale after receiving the consent of all taxing districts having any tax claims or tax judgments against said property and shall on the written directions of such taxing districts file its petition in the court of common pleas for an order to sell the property at public sale free and discharged from all tax and municipal claims mortgages liens charges and estate of whatsoever kind in the manner hereinbefore provided. [If within the period of ten (10) months after the date of said prior sale the said petition has not been filed or the property sold at private sale the bureau shall within the next immediately following two (2) months file its petition as aforesaid and sell the property at the time and place prescribed in the order of court if such order is made.]

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. Speaker, I would like to ask the sponsor of this bill to explain the purpose of the amendments the bill makes.

The SPEAKER pro tempore. Will the gentleman from Washington, Mr. Mazza, permit himself to be interrogated?

Mr. MAZZA. I shall, Mr. Speaker.

Mr. SEYLER. I repeat the request, Mr. Speaker, that the gentleman explain the purpose of the changes the amendments make.

Mr. MAZZA. Mr. Speaker, this bill, House Bill 1082, amends the real estate tax law of 1947 by adding one more year redemption to the present one year in the law. What we are confronted with in this 1947 real estate Act is that so many people have become delinquent in their taxes during this period and are unable to redeem their property within a period of one year and this amendment makes it a two year period.

Mr. SEYLER. Mr. Speaker, I thank the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Beal,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McK nney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenshield,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Buchin,	Jenkins,	Moore, H. A.,	Tahl,

Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kiune,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Westcott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovanssek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1102, as follows:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims and providing rights of action to recover such liens if not paid The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Commonwealth any political subdivision of the Commonwealth and any corporation or association maintaining a hospital in this State in which medical and surgical services are rendered to the public shall have a lien upon any and all rights of action and counterclaims which any person admitted to any such hospital for care and treatment of personal injuries wilfully or negligently inflicted shall have against any other person firm or corporation on account of such injuries Provided That such lien shall be effective against only that portion of funds recovered or paid on settlement remaining after the payment of reasonable attorneys fees and court costs incurred in the prosecution of the said rights of action and counterclaims The extent of such lien shall be the amount of the reasonable charges of such hospital for the care and treatment of such injured person but the per diem rate for room and board included in such charges shall not exceed the rate for room and board in the public ward of such hospital

Such lien shall exist only if a notice in writing asherein provided is filed on behalf of the hospital in the office of the prothonotary of the county in which an action or counterclaim was commenced or filed by such injured person or in case of his death by his personal representative prior to the payment over by the defendant in the

action of any moneys as compensation for such injuries Such notice shall be filed to the number and term of such action and shall set forth (a) the name and location of the hospital (b) the name and address of the injured person (c) the date of the injury and (d) the amount of the charge of the hospital for the care and treatment of the injured person It shall be the duty of the authority filing any such notice in the office of the prothonotary to mail postage prepaid a copy of such notice to be defendant alleged to be liable to make compensation for the injuries sustained if his address is known or to his attorney of record

Section 2 After notice has been filed as provided in section one of this act the lien of the Commonwealth the political subdivision the corporation or association for the amount of the reasonable charge of the hospital for the care and treatment of any injured person as provided in section one of this act shall also attach to any verdict or judgment rendered or entered in any action or on any counterclaim brought in the county by such injured person or by the personal representative of the estate of such injured person in case of the death of the injured person against any defendant for the recovery of damages on account of injuries received as well as to any moneys paid or payable by such defendant in settlement of any action or counterclaim to the injured person or his personal representative

Section 3 After a lien attaches to a verdict judgment or moneys payable in settlement of any action or counterclaim as provided in section two of this act no satisfaction of such judgment shall be entered on the record of such action and no moneys shall be paid over by the defendant in settlement of the claim of the injured person or his personal representative bringing such action or counterclaim until the lien of the hospital has first been paid in full not however exceeding the amount of the full and true consideration payable by the defendant Unless the lien of the hospital is so paid the defendant shall remain liable to the Commonwealth the political subdivision or the corporation or association operating the hospital in which the care and treatment was provided to such injured person and a right of action shall exist to enforce said lien against the defendant for a period of one year from the time of the satisfaction of the judgment or the payment over of the moneys in settlement of such action or counterclaim

Section 4 Any notice filed under and in accordance with this act shall be noted on the docket record of the cause of action to which it relates as a hospital lien noting the amount of the lien

Section 5 Any person firm or corporation legally liable or against whom a claim shall be asserted for compensation for injuries shall be permitted to examine the records of any hospital in which care and treatment was afforded to the injured person who asserted such claim

Section 6 The authorities of any hospital to which a lien has been duly paid as provided in this act shall file in the office of the prothonotary of the county in which notice of a lien was filed a duly acknowledged certificate to the effect that the lien filed by such hospital for care and treatment has been duly paid or released and authorizing the prothonotary to discharge the same Thereupon the prothonotary shall note upon the docket record of the action as to which notice of a lien was filed a memorandum of the discharge or release of said hospital lien

On the question,

Will the House agree to the bill on third reading?

It was agreed to

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, this bill involves what would seem to be a change in public policy. It makes the hospital, in the case of anyone there as the result of negligence of another, a preferred creditor with only one exception—the lawyers, I see, would come in for their fees, that is the way I read the bill, ahead of the hospital.

I recognize the inevitability of the decision in view of the fact that the bill emerged from the fastness of the Judiciary Committee. Whether a hospital should be given prior claims as against the payments of debts of an estate as set forth in the Decedents State Law is a broad question. I question whether or not it is not inadvisable to make this sort of a change, whether the law and other measures on the books are not in line with a sounder public policy than we have here. Without exception at all the hospital comes in first, even though a family might be starving somewhere.

Mr. KENT. Mr. Speaker, I do not want to argue the point as to whether this bill is changing policy or not, but I believe the Minority Leader has left the matter a little confused because this bill does not in the first instance give the hospital the position of being a preferred creditor.

It is a preferred creditor in the event the person who has been injured and who has received the services of that hospital, is required to take the step of starting a law suit to recover damages and then in that event only the hospital can file its lien and be sure that they are paid for the services they have rendered to that person, should he receive a judgment for the damages he has suffered.

I think if it is changing the policy it is changing it for the good. It seems to me that when hospitals come down to the Legislature at every session, and we find them in the shape that they have to ask for increased appropriations and state aid in every session, it is time that something be done to give them some relief and some aid in collecting bona fide claims that they have against one-time patients who have recovered money which is rightfully due and owing to the hospital. I think it will aid all of the hospitals in the Commonwealth to meet the financial problems they find themselves in today and very seriously are faced with.

Mr. ANDREWS. Mr. Speaker, might I interrogate the gentleman from Crawford, Mr. Kent?

The SPEAKER pro tempore. Will the gentleman from Crawford, Mr. Kent, permit himself to be interrogated?

Mr. KENT. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, does the hospital come in ahead of the doctor?

Mr. KENT. Mr. Speaker, I am sorry, I did not understand the gentleman.

Mr. ANDREWS. Mr. Speaker, would the hospital come in ahead of the doctor?

Mr. KENT. Mr. Speaker, at what stage?

Mr. ANDREWS. Mr. Speaker, after the—that is a good question. After the doctor came into the hospital?

Mr. KENT. Mr. Speaker, the only reply I can make is that if it becomes necessary for the person who has received the treatment, to start a lawsuit against the person who caused the injury, then if the hospital files its lien, the hospital will come in ahead of the doctor, that is true.

Mr. ANDREWS. Mr. Speaker, would the hospital come in ahead of the corner store grocer?

Mr. KENT. Mr. Speaker, yes.

Mr. ANDREWS. Mr. Speaker, would it come in ahead of the man who sold shoes?

Mr. KENT. Mr. Speaker, yes.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

Mr. Speaker, I simply want to repeat that the gentle-

man from Crawford in explaining the bill said just exactly what I said. I only said it in a different way.

I urge the point that irrespective of whether the person injured recovers as a result of a voluntary settlement or as a result of legal action there are other interests that in many instances have as pressing a human claim upon the money recovered as the hospitals possibly can have. And seriously to put the attorney's fees ahead of the doctor, ahead of the corner store grocer, ahead of the man who sells shoes, ahead of the ailing grandmother, ahead of the parents that may be on relief is against sound public policy.

Mr. KENT. Mr. Speaker, only one word in reply to that. I would like to clarify the idea that the gentleman from Cambria has left as to the hospital coming ahead of the shoemaker, and the grocery store operator.

It is true that the hospital will come ahead of them, but we must remember this one thing, that when this fund is created the amount of the fund is fully dependent on the hospital bill for its services, and materials furnished are taken into consideration in arriving at that amount. In other words, sometime during that lawsuit the hospital bill will be introduced in evidence and the judgment will be based on that amount, and therefore, I cannot see why any one else should have any preferential claim above the hospital on that fund.

So far as the attorney's fees are concerned, I think that was justified in Committee meeting when the bill was amended. As originally introduced it did not contain that feature. However, the attorneys create the fund and submit and render their services and that is why it was put in. I might say that some very good support for that amendment came from the Democratic side of the House.

Mr. ANDREWS. I would like to ask whether the Democratic support came from the legal limbs of the Democratic party or from the militant laity.

Mr. KENT. Mr. Speaker, I would leave that to the supposition of the Minority Leader.

Mr. LOPRESTI. Mr. Speaker, under this bill, as has been pointed out, if the person is injured and is required to file suit in order to recover damages, the hospital can enter a claim and get a lien on that amount. However, if the man does not file a suit, and settles his claim out of court, then of course there is no lien and there is no priority on the part of the hospital, thereby leading the individual into a position where he can actually get perhaps more costs or more cash, you might say, by settling out of court and avoiding a hospital bill than he will get if he goes into court. Because if he goes into court a great portion of his judgment will have a lien filed against it. If he settles it out of court, there is no lien against it. So there will be a tendency to permit insurance companies to settle for smaller allowance just to keep this lien of the hospital bill from attaching the money that the man is going to receive. That is number one.

Number two, we set up in our decedents laws a provision of priority covering the undertaker's bill, for example, in the case of a death. Now we will suppose that the man is injured and goes to the hospital and finally dies. Under our laws today the undertaker's bill is the first thing to be paid. But here we find that we are putting a claim upon that judgment so that the undertaker cannot be given the priority which our law already gives

him. We are going to have sort of a conflict in that particular setup.

Then, as Mr. Andrews has pointed out, the verdict takes in a number of considerations. First of all, the man loses his wages; that is taken into account when the jury arrives at the verdict. If you have a doctor bill, that is taken into account when the verdict is arrived at. His loss of wages is taken into account when the verdict is arrived at. We come sometimes to a total amount which is insufficient to cover all these items, because perhaps the jury is not entirely satisfied of the guilt of the other party. And then you have a portion of the amount that was allowed for wages being given to the hospital. And the corner grocer, who has supplied the milk, who has supplied the bread and potatoes to keep the man's family living is left holding the bag while the hospital, which receives state aid and is recompensed to a certain extent, gets the full amount.

I think this is an unfair advantage given to hospitals over the other creditors who are entitled to equal consideration in any verdict arrived at after a jury trial.

Mr. READINGER. Mr. Speaker, I will only take a moment to come to the defense of the legal profession of Pennsylvania which has been attacked by the Minority floor leader this afternoon, and to consider carefully his remarks about certain sections of this bill which Mr. Kent says was supported by the Democratic faction in the Judiciary Committee.

If you analyze Mr. Andrew's remarks carefully you are apt to come to the conclusion that we lawyers are trying to steal the shoes off the babies, off injured people and bread off the shelves of the merchants who are keeping the family alive. That is a very incorrect conclusion and I would like to straighten it out.

I might point out to my good friend, Mr. Andrews, that an injured person, if he is smart enough to get himself a good lawyer, is very apt to get enough money in settlement of his claim or verdict so that all his worries would disappear; there would be enough money to pay everybody, the hospital, the butcher, the baker, the shoemaker, there would not be any question of priority of liens or anything else; everybody would be paid. But, of course, in order to get that kind of a lawyer you have to agree to pay him, because he might be a busy man and have other things to do if he is not going to get paid. Many of these accident cases which wind up in court are taken on a purely contingent basis. The injured party may not have a nickel, but some lawyer will say he will take the case, and if he wins he will take a certain percentage as his pay. If he loses he gets nothing; he has devoted his time, his talents and everything else, maybe weeks of time have been spent on it and he gets nothing. If that lawyer is not entitled to receive his fee before other creditors, including the hospital's share in it, then I think I am in the wrong profession.

I know that Mr. Andrews has a high respect for members of the legal profession, but once in a while he exhibits a slightly warped attitude. That may be due to his long experience with newspaper men, I do not know. I never had the pleasure of being a newspaper man. Perhaps if I did I would feel less touchy about the legal profession.

I hope Mr. Andrews is now well aware of the fact that we lawyers are very jealous of our rights, prerogatives

and privileges, and that we recognize our responsibility to the people who are injured.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—106

Banker,	Gleason,	McConnell,	Shoemaker,
Barkdoll,	Goodling,	McCormack,	Smith,
Bear,	Gravbill,	McInroy,	Sollenberger
Beech,	Greer,	McMillen,	Spencer,
Bloom,	Gutendorf,	Metz,	Stimmel,
Bolton,	Guthrie,	Mikula,	Stoner,
Bomberger,	Hamilton, W. H.,	Miller, H. G.,	Swartz,
Boorse,	Harney,	Miller, J. C.,	Tahl,
Bower,	Haudenshield,	Mintess,	Thompson, E. F.,
Brown,	Helm,	Moore, C. E.,	Thompson, R. L.,
Cella,	Hewitt,	Moore, H. A.,	Tompkins,
Clapper,	Hocker,	Murray,	Toomey,
Clendening,	Johnson,	Musto,	VanSant,
Cooper,	Jones, P. F.,	Naugle,	Varnier,
Corr,	Kamyk,	Pichney,	Waterhouse,
Costa,	Keller,	Price, H. W. Jr.,	Watkins,
Davis,	Kent,	Readinger,	Weldner,
Dennison,	Kohl,	Reagan,	Wescott,
Dowling,	Kratz,	Reese,	Whalley,
DuBols,	Lafore,	Reilly, J. M.,	Wilt,
Erb,	Lelsey,	Riley, R. L.,	Wood,
Ewing,	Leonard, W. C.,	Robertson,	Yeakel,
Fenrich,	Light,	Royer,	Young,
Firmstone,	Lyons,	Rubin,	Ziegler,
Frost,	Madden,	Sax,	Sorg,
Geer,	Madigan,	Schuster,	Speaker
Gibson,	Markley,	Scott,	

NAYS—64

Andrews,	Hunter,	McDermitt,	Schmidt,
Baumunk,	Jones, G. E.,	McNally,	Seyler,
Beaver,	Jones, J. M.,	Mills,	Shotwell,
Bucchin,	Kolankiewicz,	Monroe,	Snider,
Byrne,	Kornick,	Moran,	Stank,
Cochran,	Kubacki,	Muldowney,	Taylor,
Conway,	Lederer,	Munley,	Toll,
Coyle,	Leven,	Najaka,	Varallo,
Duffy,	Limper,	Needham,	Wargo,
Filip,	Lopresti,	Penglase,	Welsh,
Filo,	Lovett,	Petrosky,	Westrick,
Gaffney,	Lutty,	Pettigrew,	Wheeler,
Hagerty,	Maxwell,	Pfaff,	White,
Hamilton, R. K.,	Mazza,	Polaski,	Williams,
Headlee,	McCullough,	Rovansek,	Yester,
Hersch,		Scanlon,	Yetzer,

NOT VOTING—37

Amarando,	Ferster,	Jump,	Polen,
Berkstresser,	Flack,	Kline,	Price, R. A.,
Blair,	Good,	Leonard, L.,	Reidenbach,
Boles,	Greenwood,	Loftus,	Rigby,
Brelsch,	Guarnieri,	McGee,	Rose,
Breth,	Hall,	McKinney,	Rosen,
Dalrymple,	Hoggard,	Mihm,	Sarra,
Dougherty,	Jenkins,	Olsen,	Swope,
Dunn,	Jones, T. H. W.,	Peta,	Verona,
		Pitzer,	Wachhaus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Philadelphia, Mr. Smith, for presiding.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. TOHL asked and obtained permission for the Com-

mittee on City and County—First Class to meet during the session of the House.

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 1123, Printer's No. 523,
was passed over at the request of Mr. KENT.

There being no objection

House Bill No. 1124, Printer's No. 543,
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1133, as follows:

An Act to further amend sections seven eleven and twenty-one and to add section twenty-one point one to the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employees dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries of members of the board and of certain other officers and employees thereof making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation" by removing the ceiling on salaries of the secretary of the board and of district supervisors making the amount of such salaries subject to the determination of the Executive Board and by further defining the jurisdiction duties powers and functions of the Pennsylvania Board of Parole

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employees dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries of members of the board and of certain other officers and employees thereof making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 767) is hereby further amended to read as follows

Section 7 As soon as may be convenient after their appointment the members of the Board of Parole shall meet and organize They shall appoint a secretary who shall not be a member of the board who shall hold office at their pleasure who shall have such powers and perform such duties not inconsistent with any law of this Commonwealth as the [board] Executive Board shall prescribe and who shall receive such compensation as the board shall determine [not exceeding five] [thousand dollars (\$5000) per annum] In the absence or incapacity of the

secretary to act the [board] Board of Parole may designate such other person as it may choose to perform temporarily the duties of secretary

Section 2 Section eleven of the said act as last amended by the act approved the third day of July one thousand nine hundred forty-seven (P. L. 1248) is hereby amended to read as follows

Section 11 Each district parole office shall be in charge of a district supervisor who shall be appointed by the board with the approval of the Governor and who shall receive such annual salary [for those where the district includes either a county of the first class or a county of the second class not exceeding six thousand dollars (\$6000) and for those in other districts not exceeding four thousand five hundred dollars (\$4500)] as the [board] Executive Board shall determine Said district supervisor shall be the executive head of the district office to which he shall be appointed and shall have the control management and direction of all employees of the [board] Board of Parole assigned to said district subject to the supervision of the board

Section 3 Section twenty-one of the said act as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 767) is hereby further amended to read as follows

Section 21 The board is hereby authorized to release on parole any convict confined in any penal institution of this Commonwealth as to whom power to parole is herein granted to said board except convicts condemned to death or serving life imprisonment whenever in its opinion the best interests of the convict justify or require his being paroled and it does not appear that the interests of the Commonwealth will be injured thereby [If at the time a person is paroled he has been imprisoned for a period in excess of the minimum term of imprisonment to which he shall have been sentenced the period of parole may be extended by the board up to but not beyond the maximum term imposed] The power to parole herein granted to the Board of Parole may not be exercised in the board's discretion at any time before but only after the expiration of the minimum term of imprisonment fixed by the court in its sentence or by the Pardon Board in a sentence which has been reduced by commutation Provided however That if the Board of Parole refuse to parole the prisoner at the expiration of any minimum term fixed by the Pardon Board it shall within ten days after the date when the minimum term expired transmit to the Pardon Board a written statement of the reasons for refusal to parole the prisoner at the expiration of the minimum term fixed by the Pardon Board Thereafter the Pardon Board may either accept the action of the Board of Parole or order the immediate release of the prisoner on parole under the supervision of the Board of Parole Said board shall have the power during the period for which a person shall have been sentenced to recommit one paroled for violation of the terms and conditions of his parole and from time to time to reparole and recommit in the same manner and with the same procedure as in the case of an original parole or recommitment if in the judgment of the said board there is a reasonable probability that the convict will be benefited by again according him liberty and it does not appear that the interests of the Commonwealth will be injured thereby

Section 4 The said act is hereby amended by adding thereto after section twenty-one a new section to read as follows

Section 21.1 (a) Convicted Violators Any parolee under the jurisdiction of the Pennsylvania Board of Parole released from any penal institution of the Commonwealth who during the period of parole or while delinquent on parole commits any crime punishable by imprisonment for which he is convicted or found guilty by a judge or jury or to which he pleads guilty or nolle contendere at anytime thereafter in a court of record may at the discretion of the board be recommitted as a parole violator to the penal institution from which he was paroled or to any other institution to which legally transferred If his recommitment is so ordered he shall be reentered to serve the remainder of the term which said parolee would

have been compelled to serve had he not been paroled and he shall be given no credit for the time at liberty on parole. The board may in its discretion reparole whenever in its opinion the best interests of the prisoner justify or require his release on parole and it does not appear that the interests of the Commonwealth will be injured thereby. If a new sentence is imposed upon him to be served in the same institution from which paroled then the service of the balance of said term originally imposed shall precede the commencement of the new term imposed for the latter crime. If a new sentence is imposed upon him to be served in any institution other than the one from which paroled then the service of the new term for the latter crime shall precede the commencement of the balance of the term originally imposed. The period of time for which the parole violator is required to serve shall be computed from and begin on the date that he is taken into custody to be returned to the institution as a parole violator.

(b) Technical Violaors Any parolee under the jurisdiction of the Pennsylvania Board of Parole released from any penal institution in the Commonwealth who during the period of parole violates the terms and conditions of his parole other than by the commission of a new crime of which he is convicted or found guilty by a judge or jury or to which he pleads guilty or nolle contendere in a court of record may be recommitted after hearing before the board to the institution from which he was paroled or to any other institution to which legally transferred as a parole violator. If he is so recommitted he shall be given credit for the time served on parole in good standing but with no credit for delinquent time and may be reentered to serve the remainder of his original sentence or sentences. Said remainder shall be computed by the board from the time his delinquent conduct occurred for the period of the maximum sentence imposed by the court without commutation for the period the parolee was delinquent on parole and he shall be required to serve such remainder so computed from the date he is taken into custody on the warrant of the board. Such prisoner shall be subject to reparole by the board whenever in its opinion the best interests of the prisoner justify or require his being repared and it does not appear that the interests of the Commonwealth will be injured thereby.

Section 5 All acts or parts of acts inconsistent herewith are hereby repealed.

Section 6 This act shall become effective immediately upon its final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraff,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Bolea,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsich,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,

Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dairymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzyer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Poien,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1163, as follows:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand

nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs township institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" as last amended by the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 707) is hereby further amended to read as follows

Section 2

* * * * *

(b) Any county city ward borough township institution district or other political subdivision presently operating or maintaining in whole or in part any existing institutions for the care and maintenance of indigent persons shall cease to operate and shall vacate such institutions and forthwith surrender all such institutions to the Commonwealth but not later than the thirtieth day of November one thousand nine hundred [fifty-one] fifty-three. Provided however That the transfer of title and the vacating of any of such institutions shall not be made until the first notice shall have been given by the Commonwealth to the political subdivision that owns such institution that the Commonwealth elects to purchase such institution and second that the Commonwealth and such political subdivision have agreed on the purchase price and that the purchase price therefor has been paid in full so as to enable the political subdivision to enter into contracts for the building or purchase of land and suitable building or buildings for the care of its indigents and third that possession of such institution shall not be given to the Commonwealth until such time as it may be mutually agreed to by the Commonwealth and such political subdivision. The purchase price agreed upon as aforesaid may in addition to the payment of money by the Commonwealth also include the transfer by the Commonwealth to the institution district of the county in which the same is located for the care and maintenance of indigent persons of lands buildings furnishings equipment and other chattels heretofore used by the Commonwealth for the care of mental patients upon certification by the Department of Welfare approved by the Governor that the same are no longer required by the Commonwealth for the purposes of a mental hospital. An authenticated copy of such certification and approval with reference to the provisions of this act when duly recorded in the office of recorder of deeds of the proper county shall operate as a good and sufficient deed of conveyance and assignment of such property from the Commonwealth to the institution district of said county.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Beaer,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headles,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Varallo,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Lelsey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. M. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violations of closed seasons

On the question,

Will the House agree to the bill on third reading?

Mr. GOODLING. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1, (Sec. 20), page 3, line 1, by inserting a bracket before the word "The" where it appears the second time in said line.

Amend Sec. 1, (Sec. 20), page 3, line 2, by inserting after the part word "lowing" the following:

"[] Any person violating the provisions of this paragraph shall upon conviction be sentenced to pay for the first offense a fine of five dollars (\$5) and costs, and for a second or subsequent offense a fine of twenty dollars (\$20), and costs."

"The following."

Amend Sec. 1, (Sec. 20), page 3, line 18, by striking out all of said line.

Amend Sec. 1, (Sec. 20), page 4, lines 1 to 4, both inclusive, by striking out all of said lines.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1192, as follows:

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" by further defining Chiropody

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" as amended by the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 977) is hereby further amended to read as follows

Section 1 Chiropody or Podiatry as used in this act is defined to the diagnosis of foot ailments and the practice of minor surgery upon the feet [limited to those structures of the foot superficial to the fascia of the foot] not including the amputatoin of the leg foot or toes or the treatment of systemic diseases of the bones ligaments or muscles of the feet or any part of the body the padding dressing and strapping of the feet the making of models of the feet and palliative and mechanical treatment of functional disturbances of the feet

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Goodling,	Maxwell,	Royer,
Amarando,	Graybill,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudensheld,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,

Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsich,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucclin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. P.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	Williams,
Fillip,	Limper,	Reagan,	White,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovanssek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1234, as follows:

An Act to amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating the giving of treatments away from beauty culture shops and by students in beauty culture schools and permitting educational demonstrations on Sunday

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "Beauty" Culture in section 1 of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" is hereby amended to read as follows

Section 1 Be it enacted &c That Definitions The following words or phrases unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

"Beauty Culture" includes any or all work done for compensation by any person which work is generally and usually performed by [so-called] hairdressers cosmetologists cosmeticians beauticians or beauty culturists and however denominated [in so-called hairdressing and beauty shops ordinarily patronized by women] which work is for the embellishment cleanliness and beautification of the woman's hair such as arranging dressing curling waving permanent waving cleansing cutting singeing bleaching coloring pressing or similar work thereon and thereabout and the removal of superfluous hair and the massaging cleansing stimulating manipulating or similar work upon the scalp face arms or hands or the upper part of the body by the use of mechanical or electrical apparatus or appliances or cosmetics preparations tonics antiseptics creams or lotions or by any other means and of manicuring the nails which enumerated practices shall be inclusive of the term beauty culture but not in limitation thereof

Section 2 Section 4 of said act as last amended by the act approved the twelfth day of May one thousand nine hundred forty-nine (P. L. 1285) is hereby further amended to read as follows

Section 4 Eligibility Requirements for Examination No person shall be permitted by the board to take an examination to receive a certificate as an operator unless such person shall be at least sixteen years of age and has been registered as a student and has had training as hereinafter provided in this act in a beauty school duly registered [by the department] or unless such person shall have been registered and served as an apprentice at least two years as hereinafter provided in this act Provided however That the board may permit a person to take an examination without the prior studentship or apprenticeship herein required if such person shall establish to the satisfaction of the board that he or she has been an operator in the active practice of beauty culture for at least twenty-four months prior to the date of filing an application for admission to an examination No person shall be permitted to take an examination for a certificate to teach beauty culture or act as manager of a beauty shop unless such person shall be at least eighteen years of age and has had at least eighteen months' experience as an operator in a beauty shop or has had training in a duly registered school of beauty culture of fifteen hundred hours inclusive of the studies necessary to become an operator

Section 3 Sections 7 and 8 of said act are hereby amended to read as follows

Section 7 Student Practice upon the Public for Pay Prohibited It shall be unlawful for any school of beauty culture to permit its students to practice beauty culture upon the public under any circumstances except by way of clinical work upon persons willing to submit themselves to such practice after having first been properly informed that the operator is a student No school of beauty culture shall directly or indirectly charge any money whatsoever for treatment by its students [or for materials used in such treatment]

Section 8 Practice in Beauty Shops Only [It shall be unlawful for any person to practice beauty culture for pay in any place other than a registered beauty shop Provided That a registered operator may furnish beauty culture treatments to persons in residences of such persons by appointment] No person shall practice or attempt to practice beauty culture in any place other than a registered beauty shop except that any registered beautician engaged in practice in a registered beauty shop may furnish beauty culture services from such shop to persons at their place of residence or in institutions in cases of sickness or incapacitation

Section 4 Section 13 of said act as last amended by the act approved the twelfth day of May one thousand

nine hundred forty-nine (P. L. 1285) is hereby further amended to read as follows:

Section 13 Powers and Duties of Board The board shall have the power to refuse revoke or suspend licenses or certificates upon due hearing on proof of violation of any provisions of this act or the rules and regulations established by the board under this act or for gross incompetency or dishonest or unethical practices or for performing beauty culture work on Sunday with the exception of educational programs by licensed members of the profession to be conducted for educational purposes only No fees to be charged by the demonstrator or participant and shall have the power to require the attendance of witnesses and the production of such books records and papers as may be necessary Before any certificate shall be suspended or revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before a duly authorized representative of the board with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose certificate of registration has been so suspended or revoked may on application to the board have the same reissued to him or her upon satisfactory proof that the disqualification has ceased Before the board may institute any of the above proceedings it shall send a notice in writing to the certificate holder of any alleged violation of this act or rules thereunder together with a notice that if the violation is not abated within fifteen days the proceedings above outlined will be initiated

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Amarando,	Graybill,	Mazza,	Royer,
Andrews,	Greenwood,	McConnell,	Rubin,
Banker,	Greer,	McCormack,	Sarra,
Barkdoll,	Guarnieri,	McCullough,	Sax,
Baumunk,	Gutendorf,	McMillen,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hamilton, R. K.,	McInroy,	Scott,
Blair,	Hamilton, W. H.,	McKinney,	Seyler,
Bloom,	Harney,	McNally,	Shoemaker,
Boles,	Haudenshield,	Metz,	Shotwell,
Bolton,	Headlee,	Mihm,	Smith,
Bomberger,	Helm,	Mikula,	Snider,
Boorse,	Hersch,	Miller, H. G.,	Sollenberger,
Bower,	Hewitt,	Miller, J. C.,	Spencer,
Brelsch,	Hocker,	Mills,	Stank,
Breth,	Hoggard,	Mintess,	Stimmel,
Brown,	Hunter,	Monroe,	Stoner,
Bucchin,	Jenkins,	Moore, C. E.,	Swartz,
Byrne,	Johnson,	Moore, H. A.,	Swope,
Cella,	Jones, G. E.,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Cochran,	Jones, P. F.,	Munley,	Thompson, E. F.,
Conway,	Jones, T. H. W.,	Murray,	Thompson, R. L.,
Cooper,	Jump,	Musto,	Toil,
Corr,	Kamyk,	Najaka,	Toompkins,
Costa,	Keller,	Naugle,	Toomey,
Coyle,	Kent,	Needham,	VanSant,
Dalrymple,	Kline,	Olsen,	Varallo,
Davis,	Kohl,	Penglase,	Varnier,
Dennison,	Kolankiewicz,	Peta,	Verona,
Dougherty,	Kornick,	Patrosky,	Wachhaus,
Dowling,	Kratz,	Pettigrew,	Wargo,
DuBols,	Kubacki,	Pfaff,	Waterhouse,
Duffy,	Lafore,	Pichney,	Watkins,
Dunn,	Lederer,	Pitzer,	Weldner,
Erb,	Lelsey,	Polaski,	Welsh,
Ewing,	Leonard, L.,	Polen,	Wescott,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,

Ferster,	Leven,	Price, R. A.,	Whalley,
Filip,	Light,	Readinger,	Wheeler,
Filo,	Limper,	Reagan,	White,
Firmstone,	Loftus,	Reese,	Williams,
Flack,	Lopresti,	Reidenbach,	Wilt,
Frost,	Lovett,	Reilly, J. M.,	Wood,
Gaffney,	Lutty,	Rigby,	Yeakel,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
Goodling,	Maxwell,	Rovansek,	Speaker

NAYS—3

Berkstresser, Clendening, Yester,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1269, as follows:

An Act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" as repealed in part by the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 932) is hereby amended to read as follows

Section 15 That it shall be lawful for the [board of managers of said house of refuge at their discretion] Board of Trustees of the Pennsylvania Training School at Canonsburg to receive into their care and guardianship infants males under the age of [twenty-one] eighteen years and females under the age of [twenty-one] eighteen years committed to their custody [in either of the following modes to wit] by any juvenile court any quarter sessions court or any court of oyer and terminer

[First Infants committed by an alderman or justice of the peace on the complaint and due proof made thereof by the parent guardian or next friend of such infant that by reason of incorrigible or vicious conduct such infant has rendered his or her control beyond the power of such parent guardian or next friend and made it manifestly requisite that from regard to the morals and future welfare of such infant he or shee should be placed under the guardianship of the managers of the said house of refuge]

[Second Infants committed by the authority aforesaid where complaint and due proof have been made that such infant is a proper subject for the guardianship of the managers of the said house of refuge in consequence of vagrancy or of incorrigible or vicious conduct and that from the moral depravity or otherwise of the parent or guardian or next friend in whose custody such infant may be such parent guardian or next friend is incapable or

unwilling to exercise the proper care and discipline over such incorrigible or vicious infant]

[Third Infants who shall be taken or committed as vagrants or upon any criminal charge or duly convicted of criminal offences as may in the judgment of the court of oyer and terminer or of the court of quarter sessions of the peace of any county within the western district and the said managers] The board shall have the power to place the said children committed to their care during their minority at such employment and cause them to be instructed in such branches of useful knowledge as may be suitable to their years and capacities and they shall have power at their discretion to bind out the said children with their consent as apprentices during their minority to such persons and at such places to learn such proper trades and employments as in their judgment will be most conducive to the reformation and amendment and will tend to the future benefit and advantage of such children

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsich,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1270, as follows:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Upon the completion of the new Pennsylvania Training School for Girls in accordance with the provisions of the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 574) entitled "An act authorizing a State training school for female juvenile delinquents creating a board of trustees to supervise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents" the Department of Welfare shall transfer from the Pennsylvania Training School at Canonsburg Pennsylvania all females who are then detained therein and all books papers records and documents relating to such females to the Pennsylvania Training School for Girls Thereafter all commitments of females which were heretofore made by the courts of this Commonwealth to the Pennsylvania Training School at Canonsburg shall be made to the Pennsylvania Training School for Girls The Department of Welfare shall advise all of the courts of this Commonwealth of the date after which commitments shall be made to the new school

Section 2 The Department of Welfare may transfer from the Pennsylvania Training School at Canonsburg all females who are therein detained and all books papers records and documents relating to such females to any state institution acquired for the purpose of carrying out the provisions of said act and all commitments of females made by the courts of this Commonwealth to the Pennsylvania Training School at Canonsburg may be made to such state institution so acquired

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,
Andrews,	Graybill,	Mazza,
Banker,	Greenwood,	McConnell,
Barkdoll,	Greer,	McCormack,
Baumunk,	Guarnieri,	McCullough,
Bear,	Gutendorf,	McDermitt,
Beaver,	Guthrie,	McGee,
Beech,	Hagerty,	McInroy,
Berkstresser,	Hamilton, R. K.,	McKinney,
Blair,	Hamilton, W. H.,	McMillen,
Bloom,	Harney,	McNally,
Boles,	Haudenschild,	Metz,
Bolton,	Headlee,	Mihm,
Bomberger,	Helm,	Mikula,
Boorse,	Hersch,	Miller, H. G.,
Bower,	Hewitt,	Miller, J. C.,
Breisch,	Hocker,	Mills,
Breth,	Hoggard,	Mintess,
Brown,	Hunter,	Monroe,
Buccchin,	Jenkins,	Moore, C. E.,
Byrne,	Johnson,	Moore, H. A.,
Cella,	Jones, G. E.,	Moran,
Clapper,	Jones, J. M.,	Muldowney,
Clendening,	Jones, P. F.,	Munley,

Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Loveff,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1288, Printer's No. 423, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1295, as follows:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Department of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following parts of acts relating to the keeping of alphabetical lists and indexes by the Department of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds are hereby repealed

Section 5 of the act approved the seventh day of June one thousand nine hundred fifteen (P. L. 878) entitled as amended "An act providing for the escheat of certain property received for storage or safe-keeping or otherwise and of certain deposits of money also for the escheat of certain dividends profits debts and interest on debts of corporations companies banks national banks trust companies insurance companies limited partnerships and partnership associations doing business in this Commonwealth except building and loan associations also for the escheat of certain moneys property and estates held by persons partnerships associations or corporations in any fiduciary capacity whatsoever and the profits accretions and interest on such moneys property and estates as well as the interest thereon accrued between the date of the decree of any court ordering the distribution of such moneys property and estates and the actual distribution thereof also for the escheat of certain moneys paid into or deposited in any court of this Commonwealth or in any

federal court in or for any district within the Commonwealth or in the custody of any officer of such court and for the escheat of certain other moneys property and estates held in any manner by any person association or body corporate for the benefit of another

Section 1306 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by the act approved the third day of June one thousand nine hundred thirty-three (P. L. 1474)

Section 6 of the act approved the twenty-fifth day of June one thousand nine hundred thirty-seven (P. L. 2063) entitled "An act providing for the payment into the State Treasury without escheat of certain moneys and property subject to escheat under existing law namely unclaimed dividends and profits certain debts and interest on certain debts proceeds of policies of insurance stock and customers deposits held by certain limited partnerships and unincorporated associations joint-stock associations companies and corporations doing business under the laws of this Commonwealth declaring the legislative intent with respect to such payments requiring reports of such money and property by and imposing other duties upon such partnerships associations and corporations conferring powers and imposing duties on certain State officers boards and departments providing for jurisdiction of courts and for proceedings for the recovery of such moneys and property by the Attorney General at the suggestion of the Department of Revenue providing for refunds of such moneys and property and prescribing penalties"

Section 9 of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1140) entitled "An act providing for the payment into the State Treasury through the Department of Revenue without escheat of certain unclaimed funds held under policies of life or endowment insurance or annuity contracts and owing to persons whose last known address was in this Commonwealth by life insurance companies doing business in this Commonwealth requiring reports of such funds by such life insurance companies requiring notices and publication by the Department of Revenue of certain information pertaining to such unclaimed funds conferring powers and imposing duties on certain State officers boards and departments indemnifying and agreeing to hold harmless life insurance companies upon payment of such funds to the Department of Revenue providing for refunds of such funds requiring the Department of Revenue to keep certain records exempting certain unclaimed funds making certain other statutes inapplicable and prescribing penalties"

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Juffy,	Lederer,	Pitner,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Enrich,	Leven,	Price, R. A.,	Wheeler,
Erster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Amstone,	Lopresti,	Reidenbach,	Wood,
Black,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovanssek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 1306, as follows:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement the Governor for these purposes to enter

into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey mending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor is hereby authorized to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement between the Commonwealth of Pennsylvania and the State of New Jersey entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on July first one thousand nine hundred thirty-one and on behalf of the State of New Jersey by the New Jersey Interstate Bridge Commission by its members on July first one thousand nine hundred thirty-one and which was consented to by the Congress of the United States by Public Resolution Number twenty-six being chapter two hundred fifty-eight of the Public Laws Seventy-second Congress approved June fourteenth one thousand nine hundred thirty-two which supplemental compact and agreement shall be in substantially the following form

"Supplemental agreement between the Commonwealth of Pennsylvania and the State of New Jersey amending and supplementing the agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties' authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission"

The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other as follows

The "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the first day of July one thousand nine hundred thirty-one and on behalf of the State of New Jersey by the New Jersey Interstate Bridge Commission by its members on the first day of July one thousand nine hundred thirty-one and which was consented to by the Congress of the United States by Public Resolution Number twenty-six being chapter two hundred fifty-eight of the Public Laws Seventy-second Congress approved the fourteenth day of June one thousand nine hundred thirty-two is amended and supplemented by adding thereto as a part thereof following Article XII thereof a new Article reading as follows

Article XII-A

(1) In addition to other public purposes provided for it and other powers and duties conferred upon it and not in limitation thereof and notwithstanding the provisions

of any Article hereof The Delaware River Joint Commission by whatever name said Commission may be designated shall have among its authorized purposes and it shall have the power and duty to effectuate the construction operation and maintenance of a bridge for vehicular traffic across the Delaware River between a point or points within a one mile radius of Morgan Street and Broadway in the City of Camden New Jersey and a point or points within a one mile radius of Oregon Avenue and Swanson Street in the City of Philadelphia Pennsylvania with such approaches thereto and highway connections as may be necessary or desirable or in lieu of such bridge a tunnel or tunnels for vehicular traffic under the Delaware River between a point or points within a one mile radius of Morgan Street and Broadway in the City of Camden New Jersey and a point or points within a one mile radius of Oregon Avenue and Swanson Street in the City of Philadelphia Pennsylvania with such approaches thereto and highway connections as may be necessary or desirable

(2) For the effectuation of any of its purposes authorized by this Article the Commission is hereby granted in addition to any other powers heretofore or hereafter granted to it power and authority to acquire in its name by purchase or otherwise on such terms and conditions and in such manner as it may deem proper or by the exercise of the power of eminent domain any land and other property which it may determine is reasonably necessary for the bridge or tunnel referred to in this Article or for the construction of such approaches thereto or highway connections as the Commission shall deem necessary and any and all rights title and interest in such land and other property including public lands parks playgrounds reservations highways or parkways owned by or in which any county city borough town township village or other political subdivision of the State of New Jersey or the Commonwealth of Pennsylvania has any right title or interest or parts thereof or rights therein and any fee simple absolute or any lesser interest in private property and any fee simple absolute in easements upon or the benefit of restrictions upon abutting property to preserve and protect such bridge or tunnel the approaches thereto or highway connections Upon the exercise of the power of eminent domain under this paragraph the compensation to be paid with regard to property located in the State of New Jersey shall be ascertained and paid in the manner provided in chapter one of Title 20 of the Revised Statutes of New Jersey in so far as the provisions thereof are applicable and not inconsistent with the provisions contained in this paragraph and with regard to property located in the Commonwealth of Pennsylvania shall be ascertained and paid in the manner provided by any applicable condemnation law in force in such Commonwealth The Commission may join in separate subdivisions in one petition or complaint the descriptions of any number of tracts or parcels of land or property to be condemned and the names of any number of owners and other parties who may have an interest therein and all such land or property included in said petition or complaint may be condemned in a single proceeding Provided however That separate awards shall be made for each tract or parcel of land or property And provided further That each of said tracts or parcels of land or property lies wholly in or has a substantial part of its value lying wholly within the same county

(3) For the effectuation of any of its authorized purposes the Commission is hereby granted the following powers in addition to any other powers heretofore or hereafter granted to it

(a) In connection with the borrowing of money upon its bonds or other obligations to make enter into and perform any and all such covenants and agreements with the holders of such bonds or other obligations as the Commission may determine to be necessary or desirable for the security and payment thereof including without limitation of the foregoing covenants and agreements as to the management and operation of any property or facility owned or controlled by it the tolls rents rates or other charges to be established levied made and collected for any use of any such property or facility

or the application use and disposition of the proceeds of any bonds or other obligations of the Commission or the proceeds of any such tolls rents rates or other charges or any other revenues or moneys of the Commission

(b) To pledge for the security or payment of any bonds or other obligations of the Commission any moneys of the Commission either presently received or in hand or to be received in the future or both

(c) To make expenditures anywhere in the United States and foreign countries to pay commission and hire or contract with experts and consultants and otherwise to do indirectly anything which the Commission may do directly

(d) To have and exercise such additional powers as may hereafter be delegated to or imposed upon it from time to time by act of the Legislature of either signatory State concurred in by act of the Legislature of the other

(4) Notwithstanding any of the provisions of this Article the Commission shall not in connection with the bridge or tunnel referred to in this Article construct any approach or highway connection in the Commonwealth of Pennsylvania unless and until the Department of Highways of said Commonwealth shall have filed with the Commission its written consent to such construction and the Commission shall not in connection with said bridge or tunnel construct any approach or highway connection in the State of New Jersey unless and until the State Highway Department of said State shall have filed with the Commission its written consent to such construction. As used in this paragraph the term "approach" or "highway connection" means and includes any highway road or structure for passage of vehicles located inland of any of the established bulkhead lines of the Delaware River including any highway road or structure for passage of vehicles necessary to create access to the bridge or tunnel referred to in this Article or to connect such bridge or tunnel with a highway system or other traffic facilities or necessary to facilitate the flow of traffic in the vicinity of such bridge or tunnel

(5) Before commencing construction of the bridge or tunnel referred to in this Article the Commission shall set aside in a special reserve fund to be held by it the sum of twenty-two million dollars (\$22,000,000) or such lesser sum as the Governors of the signatory states may in writing approve as sufficient for the purposes of this paragraph. The moneys in said special reserve fund may be expended and used by the Commission for the construction maintenance and operation of approaches and highway connections and no moneys in said fund shall be applied to any purpose except (1) such construction maintenance or operation (2) temporary investment pending some other authorized application or (3) any other purpose authorized by the Commission and approved in writing by the Governors of the signatory states. The Governors for the time being of the signatory states are authorized from time to time to make and sign any and all approvals contemplated by this paragraph and any such approvals so made and signed by both Governors shall be binding upon the signatory states and the said Governors and their successors and shall not be revoked or amended except with the consent of the Commission

(6) Any pledge of tolls rates rents or revenues or any part thereof or of any moneys of the Commission made or created by the Commission pursuant to Article VIII or any other provision hereof shall be valid and binding from the time when the pledge is made the revenues or other moneys so pledged and thereafter received by the Commission shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort contract or otherwise against the Commission irrespective of whether such parties have notice thereof and neither the resolution nor any other instrument by which such a pledge is created need be filed or recorded except in the records of the Commission

(7) The effectuation of any of the purpose authorized

by this Article and the exercise or performance by the Commission of any of its powers or duties in connection with effectuations of such purpose shall not be subject to any restrictions limitation or provisions provided for or set forth in Article XII hereof. The bridge or tunnel referred to in this Article may be constructed or erected by the Commission notwithstanding the terms and provisions of any other agreement between the Commonwealth of Pennsylvania and the State of New Jersey. Except as may hereafter be otherwise provided in conformity with Article IX hereof with respect to specific properties designated by action of the Legislatures of both of the signatory states no property or facility owned or controlled by the Commission shall be acquired from it by any exercise of powers of condemnation or eminent domain

(8) The Commission shall not construct or erect the bridge or tunnel referred to in this Article unless and until the Governor of the State of New Jersey and the Governor of the Commonwealth of Pennsylvania shall have filed with the Commission their written consents to such construction or erection

Section 2 Upon its signature on behalf of the State of New Jersey and the Commonwealth of Pennsylvania the supplemental compact or agreement hereinabove set forth shall become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and the Commission referred to in such supplemental compact or agreement shall thereupon become vested with all the powers right and privileges and be subject to the duties and obligations provided for therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under such supplemental compact or agreement and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval to such supplemental compact or agreement but in the absence of such consent and approval the Commission referred to in such supplemental compact or agreement shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of Congress

Section 4 The powers vested in the Commission referred to in such supplemental compact or agreement by this act shall be construed as being in addition to and not in diminution of the powers heretofore vested by law in The Delaware River Joint Commission.

Section 5 Any provision of law heretofore enacted (except laws authorizing interstate compacts or agreements) which (a) restricts prohibits or limits the acquisition by or any right or power of acquisition of this Commonwealth acting alone or in conjunction with any other state or public body of any bridge over the Delaware River or the necessary approaches or appurtenances thereto owned operated or maintained by any county or municipality of this Commonwealth or any bridge commission bridge authority public officer board commission or agency or other public created by or in this Commonwealth or any county or municipality thereof or (b) restricts prohibits or limits the construction or acquisition of any bridge or tunnel over or under the Delaware River within any distance from any bridge at any time authorized owned held operated or maintained by any county or municipality of this Commonwealth or any bridge commission bridge authority public officer board commission or agency or other public body created by or in this Commonwealth or any county or municipality thereof is hereby repealed

Section 6 As used herein the term Department of Highways of the Commonwealth of Pennsylvania means the Secretary of Highways of the Commonwealth of Pennsylvania

Section 7 Except where specifically amended or repealed

by this act the provisions of the agreement authorized by the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575 are maintained in full force and effect

Section 8 The provisions of this act shall not be construed to repeal any of the provisions of the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" its amendments or supplements or apply to affect in any manner any agreement made between the Commonwealth of Pennsylvania and the State of New Jersey pursuant to the provisions of said acts except to the extent provided in paragraph (7) of the Article added by said supplemental compact or agreement to the said compact or agreement executed on July first one thousand nine hundred thirty-one

Section 9 If any provision of this act or the application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications of the act which can be given without the invalid provision or application and to this end the provisions of this act are declared to be severable

Section 10 This act shall take effect immediately but the Governor shall not enter into the supplemental compact or agreement hereinabove set forth on behalf of the Commonwealth of Pennsylvania until passage by the State of New Jersey of a substantially similar act embodying the supplemental compact or agreement between the two states

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarneri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schauster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenen,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,

Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Culrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Will,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1325, as follows:

An Act to amend Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of money erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by requiring corporations companies associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the

Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof of every State depository and every debtor or creditor of the Commonwealth" as added by the act approved the first day of June one thousand nine hundred thirty-one (P. L. 318) is hereby amended to read as follows

Section 730 Registry of Limited Partnerships Associations and Corporations Every limited partnership bank joint-stock association association insurance company corporation or company whatsoever formed erected incorporated or organized by or under any law of this Commonwealth general or special or formed erected incorporated or organized under the laws of any other State and doing business in this Commonwealth before going into operation shall register with the Department of Revenue the name of the institution or company the date of incorporation or organization the act of Assembly or authority under which formed incorporated or organized the place of business the post office address the names of the president chairman secretary and treasurer or cashier the amount of capital authorized by its charter and the amount of capital paid into its treasury Every such corporation company association and limited partnership shall immediately notify the Department of Revenue of any change in its post office address and shall annually notify the Department of Revenue of any change in its officers

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelsch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,

Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1328, as follows:

An Act to further amend section 222 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and the assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by providing for annual sick leave in addition to vacation leave to which State employees are entitled with pay and making such sick leave cumulative under certain circumstances

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 222 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor

and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as last amended by the act approved the fourteenth day of June one thousand nine hundred forty-seven (P. L. 609) is hereby further amended to read as follows:

Section 222 Work-Hours and Vacations Each employe of an administrative department of an independent administrative board or commission or of a departmental administrative board or commission if employed for continuous service shall work during such hours as the head of the department or the board or commission shall require but not less than thirty-five hours per week Such employe shall be entitled during each calendar year to fifteen days' vacation leave [of absence] and sick leave not to exceed fifteen days' with full pay and in special and meritorious cases where to limit the annual vacation or sick leave to fifteen days in any one calendar year would work peculiar hardships the extent of such leave with pay may [in the discretion of the head of the department or of the board or commission] be extended [but any such extension shall not be for more than fifteen days except] beyond any unused leave that may have accumulated as hereafter provided with the approval of the Executive Board in the case of employes of departments or of independent administrative boards or commissions and in the case of employes of departmental administrative boards or commissions of the departments with which such boards or commissions are respectively connected Each employe of an administrative department of an independent administrative board or commission or of a departmental administrative board or commission who receives an hourly or per diem wage shall be entitled to one day's leave of absence with pay for each two hundred (200) hours such employe shall work Sick leave shall be cumulative over a period of two successive years and may be granted to the employe upon presentation of evidence satisfactory to the employer in instances of extended hospitalization protracted illnesses or serious injury This section shall be construed to mean that the pay of such employe shall cease upon the expiration of the granted leave regardless of his or her continuation thereafter upon the rolls of the department board or commission The annual vacation leave and the annual sick leave [of absence] with pay shall be exclusive of Saturdays Sundays and legal holidays

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,

Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelschi,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kilne,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Piser,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1348, Printer's No. 511 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1349, as follows:

An Act to further amend Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person associa-

tion and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the second day of February one thousand nine hundred thirty-seven (P. L. 3) is hereby further amended to read as follows

Section 706 Bonus Reports of Foreign Corporations and Payment of Bonus Every corporation limited partnership or joint-stock association chartered or created under the laws of any other State or of the United States or of any foreign country shall make a bonus report to the Department of Revenue [before going into operation or transacting any business in this Commonwealth] within thirty (30) days after the issuance to it of a certificate of authority to do business by the Department of State and annually thereafter at the same time that such corporation limited partnership or joint-stock association is required by law to file with the Department of Revenue a capital stock or franchise tax report Every such corporation limited partnership or joint-stock association at the time of making every report required by this section shall compute and pay to the department the bonus if any lien then due to the Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarraff,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,

Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Rigby,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,

Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1351, Printer No. 535, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1373, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 10 and 11 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" are hereby amended to read as follows

Section 10 Game-fish Defined The term "game-fish" as used in this chapter means the following fish Charr commonly called brook trout all species of trout and the

salmon family blue pike pike-perch otherwise known as Susquehanna salmon or wall-eyed pike pickerel western pike muscullonge fallfish small mouth bass otherwise called black bass large mouth bass otherwise called Oswego green or yellow bass crappie grass strawberry or calico bass white bass rock-bass otherwise known as red-eye or goggle-eye yellow perch striped-bass or rock-fish all suckers and eels [and chubs] and all other species or varieties of fresh-water fish except bait-fish

Section 11 Bait-fish Defined The term "bait-fish" as used in this chapter means the following fish All forms of minnows except fallfish and all forms of killifishes chubs and stone satfish

Section 2 Section 40 of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 834) is hereby further amended to read as follows

Section 40 Number of Fish and Fish-bait Which May Be Caught No person except as in this article otherwise provided shall in any one day catch kill or have in possession more than the number of fish or fish-bait hereby designated for the respective species that is to say

- (a) Charr or trout of the combined species ten
- (b) Lake or salmon trout eight
- (c) White bass rock-bass crappie strawberry or calico bass fifteen
- (d) Small or large mouth bass six
- (e) Pike-perch otherwise called wall-eyed pike or Susquehanna salmon six
- (f) Pickerel eight
- (g) Muscullonge western and northern pike two
- (h) Yellow perch fifteen
- (i) Sunfish fifteen
- (j) Catfish fifteen
- (k) Suckers fifteen
- (l) Chubs fifteen
- (m) Fallfish fifteen
- (n) Rock-fish or striped-bass five
- (o) Carp fifteen
- (p) All other species of fish not specifically mentioned in this section except eels fifty
- (q) Fish-bait thirty-five or bait-fish thirty-five or fifty combined

Section 3 Section 60 of said act as amended by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1145) is hereby further amended to read as follows

Section 60 Definitions The following terms when used in this act are employed except where the context otherwise indicates with the meaning herein respectively assigned thereto.

"Boundary lake" means such part or parts of lakes of more than five thousand acres lying between this and any other State or foreign country as this Commonwealth has jurisdiction over

"Bay" means a bay adjacent to or connected with a boundary lake as above defined

"Peninsular waters" means water on any peninsula which water is adjacent to or connected with a boundary lake as above defined

"Game-fish" means all species or varieties of black or yellow rockfish calico bass or strawberry bass crappie bass muscullonge and grass pike

"Bait-fish" means minnows chubs and killifishes

"Fish-bait" means crawfish known as crayfish or crabs crane flies or water-worm mussels and hellgrammites

"Food-fish" means all fish other than game-fish and bait fish as above defined

Section 4 Sections 112 and 132 of said act as amended by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1153) are hereby further amended to read as follows

Section 112 Game-fish Bait-fish and Food-fish For the purpose of this act the following fish shall be designated as game-fish to wit Black bass or small mouth bass large mouth bass otherwise called Oswego or yellow bass strawberry or calico bass rock-bass otherwise known as red-eye or goggle eye white bass crappie pike-perch

otherwise called wall-eyed pike Susquehanna salmon pike pickerel char commonly called brook or speckled trout or any form of trout The following shall be designated as bait-fish to wit All species of minnows killifishes chubs and stone catfish All other species or varieties of fish whatsoever shall be designated as food-fish

Section 132 Game-fish Bait-fish and Food-fish Defined For the purposes of this act the following fish shall be designated as game-fish to wit Black bass or small mouth bass large mouth bass otherwise called Oswego or yellow bass strawberry or calico bass rock-bass otherwise known as red-eye or goggle-eye white bass crappie pike-perch otherwise called wall-eyed pike or Susquehanna salmon pike pickerel charr commonly called brook or speckled trout or any form of trout The following shall be called bait-fish to wit All species of minnows killifishes chubs and stone catfish All other species or varieties of fish whatsoever shall be termed food-fish

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarrat,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1381, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 401) entitled as amended "An act defining and providing for the licensing and regulation of private trade schools and classes conferring powers and imposing duties on the State Board of Private Trade Schools and prescribing penalties" by further defining "agent" prohibiting agents from representing more than one school clarifying the period for which a license is effective and requiring the keeping and maintaining of certain records by licensees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause four of Section 1 subsection (d) of Section 4 and Section 7 of the act approved the second day of May one thousand nine hundred forty-five (P. L. 401) entitled as amended "An act defining and providing for the licensing and regulation of private trade schools and classes conferring powers and imposing duties on the State Board of Private Trade Schools and prescribing penalties" as last amended or added by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1008) are hereby amended or further amended to read as follows

Section 1 The following words and phrases of this act shall have the meanings ascribed to them

(4) "Agent" shall mean a person employed by any school as above defined located within or outside this Commonwealth who shall act as [an agent] a salesman [broker or independent contractor] to procure students enrollees or subscribers by solicitation in any form made in a place or places other than the office or place of business of such school

Section 4 * * * * *

(d) No person or persons shall solicit any prospective students within this Commonwealth to enroll in a school or classes located within or outside this Commonwealth unless such school or classes have been approved by the board and unless such person or persons shall apply for and obtain from the board an agent's license in the manner and form prescribed by the board. No agent shall be licensed to represent more than one school and no person holding an agent's license shall solicit prospective students to enroll in a school or class other than the one he is licensed to represent

Section 7 Each original application for a school shall be accompanied by a license fee of two hundred dollars (\$200) and each application for the renewal of a license shall be accompanied by a license fee of two hundred dollars (\$200) When an application for a license is submitted after the beginning of the seventh month of the license year the license fee shall be on-half ($\frac{1}{2}$) the annual license fee. No fee shall be charged for a supplementary application for the approval of additional fields of courses of instruction. Each application for an agent shall be accompanied by a licensee fee of five dollars (\$5.00) and each application for renewal of license for the agent shall be accompanied by a license fee of five dollars (\$5.00). All license fees shall be paid into the General Fund in the State Treasury through the Department of Revenue. No license fees shall be refunded in the event any license is suspended or revoked. Licenses issued under the provisions of this act shall be annual licenses which shall expire on the thirtieth day of June next following the date of their issuance

Section 2 Section 10 of said act as amended by the act approved the ninth day of May one thousand nine hundred

forty-nine (P. L. 1008) is hereby further amended by adding after clause (17) thereof a new clause to read as follows

Section 10 Under the provisions of this act the board shall have the power to refuse to issue and the power to suspend or revoke a license in any case where the board shall find

(18) That the licensee has failed to establish and maintain adequate records of students attendance progress and conduct

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGe,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Cleodening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovanssek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

Senate Bill No. 25, Printer's No. 139,
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 113, as follows:

An Act to amend subsection (i) of section 4 of the Act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (i) of section 4 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" is hereby amended to read as follows

Section 4 Purposes and Powers General

* * * * *

(i) To borrow money make and issue negotiable notes bonds and other evidences of indebtedness or obligations (herein called "bonds") of the Authority not exceeding [forty] eighty million dollars [(\$40,000,000)] (\$80,000,000) in the aggregate and to secure the payment of such bonds or any part thereof by pledge or deed of trust of all or any of its revenues rentals and receipts and to make such

agreements with the purchasers or holders of such bonds or with others in connection with any such bonds whether issued or to be issued as the Authority shall deem advisable and in general to provide for the security for said bonds and the rights of the holders thereof

* * * * *

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Verona,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kolankiewicz,	Peta,	Wargo,
Dennison,	Kornick,	Petrosky,	Waterhouse,
Dougherty,	Kratz,	Pettigrew,	Watkins,
Dowling,	Kubacki,	Piaff,	Weidner,
DuBois,	Lafore,	Pichney,	Welsh,
Duffy,	Lederer,	Pitzer,	Wescott,
Dunn,	Lelsey,	Polaski,	Westrick,
Erb,	Leonard, L.,	Polen,	Whalley,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Fenrich,	Leven,	Price, R. A.,	White,
Ferster,	Light,	Readinger,	Williams,
Filip,	Limper,	Reagan,	Wilt,
Filo,	Loftus,	Reese,	Wood,
Firmstone,	Lopresti,	Reidenbach,	Yeakel,
Flack,	Lovett,	Reilly, J. M.,	Yester,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Lyons,	Riley, R. L.,	Young,
Geer,	Madden,	Robertson,	Ziegler,
Gibson,	Madigan,	Rose,	Sorg,
Gleason,	Markley,	Rosen,	
Good,		Rovansek,	Speaker

NAYS—1

Varner,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 244, entitled:

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by redefining Pension Annuity Contract vesting certain (equities benefits dividends or) rights under pension annuity contracts in the municipality or in the policemen (or their dependents) providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political subdivisions.

On the question,

Will the House agree to the bill on third reading?

Mr. ROBERTSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 2 (Sec. 1), page 5, lines 12 and 13 by striking out the words "surplus fund of the foreign casualty insurance tax fund" and inserting in lieu thereof "general fund for distribution in accordance with the terms of Formula III of the act, herein amended."

Amend Sec. 3, (Sec. 1.2), page 6, lines 1, 2 and 3, by striking out the words "Department of the Auditor" in line 1, all of lines 2 and 3 and inserting in lieu thereof "general fund for distribution in accordance with the terms of Formula III of the act, herein amended."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 296, as follows:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for services rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) and amended in part by the act approved the second day of May one thousand nine hundred forty-nine P. L. 862) is hereby further amended to read as follows

Section 3 (a) Any person not holding a certificate of registration under the provisions of the preceding section and desiring to obtain a license under this act, shall make application under oath or affirmation in such form as the [department] State Board of Barber Examiners hereinafter referred to as the board shall prescribe. Such application shall be accompanied by an affidavit which shall be made by a practicing physician and shall set forth that the applicant was examined that a test or his or her blood was made and that he or she is free from all contagious and infectious disease is a citizen of the United States or has filed a declaration of intention. The applicant at the time of filing such application and affidavit shall pay to the department an examination fee of five dollars or such other fee as may be fixed by the [department] board and shall present himself or herself at the next examination of applicants as hereinafter provided. The [department] board shall thereupon proceed to examine such person after being satisfied that he or she is above the age of sixteen years free from contagious and infectious disease has a certificate showing graduation from an eighth grade school or its equivalent and has either (1) studied the occupation for a period of two years covering a period of at least two thousand five hundred (2500) hours as a registered apprentice under a qualified and practicing barber as hereinafter provided or (2) studied the occupation and trained as a registered student in a registered and properly appointed and conducted barber school under the instruction of a registered teacher for a period of at least nine months and served at least fifteen months covering a period of at least one thousand two hundred fifty (1250) hours as an apprentice with a registered barber. Under no circumstances shall a student [or apprentice] receive wages directly or indirectly for service rendered. If the [department] board is satisfied as a result of the examination the applicant is possessed of requisite skill in said occupation to properly perform all the duties thereof including his or her knowledge and ability in the antiseptic preparation of tools shaving hair cutting and all the duties and services incident thereto and is possessed of sufficient knowledge concerning the common diseases of the face and skin to avoid the aggravation and spreading thereof in the practice of said occupation and the knowledge of the Barber's Licensing Laws and rules and regulations of the department adopted thereunder it shall enter his or her name in the register hereinafter provided for and shall issue a certificate of registration to him or her authorizing him or her to practice such occupation or to teach in registered barber schools as the case may be. Any person holding a certificate as a teacher may practice as a barber in any registered barber shop.

(b) Any person who has been honorably discharged from service with the armed forces of the United States and who takes an examination for licensure under the provisions of this act shall have ten per centum added to his or her examination score.

(c) Any person registered as an apprentice barber prior to induction into the armed forces of the United States may be admitted to an examination for licensure under the provisions of this act upon presentation of his or her certificate of honorable discharge from such service within one year from date thereof.

(d) For any person to be registered as a teacher in a

barber school he must be at least twenty-three years of age a graduate from an approved high school or its equivalent and have had at least five years' experience as a registered barber in a registered barber shop in the State of Pennsylvania. The examination for a teacher's certificate shall differ from the examination for a barber's certificate in that it shall be of a more exacting nature and require higher standards of knowledge of the practice and theories of barbering including ability to teach properly the various practices and theories of barbering physiology hygiene elementary chemistry relating to sterilization and antiseptics massaging and manipulating the muscles of the face neck scalp hair cutting bobbing shaving and trimming the beard dyeing the hair and the barber laws of this State and the rules and regulations adopted by the department and advisory committee board. The registration fee for teachers shall be five dollars and the annual renewal fee shall be five dollars.

Section 2 Section 4 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows

Section 4 (a) Any person who is at least eighteen years of age and of good moral character and temperate habits and has a certificate showing graduation from an eighth grade school or an equivalent education as determined by an examination conducted by the department and either (1) Has a license or certificate of registration as a practicing barber from another state or country which has substantially the same requirements for licensing or registering barbers as required by this act or (2) can prove by sworn affidavits that he has practiced as a barber for at least five years prior to making application in this State shall upon the payment of the required fee be granted permission to take an examination to determine his fitness to receive a certificate of registration to practice barbering. Should he fail to pass the examination upon payment of the required fee he may take one other examination if he so desires. In no event shall he or she be permitted to practice barbering until he or she has received a certificate of registration as a registered barber.

Section 3 Section 5 of said act as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 5 Nothing in this act shall prohibit any person from serving as an apprentice in such occupation under a registered barber of this Commonwealth or from serving as a student in any barber school for the training of students in said occupation under the training of a duly registered teacher authorized to teach such occupation in this Commonwealth. Provided That such apprentice or student shall apply to the department to have his or her name registered with the department in a book which shall be kept by the [department] board and secure a permit upon the payment of a fee of one dollar which permit shall be valid for two years to practice as an apprentice under a duly registered barber or as a student under a duly registered teacher such permit to be displayed in front of his or her working chair. Students upon graduation from a registered barber school and having served fifteen months' apprenticeship in a barber shop and apprentices upon completion of two years' apprenticeship in a barber shop as hereinbefore specified shall make application for examination at the next regular period specified in this act. In case the applicant fails to pass such examination he or she shall secure a new apprenticeship permit upon the payment of a fee of one dollar which shall be valid until the next succeeding examination.

Apprentice permits not exceeding four to practice as an apprentice barber may be issued at the discretion of the [department] board.

Section 4 Section 5.1 of said act as added by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 278) is hereby amended to read as follows

Section 5.1 Any person who practiced barbering during any period of service with the armed services of the United States shall receive credit for such period of practice toward the two-year registered apprentice or registered student-apprentice period required by this act upon furnishing affidavits from his or her former immediate commanding officer or officers or such other official documents as may be proof to the [department] board that he or she did practice barbering for such period whether or not such person was registered with the [department] board prior to his entry into the armed forces of the United States.

Section 5 Section 6 of said act as amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows

Section 6 The [department] board shall hold public examinations on the second Mondays in March June September and December in the cities of Philadelphia Pittsburgh Scranton Harrisburg and Erie at such hours as the board shall prescribe.

Section 6 Section 8 of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) is hereby further amended to read as follows

Section 8 The certificate shall be renewed on or before the thirtieth day of April in each year and the holders of said certificates of registration shall pay to the department the sum of two dollars or such other sum as may be fixed by the department for a renewal card. Any holder of a certificate of registration who shall fail to apply for a renewal of his or her certificate on or before the thirtieth day of April in each year and who continues the practice of barbering or any of its branches shall on conviction thereof before any magistrate alderman or justice of the peace be subject to a fine of not more than ten dollars to be collected by summary conviction as like fines are collected by law or in case of non-payment of the fine to undergo an imprisonment for a period not exceeding ten days. Any such person shall have the right of appeal as in other cases of summary conviction.

Section 7 Sections 9 10 and 11 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) are hereby further amended to read as follows

Section 9 The [department] board may suspend or revoke any permit or certificate of registration granted by [it] the department under this act to any person who (a) habitually indulges in the use of ardent spirits narcotics or other stimulants to such an extent as in the opinion of the [department] board incapacitates such person from the duties of a barber (b) has or imparts any contagious or infectious disease to any recipient of such person's services as a barber (c) performs work in an unsanitary or filthy manner or place of business (d) who is grossly incompetent (e) who conducts his business of barbering on Sundays (f) who displays any price list for barber services in or upon any part of premises of a barber shop in such manner that such list shall be visible from the outside of the barber shop (g) unethical or dishonest practice or conduct (h) employing an unlicensed person. Before any such permit or certificate shall be suspended or revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before a duly authorized representative of the [department] board with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her. Any person whose permit or certificate of registration has been so suspended or revoked may on application have the same reissued to him or her upon satisfactory showing that the disqualification has ceased except where such certificate was suspended or revoked for having or imparting any contagious or infectious disease in which case a new cer-

tificate shall not be issued for a period of at least one year and then only after the provisions of this act have been fully complied with by such person in the same manner as if he or she had never been registered.

Section 10 The [department] board may adopt reasonable rules and regulations prescribing the sanitary requirement of each barber shop or barber school in cooperation with the Department of Health and shall cause the rules and regulations so approved to be printed in a suitable form and may transmit a copy thereof to the proprietor or person operating such barber shop or school which shall at all times be kept conspicuously displayed in such shop or school. It shall be unlawful for any person to open either a new barber shop or move his shop to another place or take over as owner an existing barber shop until he or she has filed an application with the [department] board for the inspection [and] approval and registration of such shop. It is further provided that no barber shop may open for business until said inspection has been had and the shop approved. It shall be unlawful for any person to sleep in or for any owner or manager to permit any person to sleep in or use for residential purposes any room used as a barber shop or a school of barbering. All rooms used for such purposes shall be used for barbering purposes, manicuring, shoe shining and such allied business as may be approved by the [department] board. Any officer or duly authorized agent of the [department] board may enter and make reasonable examination of any barber shop or barber school during the business hours for the purpose of ascertaining the sanitary conditions thereof and ascertaining whether the shop or school and all persons working therein are properly licensed and registered. Any barber shop, barber school or tools, appliances and furnishings in use therein kept in an unclean and unsanitary condition as to be a danger to health or to the creation and spreading of infectious and contagious diseases is hereby declared to be a public nuisance and the [department] board may suspend or revoke the certificate of the proprietor thereof or any person operating in such barber shop or school or the permit hereinafter required for such shop or school or both the certificate and permit.

Section 11 The department shall keep a register in which shall be entered the names and addresses of the barber shops to which and the names of all persons to whom certificates of registration or permits for serving apprenticeships or as students are issued under this act which register shall be open to public inspection during the business hours of the department.

Section 8 Section 12 of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) and amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows:

Section 12 a) All barber shops shall at all times be under the immediate supervision of a registered barber. In no barber shop shall there be more than one apprentice who must be at all times under the supervision of a barber authorized under this act to practice such occupation. All barber schools shall keep prominently displayed at every entrance to said school a sign reading "Barber School." Any copartnership corporation or person desiring to operate or conduct a barber shop or barber school shall first secure from the [department] board a permit or registration certificate to do so and shall keep the same prominently displayed. The fee for registration of each barber shop shall be two dollars for each permit and the annual renewal fee shall be one dollar and the fee for registration of each barber school shall be fifty dollars and the annual renewal fee therefor shall be twenty-five dollars. The [department] board may pass upon the qualifications, appointments and course of study in said school which shall be not less than [six] nine months. All barber schools shall have not less than one registered teacher for every twenty students and in no case less than one full-time teacher who shall be in

attendance at all times during the hours the school is open for instruction.

(b) No school of barbering shall be granted a certificate of registration unless it requires as a prerequisite to admission thereto graduation from an eighth grade school or its equivalent as determined by an examination conducted by the department and it shall attach to its staff as a part-time teacher a person licensed by the Commonwealth to practice medicine and employ and maintain a sufficient number of competent teachers registered as such and shall possess apparatus and equipment sufficient for the proper and full teaching of all subjects of its curriculum. It shall keep a daily record of the attendance of each student. It shall maintain regular class and instruction hours which shall not be less than seven nor more than eight hours per day. The school is open for instruction shall establish grades and hold examination before issuance of diplomas and shall be required to maintain a course of study requiring not less than one thousand two hundred fifty hours for completion in not less than nine months and shall comprise all of the subjects pertaining to barbering, the barber laws of this State and the rules and regulations adopted by the [department] board and shall include practical demonstrations and theoretical studies and studies in sanitation, sterilization and the use of antiseptics, cosmetics and electrical appliances consistent with the practical and theoretical requirements as applicable to barbering or any practice thereof.

(c) No school of barbering shall permit its students to practice barbering on the public under any circumstances except by way of clinical work upon persons willing to submit themselves to such practice after first being properly informed that the operator is a student. No school of barbering shall directly or indirectly charge any money whatsoever for treatment by its students or for materials used in such treatment.

Section 9 Section 13 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows:

Section 13 To shave or trim the beard to cut hair to shape the eyebrows to give facial and scalp massaging facial and scalp treatment with any preparations made for this purpose either by hand or by mechanical or electrical appliances to singe and shampoo the hair or apply any makes of hair lotions or hair tonics and to dye hair of any person for compensation direct or indirect the person performing such service shall be construed as practicing the occupation of barbering within the meaning of this act. No person shall practice or attempt to practice barbering for compensation directly or indirectly in any place other than a registered barber shop except that any registered barber in a registered barber shop may furnish barber services to persons at their place of residence or in institutions in cases of sickness, incapacitation, confinement and other emergencies. Provided however That nothing contained in this section shall be construed to include hospitals or colleges and private schools for children so-called beauty shops or hair-dressing parlors or schools of beauty culture except that it shall be unlawful and a violation of this act for any person to employ or to accept employment in any such shops, parlors or schools who has been refused a certificate by the [department] board.

Section 10 Section 15 of said act as last amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1689) and amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows:

Section 15 (a) Any barber teacher, apprentice or student who shall practice the occupation of barber while suffering from contagious or infectious disease or who shall knowingly serve any person afflicted with such disease shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or undergo an imprison-

ment not exceeding thirty days or both at the discretion of the court

(b) Any barber teacher apprentice or student who shall infect any person or who shall impart any contagious or infectious disease by reason of carelessness or negligence in the practice of such occupation shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding six months or both at the discretion of the court

(c) Nothing contained in this act or the act which this is an amendment shall be construed as prohibiting any municipality from adopting appropriate ordinances not inconsistent with the provisions of this act or the rules and regulations adopted thereunder as may be deemed necessary to promote the public health and safety and regulate the conduct of barber shops and schools and any municipality shall have power by proper ordinances to fix the days and hours during which barber shops in the said cities may be open for business [Provided however That in any such ordinance provisions shall be made that a designated local health or police official may upon application of the proprietor of any barber shop and upon proof that barber service to the public so requires issue a permit effective for a limited time for the operation of a particular barber shop at such times outside of and beyond those fixed in the said ordinances as is required by temporary public necessity with the power to renew the said permit upon further proof of public necessity] All municipalities with proper ordinances shall have power to enforce the provisions of this act and its amendments

(d) It shall be unlawful

[(a)] (1) To own manage operate or control any barber shop unless continuously hot and cold running water be provided for therein except in communities lacking such facilities

[(b)] (2) To own manage operate or control any barber school or part or portion thereof whether connected therewith or in a separate building wherein the practice of barbering is engaged in or carried on unless all entrances to the place where in the practice of barbering is so engaged in or carried on shall display a sign indicating that the work is done by students exclusively

[(c)] (3) To own manage control or operate any barber shop or school unless the same displays a recognized sign indicating that it is a registered barber shop or school which shall be clearly visible at the main entrance to said shop

[(d)] (4) For the owner of any barber shop to display a permit or certificate of registration of any barber not employed in such shop

[(e)] (5) For the owner of any barber school to display a certificate of registration of any teacher not employed in such school

(e) The [department and advisory committee] board shall have power to make such other rules and regulations and prescribe such other sanitary requirements as shall be deemed necessary to carry out the provisions of this act

(f) Any person who shall violate any of the provisions of this act except as herein otherwise provided shall upon summary conviction thereof be sentenced to pay a fine of not less than ten dollars nor more than ninety dollars or to undergo an imprisonment of not less than ten days nor more than sixty days or both at the discretion of the court Any such person shall have the right of appeal as in other cases of summary conviction

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,		McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Buchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, R. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnar,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewics,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 297, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and

administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 So much as relates to the Department of Public Instruction of Section 202 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended in part by the acts approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1003) the twelfth day of May one thousand nine hundred forty-nine (P. L. 1289) and the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1717) is hereby further amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Offices The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

* * * * *

In the Department of Public Instruction
 State Council of Education
 State Real Estate Commission
 Pennsylvania State Board of Censors
 Public School Employees' Retirement Board
 Board of Trustees of Thaddeus Stevens Trade School
 Board of Trustees of Pennsylvania State Oral School for the Deaf
 Board of Trustees of Pennsylvania Soldiers' Orphan School
 Board of Trustees of West Chester State Teachers' College
 Board of Trustees of Millersville State Teachers' College
 Board of Trustees of Kutztown State Teachers' College
 Board of Trustees of East Stroudsburg State Teachers' College
 Board of Trustees of Mansfield State Teachers' College
 Board of Trustees of Bloomsburg State Teachers' College
 Board of Trustees of Shippensburg State Teachers' College
 Board of Trustees of Lock Haven State Teachers' College
 Board of Trustees of Indiana State Teachers' College
 Board of Trustees of California State Teachers' College
 Board of Trustees of Slippery Rock State Teachers' College
 Board of Trustees of Edinboro State Teachers' College

Board of Trustees of Clarion State Teachers' College
 Board of Trustees of Cheyney Training School for Teachers

State Board of Medical Education and Licensure
 State Board of Pharmacy
 State Dental Council and Examining Board
 State Board of Optometrical Examiners
 State Board of Osteopathic Examiners
 Osteopathic Surgeons' Examining Board
 State Board of Examiners for the Registration of Nurses
 State Board of Barber Examiners
 State Board of Cosmetology
 State Board of Veterinary Medical Examiners
 State Board of Chiropractic Examiners
 State Board for the Examination of Public Accountants
 State Board of Examiners of Architects
 State Registration Board for Professional Engineers
 Public Service Institute Board
 State Board of Private Academic Schools
 State Board of Private Business Schools
 State Board of Private Trade Schools
 State Board of Private Correspondence Schools

Section 2 Article four of said act is hereby amended by adding thereto immediately after Section 461 thereof a new section to read as follows

Section 462 State Board of Barber Examiners (a) The State Board of Barber Examiners shall consist of the Superintendent of Public Instruction and five members Each member of the board at the time of his appointment and qualification shall be a citizen of the United States and a resident of the Commonwealth of Pennsylvania shall have been a registered barber under the laws of this Commonwealth and shall have continuously followed the occupation of barbering in the Commonwealth for a period of at least five years next preceding his appointment

(b) Not more than two members of any one organization association or group composed of barbers or persons interested primarily in the welfare and advancement of barbers barber shops or barber schools shall serve on the board at the same time

(c) The board shall elect one of its members as chairman and shall elect a secretary who need not be a member of the board

(d) Three members of the board shall constitute a quorum and any action or order of the board shall require the approval of at least three members

(e) The secretary shall have such powers and shall perform such duties not contrary to law as the board shall prescribe

(f) The members of the board other than the Superintendent of Public Instruction shall receive fifteen dollars (\$15) per diem for each day actually devoted to the work of the board and the secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

Section 3 Section 1310 of said act as amended by the acts approved the twelfth day of May one thousand nine hundred forty-nine (P. L. 1289) and the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1717) is hereby further amended to read as follows

Section 1310 Professional Examining Boards The professional examining boards within the Department of Public Instruction shall respectively exercise the rights and powers and perform the duties by law vested in and imposed upon them Provided however That all certificates and official documents of such examining boards shall be issued by the Department of Public Instruction but may be signed by the members of the appropriate board or any of them as determined by such board

Subject to the preceding provisions of this section and to any other inconsistent provisions in this act contained

The State Board of Medical Examination and Licensure shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board and the Bureau of Medical Examination and Licensure in the Department of Public Instruction

The State Board of Pharmacy shall continue to exercise

the powers and perform the duties by law vested in and imposed upon the said board

The State Dental Council and Examining Board shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board the State Dental Council and the Board of Dental Examiners for the Commonwealth of Pennsylvania

The State Board of Optometrical Examiners shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board and the Board of Optometrical Education Examination and Licensure

The State Board of Osteopathic Examiners shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board and the State Board of Osteopathic Examiners of Pennsylvania

The Osteopathic Surgeons' Examining Board shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board

The State Board of Examiners for Registration of Nurses shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board

The State Board of Barber Examiners shall exercise the powers and perform the duties by law vested in and imposed upon the said board

The State Board of Cosmetology shall exercise the powers and perform the duties by law vested in and imposed upon the said board

The State Board of Veterinary Medical Examiners shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board

The State Board of Examination of Public Accountants shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board

The State Board of Examiners of Architects shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board

The State Registration Board for Professional Engineers shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board

The State Board of Chiropractic Examiners shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarrafa,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudensfield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toil,
Conway,	Jump,	Najaka,	Tompkins,

Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varnier,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Lelsey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,		

NAYS—1

White,

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 325, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to sell and convey certain tracts of land used in connection with the Harrisburg State Hospital

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital is hereby authorized on behalf of the Commonwealth to sell at public sale to the highest bidder any one or all of the following described tracts of land used by the Harrisburg State Hospital which are situated on the southern side of Route No 1 Spur connecting Cameron Street and Herr Street in the Seventh Ward of the City of Harrisburg Dauphin County Pennsylvania

The tracts are described as follows

Tract No 1 beginning at an iron fence post at the northeastern corner of Muench and Cameron Streets thence along Cameron street N 06°—00' W 307.63 feet to a stake at intersection with southern line of State highway (commonly known as by-pass Route No 22) as ordained to a width of sixty feet thence along said State highway curving to the right with a radius of thirty feet a distance of 66.95 feet to a stake thence continuing along said State highway S 58°—10' E 223.33 feet to a stake at western line of other property of the Harrisburg State Hospital thence along last mentioned property S 7°—13' E 170.0 feet to a stake along northern line of Muench Street and thence along Muench Street S 77°—33' W 229.75 feet to an iron fence post the place of beginning containing 1.373 acres more or less

All of the above described tract subject to the following restrictions conditions and agreement providing that no existing "road side planting" north of Asylum Run shall be removed nor destroyed without the written consent of the Secretary of State Highways

Tract No 2 beginning at a stake at the intersection of the eastern line of the Harrisburg State Hospital with southern line of state highway (commonly known as By-Pass Route No 22) as ordained to a width of sixty feet said intersection point beginning approximately along line of Seventeenth Street thence S 0°—29' W 230.9 feet to an iron pin within the bed of Seventeenth Street thence along properties of Joseph H Miller and Edward R Blandy S 79°—14' W 387.4 feet to a stone monument along approximate eastern line of sixteenth street thence along last mentioned line N 11°—44' W 277.71 feet to a stone monument thence S 71°—33' W 181.92 feet to a stake along eastern line of May Alley thence along May Alley N 11°—13' W 853 feet to a stake at its intersection with western line of aforementioned State highway thence along said State highway S 31°—58' E 335.2 feet to a stake thence continuing along State highway southeastwardly curving to the left with a radius of 985 feet a distance of 777.64 feet to a stake the place of beginning containing 6.26 acres more or less

Subject however to the opening and use of Seventeenth Street as ordained to a width of sixty feet

Tract No 3 beginning at an iron pipe at the intersection of southern line of the Harrisburg State Hospital with western line of State Highway (commonly known as By-Pass Rout No 22) as ordained to a width of sixty feet thence along other property of the Commonwealth S 77°—34' W 108.0 feet to a stake thence along property of Edwin Longenecker Jr et al N 46°—51' W 333.41 feet to a stake along ordained western line of aforementioned State highway and thence southeastwardly along said State highway the following courses and distances curving to the right with a radius of 925 feet a distance of 300.3 feet to a stake and continuing S 52°—44' E 107.7 feet to an iron pipe the place of beginning containing 0.32 acres more or less

Section 2 Any and all moneys received by the Commonwealth as consideration for the sale and conveyance of said lands shall be credited to the General Fund of the State Treasury

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarraff,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Herach,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Brelsich,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swarts,
Brown,	Hunter,	Moore, C. E.,	Swope,
Buccin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenen,	Jones, P. F.,	Murray,	Toil,
Cochren,	Jones, T. E. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,

Coyle,	Kline,	Penglase,	Verona,
Dairymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,	Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 380, as follows:

An Act to amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the liens of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section I Sections two hundred five three hundred one and three hundred four of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the

first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district axes providing when and upon what property and to what extent liens shall be allowed for tax taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" are hereby amended to read as follows

Section 205 System of Accounting and Payment Over In each county bureau a system of accounting certifying of claims and collections and payments over of all moneys collected or received under the provisions of this act between the bureau and the county treasurer shall be established in the bureau as may be determined by the county commissioners the county controller if any and county treasurer

All taxes and municipal claims recovered in full by the bureau or by the county treasurer under the provisions of this act whether by payment by the owner before sale payment by a purchaser who has bid the upset price at a sale by redemption or through sequestration shall be paid over to the taxing districts entitled thereto When through sequestration less than the full amount of taxes is recovered the net amount so recovered shall be paid over to the respective taxing districts in proportion to the taxes due them In all other cases including net moneys received through [sequestration or from] the management or through public or private sale of property the moneys received shall be paid over first to the respective taxing districts in proportion to the taxes [due them second the] and municipal claims against such property [due any taxing district third] due any taxing district third] owing to such districts second mortgages and other liens in order of their priority and [fourth] third except in cases of property purchased by a taxing district prior to the effective date of this act and turned over to the bureau for sale the balance remaining shall be paid to the owner of the property sold Such payments shall in all cases be less the percentage to which the county is entitled in accordance with this act Provided however That where by the sale or redemption of property tax liens of the Commonwealth are recovered payment shall first be made of the tax liens of the Commonwealth to the State Treasurer through the Department of Revenue and in the case of the public or private sale of property by the bureau after the continuance of a former sale because of insufficient bid the purchase price received shall first be applied to the satisfaction of the tax liens of the Commonwealth and shall be paid in like manner

Moneys recovered on account of costs fees and expenses advanced by the county or any other taxing district shall be repaid to the taxing district making the advance

The bureau shall keep an accurate account of all moneys received by it or by the county treasurer under the provisions of this act and a separate account for each property

All payments out of moneys recovered shall be made by the county treasurer under the system of accounting established at stated intervals but not less frequently than once every three (3) months

Section 301 Taxes a First Lien All taxes which may hereafter be lawfully levied on property in this Common-

wealth by any taxing district and all taxes heretofore lawfully levied by any taxing district on any property the lien of which has not been lost under existing laws (whether or not a claim has been filed or return thereof has been made to the county commissioners) shall be and are hereby declared to be a first lien on said property Such liens shall have priority to and be fully paid and satisfied out of the proceeds of any public sale of said property held under the provisions of this act before any mortgage obligation judgment claim lien or estate with which the said property may have or shall become charged or for which it may become liable save and except only (1) the costs of the sale and of the proceedings upon which it is made and tax liens in favor of the Commonwealth of Pennsylvania which shall have priority to such tax liens and (2) municipal claims which shall have equal priority with such tax liens

Section 304 Tax Liens and Municipal Claims Divested by Sale The lien of all taxes and municipal claims now or hereafter imposed levied or assessed against any property shall be divested by any public sale of such property under the provisions of this act if the amount of the purchase money shall be at least equal to the amount of prior tax liens of the Commonwealth the amount of all taxes and municipal claims due on such property and costs of sale

It is hereby made the duty of the bureau and of any other officer having claims or judgments for taxes and municipal claims for collection against any property advertised to be sold at public sale under the provisions of this act to give notice to the officer or person selling any such property of the amount of tax liens of the Commonwealth and of the amount of all taxes and municipal claims against the same and the bureau selling such property shall through the county treasurer pay out the proceeds arising from such sale in the order of their priority first the costs of sale and the proceedings upon which it is made second the tax liens of the Commonwealth third taxes and [costs due thereon fourth] municipal claims and costs due thereon and [fifth] fourth any balance remaining to whomever entitled thereto

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Bank,	Guarnieri,	McLerrit,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miner, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swarts,
Buechlin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldoney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Thompson, E. L.,
Cochran,	Johnson, T. H. W.,	Najaka,	Toll,
Conway,	Jump,	Naugle,	Tompkins,
Cooper,	Kamyk,	Needham,	Toomey,
Corr,	Keller,		VanSant,

Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varnier,
Dairymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Fenster,	Light,	Reagan,	White,
Fillip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakei,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 381, Printer's No. 214,
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 407, as follows:

An Act to further amend the title and section one of the act approved the third day of May one thousand nine hundred and nine (P. L. 424) entitled as amended "An act providing that in all counties of the second third fourth fifth and sixth class advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least twice weekly of the proper county designated by rules of court for the publication of court or other legal notices" by extending the provisions of the said act to all counties and further defining publications excepted from its operation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the third day of May one thousand nine hundred and nine (P. L. 424) entitled as amended "An act providing that in all counties of the first second third fourth fifth and sixth class advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" as amended by the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 521) is hereby further amended to read as follows

An Act

Providing that in all counties [of the first second third fourth fifth and sixth class] advertisements and notices required by law or rules of court to be published in

newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices and providing certain exceptions

Section 2 Section 1 of said act as amended by the act approved the ninth day of April one thousand nine hundred thirty-one (P. L. 20) and as last amended by the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 521) is hereby further amended to read as follows

Section 1 Be it enacted &c That hereafter in all counties [of the first second third fourth fifth and sixth class] of the Commonwealth ever notice or advertisement required by law or rules of court to be published in one or more newspapers of general circulation unless dispensed with by special order shall also be published in the legal newspaper issued at least weekly in said county designated by rules of court for the publication of court or other legal notices if such newspaper exists Publication in such legal newspaper shall be made as often as required to be made in such newspapers in general circulation and shall be subject to the same stipulations and regulations as those imposed for the like services upon all newspapers Provided That nothing herein contained shall be construed to require the publication in such legal newspapers of municipal ordinances [municipal auditors reports and school district auditors reports or summaries or statements thereof] municipal or county auditors' or controllers' reports school district auditors' or controllers' reports or summaries or statements thereof election notices other than those relating to the holding of elections for (1) the increase of indebtedness or (2) the issue and sale of bonds to be paid by taxation mercantile appraisers' notice advertising for bids for contracts for public work materials or supplies or lists of delinquent taxpayers

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarneri,	McCullough,	Scanlon,
Bea,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toil,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,

Dunn.	Lelsey.	Polaski.	Wescott.
Erb.	Leonard, L.	Polen.	Westrick.
Ewing.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Fenrich.	Leven.	Price, R. A.	Wheeler.
Ferster.	Light.	Readinger.	White.
Fillip.	Limper.	Reagan.	Williams.
Filo.	Loftus.	Reese.	Wilt.
Firmstone.	Lopresti.	Reidenbach.	Wood.
Flack.	Lovett.	Relly, J. M.	Yeakel.
Frost.	Lutty.	Rigby.	Yester.
Gaffney.	Lyons.	Riley, R. L.	Yetzer.
Geer.	Madigan.	Robertson.	Young.
Gibson.	Madden.	Rose.	Ziegler.
Gleason.	Markley.	Rosen.	Sorg.
Good.		Rovansek.	Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 490, as follows:

An Act to further amend section two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 216) entitled "An act relating to dentistry defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction providing penalties and repealing existing laws" by further defining the term "Practice of Dentistry"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 216) entitled "An act relating to dentistry defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction providing penalties and repealing existing laws" as last amended by the act approved the twentieth day of April one thousand nine hundred forty-nine (P. L. 660) is hereby further amended to read as follows

Section 2 Definitions A person engages in the "Practice of Dentistry" within the meaning of this act who diagnoses treats operates on or prescribes for any disease pain or injury or regulates any deformity or physical condition of the human teeth jaws or overlaying tissues or who fits constructs and inserts any artificial appliance plate or denture for the human teeth or jaws or who holds himself or herself out as being able or legally authorized to do so The term "Practice of Dentistry" does not include

(a) The practice of any of the healing arts by duly licensed practitioners

(b) The extracting of teeth or relieving pain by a licensed physician or surgeon in emergencies or the making of applications for such purposes

(c) The taking of X-ray pictures of the human teeth jaws or adjacent structures

(d) The calling into this Commonwealth for consultation of a duly licensed practitioner of dentistry of any other state or country with respect to any case under treatment or demonstrating before any duly authorized dental society in this Commonwealth

(e) The practice of dentistry by bona fide students of

dentistry in clinical departments and laboratories of approved dental colleges

(f) The practice of dentistry in a dental clinic operated not for profit and under the direct supervision of a licensed and registered dentist during a period of internship not to exceed two (2) years by persons having acquired the preliminary and professional education required for licensure to practice dentistry in this Commonwealth after notification to the board

A "Dental Hygienist" is one who is legally licensed as such by the said dental council and examining board to remove tartar deposits accretions and stains from the exposed surfaces of the teeth and directly beneath the free margin of the gums and to make application of sodium fluoride as defined by the board to the exposed surfaces of the teeth for the prevention of dental caries in the office of a dentist or any public or private institutions such as schools hospitals orphan asylums and sanatoriums or State health cars under the general supervision of a licensed and registered dentist and not otherwise and who does not perform any other operation or work on the teeth jaws gums or mouth whatever

The word "board" as used in this act means the State Dental Council and Examining Board

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarras.
Barkdell.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hamilton, R. K.	McKinney.	Seyler.
Blair.	Hamilton, W. H.	McMillen.	Shoemaker.
Bloom.	Harney.	McNally.	Shotwell.
Boles.	Haudenschild.	Metz.	Smith.
Bolton.	Headlee.	Mihm.	Snider.
Bomberger.	Helm.	Mikula.	Sollenberger.
Boorse.	Hersch.	Miller, H. G.	Spencer.
Bower.	Hewitt.	Miller, J. C.	Stank.
Brelsach.	Hocker.	Mills.	Stimmel.
Breth.	Hoggard.	Mintess.	Stoner.
Brown.	Hunter.	Monroe.	Swartz.
Bucchin.	Jenkins.	Moore, C. E.	Swope.
Byrne.	Johnson.	Moore, H. A.	Tahl.
Cella.	Jones, G. E.	Moran.	Taylor.
Clapper.	Jones, J. M.	Muldowney.	Thompson, E. F.
Clendening.	Jones, P. F.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyle.	Kilne.	Olsen.	Varnier.
Dairymple.	Kohl.	Penglase.	Verona.
Davis.	Kolankiewicz.	Peta.	Wachhaus.
Dennison.	Kornick.	Petrosky.	Wargo.
Dougherty.	Kratz.	Pettigrew.	Waterhouse.
Dowling.	Kubacki.	Pfaff.	Watkins.
DuBois.	Lafore.	Pichney.	Weldner.
Duffy.	Lederer.	Pitzer.	Welsh.
Dunn.	Lelsey.	Polaski.	Wescott.
Erb.	Leonard, L.	Polen.	Westrick.
Ewing.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Fenrich.	Leven.	Price, R. A.	Wheeler.
Ferster.	Light.	Readinger.	White.
Fillip.	Limper.	Reagan.	Williams.
Filo.	Loftus.	Reese.	Wilt.
Firmstone.	Reidenbach.	Reilly, J. M.	Wood.
Flack.	Lopresti.	Rigby.	Yeakel.
Frost.	Lovett.	Riley, R. L.	Yester.
Gaffney.	Lutty.	Robertson.	Yetzer.
Geer.	Lyons.	Rose.	Young.
Gibson.	Madden.	Rosen.	Ziegler.
	Madigan.		

Gleason,
Good

Markley,

Rovansek.

Sorg.
Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 519, as follows:

An Act to amend Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" by providing certain exceptions to said act.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" is hereby amended to read as follows

Section 1 The drug known as penicillium (penicillin) and any of its derivatives preparations or compounds of the same except penicillin test dilators and veterinarian ointment for mastitis shall not be sold at retail or dispensed to any person except upon the written prescription of a duly licensed physician dentist or veterinarian compounded or dispensed by a registered pharmacist or under the immediate personal supervision of a registered pharmacist and no pharmacist shall dispense any such drug without affixing to the container in which the drug is sold or dispensed a label bearing the name and address of the pharmacist the date compounded and the consecutive number of the prescription under which it is recorded in his prescription files together with the name of the physician dentist or veterinarian prescribing it. Provided That the provisions of this section of this act shall not apply to a duly licensed physician dentist or veterinarian. Provided however That they keep a record of the amount of such drugs purchased and a dispensing record showing the date name and the quantity of the drugs dispensed and the name and address of the patient. No physician dentist or veterinarian shall dispense any such drug without affixing to the container in which the drug is sold or dispensed a label bearing the name and address of the dispenser the date dispensed the name and address of the patient and the directions for the use of the drug by the patient.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,
Andrews,
Banker,
Barkdoll,
Baumunk,
Bear,
Beaver,
Beech,
Berkstresser,Goodling,
Graybill,
Greenwood,
Greer,
Guarnieri,
Gutendorf,
Guthrie,
Hagerty,
Hamilton, R. K.,Mazza,
McConnell,
McCormack,
McCullough,
McDermitt,
McGee,
McInroy,
McKinney,
McMillen,Royer,
Rubin,
Sarraf,
Sax,
Scanlon,
Schmidt,
Schuster,
Scott,
Seyler.Blair,
Bloom,
Boles,
Bolton,
Bomberger,
Boorse,
Bower,
Breisch,
Breth,
Brown,
Bucchin,
Byrne,
Cella,
Clapper,
Clendening,
Cochran,
Conway,
Cooper,
Corr,
Costa,
Coyle,
Dalrymple,
Davis,
Dennison,
Dougherty,
Dowling,
DuBois,
Duffy,
Dunn,
Erb,
Ewing,
Ferlich,
Ferster,
Fillip,
Filo,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,Hamilton, W. H.,
Harney,
Haudenshield,
Headlee,
Helm,
Hersch,
Hewitt,
Hocker,
Hoggard,
Hunter,
Jenkins,
Johnson,
Jones, G. E.,
Jones, J. M.,
Jones, P. F.,
Jones, T. H. W.,
Jump,
Kamyk,
Keller,
Kent,
Kline,
Kohl,
Kolankiewicz,
Kornick,
Kratz,
Kubacki,
Lafore,
Lederer,
Leisey,
Leonard, L.,
Leonard, W. C.,
Leven,
Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,
Maxwell,McNally,
Metz,
Mihm,
Mikula,
Miller, H. G.,
Miller, J. C.,
Mills,
Mintess,
Monroe,
Moore, C. E.,
Moore, H. A.,
Moran,
Muldowney,
Munley,
Murray,
Musto,
Najaka,
Naugle,
Needham,
Olsen,
Penglase,
Peta,
Petrosky,
Petigrew,
Pfaff,
Pichney,
Pitzer,
Polaski,
Polen,
Price, H. W. Jr.,
Price, R. A.,
Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovansek,Shoemaker,
Shotwell,
Smith,
Snider,
Sollenberger,
Spencer,
Stank,
Stimmel,
Stoner,
Swartz,
Swope,
Tahl,
Taylor,
Thompson, E. F.,
Thompson, R. L.,
Toll,
Tompkins,
Toomey,
VanSant,
Varallo,
Varnier,
Verona,
Wachhaus,
Wargo,
Waterhouse,
Watkins,
Weidner,
Welsh,
Wescott,
Westrick,
Whalley,
Wheeler,
White,
Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 531, Printer's No. 206, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 610, as follows:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies is hereby authorized and directed to grant and convey to the City of Pittsburgh all the right title and interest of the Commonwealth in and to that certain street in the City of Pittsburgh as established by the act approved the eighth day of April one thousand eight hundred seventy (P. L. 1048) entitled "An act relating to a certain street

in the City of Pittsburgh" and as said street is therein described

Being that tract of land which the Town of Lawrenceville pursuant to the provisions of the act approved the twelfth day of April one thousand eight hundred sixty-seven (P. L. 1203) filled up and embanked an area lying between Wainwright's Island the main southeast shore of the Allegheny River and which the Commonwealth by the act approved the eighth day of April one thousand eight hundred seventy (P. L. 1048) aforesaid granted and conveyed to the City of Pittsburgh for public purposes as a street

The General Assembly finds as a fact that at the present time and for a long time past no street has existed on this said land and no need exists for any such street or other public use and the General Assembly also finds as a fact that at the present time it would be to the advantage and interest of the Commonwealth of Pennsylvania the City of Pittsburgh the general public and the adjoining land owners that the aforesaid land shall be made available to private ownership and use

Section 2 The City of Pittsburgh in consideration of the great herein authorized and directed to be made shall be solely responsible for the payment of any damages occasioned by the closing or vacating of said street by the City of Pittsburgh

Section 3 Nothing herein contained shall be construed to affect or deprive any right title or interest of any person or corporation asserting title to or any interest in said land

Section 4 The deed of conveyance herein authorized shall be made without consideration and shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boies,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Brelsich,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Buccalin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varnier,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,

DuBois,	Lafore,	Pitzer,	Weidner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reese,	Williams,
Flo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 613, as follows:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance poreate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor is hereby authorized to enter into a compact on behalf of the Commonwealth of Pennsylvania with the State of New Jersey in substantially the following form

Compact

Between

The Commonwealth of Pennsylvania
and

The State of New Jersey

Authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority acting alone or in conjunction with each other to construct finance operate and maintain a bridge across the Delaware River

Whereas In order to facilitate vehicular traffic the eastern and western sections of the Commonwealth of Pennsylvania the Pennsylvania Turnpike Commission heretofore created by the provisions of the Act of Assembly approved the twenty-first day of May 1937 (P. L. 774) has been authorized and empowered by the provisions of said act and of the supplements and amendments thereto to construct operate and maintain a turnpike from a point on the western boundary line of the Commonwealth of Pennsylvania to a point at the City of Philadelphia and pursuant thereto is engaged in the construction operation and maintenance of the Pennsylvania Turnpike System to carry vehicular traffic from the Pennsylvania-Ohio state line across the Commonwealth of Pennsylvania to a point at King of Prussia in Montgomery County Pennsylvania and has been further authorized

and empowered by an Act of Assembly to construct operate and maintain an extension of the Pennsylvania Turnpike System to carry such vehicular traffic to a point on or near the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and there to construct operate and maintain either alone or in conjunction with the New Jersey Turnpike Authority or to contract with the New Jersey Turnpike Authority for the construction operation and maintenance of a bridge across the Delaware River pursuant to such compact as may be entered into between the Commonwealth of Pennsylvania and the State of New Jersey and

Whereas The New Jersey Turnpike Authority created by the New Jersey Turnpike Authority Act of 1948 (Ch 454 P. L. 1948) has been authorized to construct and is constructing a turnpike project across the State of New Jersey from a point at State Highway Route No 6 approximately three miles westerly from the westerly end of the George Washington Bridge to a point in the County of Salem at or near Deepwater to a connection with a new bridge across the Delaware River now under construction and has been further authorized and empowered to construct operate and maintain an extension to a point on or near the Delaware River between the State of New Jersey and the Commonwealth of Pennsylvania and there to construct operate and maintain either alone or in conjunction with the Pennsylvania Turnpike Commission or to contract with the Pennsylvania Turnpike Commission for the construction operation and maintenance of a bridge across the Delaware River to connect with the Pennsylvania Turnpike System pursuant to such compact as may be entered into between the State of New Jersey and the Commonwealth of Pennsylvania and

Whereas It is necessary that a bridge be provided across the Delaware River in order to form a connection between the Pennsylvania Turnpike System and the New Jersey turnpike and that provision be made for the financing construction operation and maintenance of said bridge under such agreement or agreements as may be entered into between the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority

Now Therefore The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree with each other as follows

Article I

The Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority acting in cooperation with each other are hereby authorized and empowered in accordance with such agreement or agreements as shall be entered into pursuant to Article II hereof to select the location for and to prepare the necessary plans for the financing construction administration operation and maintenance of and to finance construct operate and maintain such bridge across the Delaware River as the commission and the authority may deem feasible and expedient to provide a connection between the Pennsylvania Turnpike System and the New Jersey turnpike to advance the interests of both States and to facilitate public travel

Article II

The Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority shall be and are hereby authorized and empowered to enter into an agreement or agreements not in conflict or inconsistent with the provisions of Articles I and III hereof setting forth in detail the location for such bridge and by whom and in what manner the bridge shall be financed constructed operated and maintained including the manner of fixing and collecting tolls and providing for joint action by said commission and authority where such joint action is deemed by them to be necessary or advisable and setting forth the manner in which any such joint action may be effected

Article III

This compact shall be constructed as granting supplemental and additional powers to the Pennsylvania Turn-

pike Commission and to the New Jersey Turnpike Authority and shall not be constructed as being in derogation of any other powers of the Pennsylvania Turnpike Commission and New Jersey Turnpike Authority provided however that (a) all acts and proceedings of said commission with respect to such bridge and its location construction financing operating and maintenance shall not be in conflict or inconsistent with statutes of the Commonwealth of Pennsylvania creating or granting powers to said Commission (b) all acts and proceedings of said Authority with respect to such bridge and its location construction financing operation and maintenance shall not be in conflict or inconsistent with statutes of the State of New Jersey creating or granting powers to said authority and (c) the construction of a bridge at the location selected shall not be in contravention of any application provision of any compact or agreement entered into by the Commonwealth of Pennsylvania and the State of New Jersey which shall be in force and effect at the time of the construction of such bridge

Article IV

1 This compact shall enter into force and become effective and binding between the Commonwealth of Pennsylvania and the State of New Jersey when (a) it has been adopted and enacted into law by the respective Legislatures of the said Commonwealth and State and (b) it has been signed by the respective Governors of the said Commonwealth and State of the said Commonwealth and State authorization therefor by their respective Legislatures and has been attested monwealth and State and the respective Seals of the said Commonwealth and State have been affixed thereto and (e) the Congress of the United States of America has consented thereto

2 This compact shall be signed attested and sealed in five originals one each of said originals to be forwarded to the Governors of the said Commonwealth and State for filing in accordance with the laws of the said Commonwealth and State one each of said originals to be deposited in the office of the Pennsylvania Turnpike Commission and the office of the New Jersey Turnpike Authority and one of said originals to be deposited with the Secretary of State of the United States of America

In Witness Whereof and in evidence of the adoption and enactment into law of this compact by the Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey the Governors of the Commonwealth of Pennsylvania and the State of New Jersey do hereby in accordance with authority conferred by the Legislatures of their respective States sign this compact in five originals as attested by the respective Secretaries of State of the said Commonwealth and State and have caused the respective Seals of the said Commonwealth and State to be hereunto affixed thisday of 19.....

Section 2 Upon the coming into force of said compact as therein provided such compact shall be and become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and the Pennsylvania Turnpike Commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained in said compact as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under said compact and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to and approval of this compact In the absence of such consent and approval the Pennsylvania Turnpike Commission shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of the Congress

Section 4 This act shall become effective immediately

upon its signing by the Governor and the passage by the State of New Jersey of a substantially similar act embodying the compact between the said Commonwealth and State hereinabove set forth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBols,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Farrich,	Leven,	Readinger,	Wheeler,
Forster,	Light,	Reagan,	White,
Fillip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reldenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 631, as follows:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of four million four hundred ninety-three thousand eight hundred sixty-six dollars and sixty-seven cents (\$4,493,866.67) is hereby specifically appropriated from the Motor License Fund to the Board of Finance and Revenue for payment into the Sinking Fund to meet interest and sinking fund requirements on the State debt for the two fiscal years commencing June first one thousand nine hundred fifty-one The amount herebefore appropriated shall be transferred by the Auditor General and the State Treasurer upon requisition of the Board of Finance and Revenue from the Motor License Fund to the Sinking Fund on or before the date and in the manner set forth in the following schedule

Date of Payment	Principal	Interest	Total
July 1, 1951		\$375,000.00	\$375,000.00
August 2, 1951		292,200.00	292,200.00
September 1, 1951	\$1,700,000.00	80,000.00	1,780,000.00
October 1, 1951		40,000.00	40,000.00
December 1, 1951		40,000.00	40,000.00
March 1, 1952		40,000.00	40,000.00
April 1, 1952		40,000.00	40,000.00
April 1, 1952	1,700,000.00	26,666.67	1,726,666.67
September 1, 1951		40,000.00	40,000.00
October 1, 1952		40,000.00	40,000.00
March 1, 1953		40,000.00	40,000.00
April 1, 1953		40,000.00	40,000.00
Totals . . .	\$3,400,000.00	\$1,093,866.67	\$4,493,866.67

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaka,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBols,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisey,	Polen,	Wescott,

Erb,	Leonard, L.,	Price, H. W. Jr.	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,
Good,	Maxwell,		Speaker

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 632, as follows:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand six hundred seventy dollars (\$1670) or as much thereof as may be necessary is hereby specifically appropriated out of the Toll Bridge Fund to the Board of Finance and Revenue for the two fiscal years beginning June first one thousand nine hundred fifty-one for the payment of the compensation to the Commonwealth's Loan and Transfer Agent for services rendered in connection with the registration transfer and payment of interest on Toll Bridge bonds and for other services required to be performed by the said Loan and Transfer Agent Payments from such appropriation shall be made at such times and in such amounts and upon such basis as may be provided by law or agreed upon between the Board of Finance and Revenue and the said Loan and Transfer Agent

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarrafi,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarnieri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boies,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,

Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldorney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dairymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petricky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pichney,	Watkins,
Dowling,	Kubacki,	Pitzer,	Weidner,
DuBois,	Lafore,	Polaski,	Welsh,
Duffy,	Lederer,	Polen,	Wescott,
Dunn,	Leisey,	Price, H. W. Jr.,	Westrick,
Erb,	Leonard, L.,	Price, R. A.,	Whalley,
Ewing,	Leonard, W. C.,	Readinger,	Wheeler,
Fenrich,	Leven,	Reagan,	White,
Ferster,	Light,	Reese,	Wilt,
Filip,	Limper,	Reidenbach,	Wood,
Filo,	Loftus,	Reilly, J. M.,	Yeakel,
Firmstone,	Lopresti,	Rigby,	Yester,
Flack,	Lovett,	Riley, R. L.,	Yetzer,
Frost,	Lutty,	Robertson,	Young,
Gaffney,	Lyons,	Rose,	Ziegler,
Geer,	Madden,	Rosen,	Sorg,
Gibson,	Madigan,	Rovansek,	Speaker
Gleason,	Markley,	Royer,	
Good,	Maxwell,		

NAYS—0

NOT VOTING—1

Hall.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 672, as follows:

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" are hereby amended to read as follows

An Act

Empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania [Industrial School] Institution for Defective Delinquents to grant a right of way or easement to the Pennsylvania Electric Company successor of the Penn Central Light and Power

Company across lands of the Pennsylvania [Industrial School] Institution for Defective Delinquents on certain conditions

Section 1 Be it enacted &c That the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania [Industrial School at Huntingdon] Institution for Defective Delinquents is hereby empowered on behalf of the Commonwealth of Pennsylvania to grant and confirm a perpetual right of way or easement to the Pennsylvania Electric Company successor of the Penn Central Light and Power Company to occupy or continue to occupy a right of way over lands of the Pennsylvania [Industrial School] Institution for Defective Delinquents located in Smithfield Township more specifically said right of way granted by the act to which this is an amendment shall be completely released by the first day of June one thousand nine hundred fifty-two by the transfer from the west end of Cypress Island to the east end of Cypress Island said right of way being for the purpose of maintaining a power line on condition that the said Pennsylvania Electric Company successor of the Penn Central Light and Power Company its successors and assigns shall grant a perpetual right of way or easement to the Commonwealth of Pennsylvania for the use of the Pennsylvania [Industrial School] Institution for Defective Delinquents the continued use of a spring belonging to the Pennsylvania Electric Company successor of the Penn Central Light and Power Company together with a perpetual right of way over lands of said company for a water line to said spring

The Department of Property and Supplies shall have power to enter into execute and acknowledge such agreement or agreements with the Pennsylvania Electric Company successors of the Penn Central Light and Power Company containing such covenants as may be deemed necessary to accomplish the purposes of this act and to protect the interests of the Commonwealth A copy of any such agreement duly recorded shall be filed with the Department of Internal Affairs

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Rubin,
Andrews,	Graybill,	McConnell,	Sarra,
Banker,	Greenwood,	McCormack,	Sax,
Barkdoll,	Greer,	McCullough,	Scanlon,
Baumunk,	Guarneri,	McDermitt,	Schmidt,
Bear,	Gutendorf,	McGee,	Schuster,
Beaver,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Blair,	Hamilton, W. H.,	McNally,	Shotwell,
Bloom,	Harney,	Metz,	Smith,
Boles,	Haudenschild,	Mihm,	Snider,
Bolton,	Headlee,	Mikula,	Sollenberger,
Bomberger,	Helm,	Miller, H. G.,	Spencer,
Boorse,	Hersch,	Miller, J. C.,	Stank,
Bower,	Hewitt,	Mills,	Stimmel,
Breisch,	Hocker,	Mintess,	Stoner,
Breth,	Hoggard,	Monroe,	Swartz,
Brown,	Hunter,	Moore, C. E.,	Swope,
Bucchin,	Jenkins,	Moore, H. A.,	Tahl,
Byrne,	Johnson,	Moran,	Taylor,
Cella,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costs,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,

Dalrymple,	Kohl,
Davis,	Kolankiewicz,
Dennison,	Kornick,
Dougherty,	Kratz,
Dowling,	Kubacki,
DuBois,	Lafore,
Duffy,	Lederer,
Dunn,	Leisey,
Erb,	Leonard, L.,
Ewing,	Leonard, W. C.,
Fenrich,	Leven,
Ferster,	Light,
Filip,	Limper,
Filo,	Loftus,
Firmstone,	Lopresti,
Flack,	Lovett,
Frost,	Lutty,
Gaffney,	Lyons,
Geer,	Madden,
Gibson,	Madigan,
Gleason,	Markley,
Good,	Maxwell,

Peta,	Wachhaus,
Petrosky,	Wargo,
Pettigrew,	Waterhouse,
Pfaff,	Watkins,
Pichney,	Weidner,
Pitzer,	Welsh,
Polaski,	Wescott,
Polen,	Westrick,
Price, H. W. Jr.,	Whalley,
Price, R. A.,	Wheeler,
Readinger,	White,
Reagan,	Williams,
Reese,	Wilt,
Reidenbach,	Wood,
Relly, J. M.,	Yeakel,
Rigby,	Yester,
Riley, R. L.,	Yetzer,
Robertson,	Young,
Rose,	Ziegler,
Rosen,	Sorg,
Rovansek,	Speaker
Royer,	

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. KENT

The House resumed the consideration on third reading of House Bill No. 1184, entitled:

An Act to amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 349), entitled "An act requiring political subdivisions to refund taxes and cilense fees erroneously and inadvertently paid thereto, and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds; making the provisions of the act retroactive; and repealing existing laws," by requiring the refunding of and giving the right to recover such taxes and fees in every case where paid when not lawfully due and owing.

On the question recurring.

Will the House agree to the section?

BILL RECOMMITTED

Mr. KENT. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of further study and possible amendment.

The motion was agreed to.

REPORTS FROM COMMITTEE

Mr. HEWITT from the Committee on State Government, reported as committed, House Bill No. 1254, entitled:

An Act repealing all laws providing for the giving of bounties for Indian scalps.

Mr. RUBIN from the Committee on City and County—First Class reported as committed, House Bill No. 1335, entitled:

An Act to further amend Section 11 of the act, approved the twentieth day of May, one thousand nine hundred fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," by providing for credit for service with a school district of the first class, for members of a first class city pension fund in certain cases.

PERMISSION TO ADD ADDITIONAL SPONSOR

Mr. JUMP asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. GOODLING asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

RESOLUTIONS

The SPEAKER. Without objection the Chair will pass over the order of business of Resolutions.

SENATE MESSAGES

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 67.

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia

Said bill having been recalled from the Secretary of the Commonwealth for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendment the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend the title, page 1, by striking out the words "An Act" and inserting in lieu thereof the words "A Joint Resolution"

On the question,

Will the House concur in the amendment made by the Senate?

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarraf,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,

Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Luty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—1

Hall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

MEMBERS THANKED

The SPEAKER. The Chair wishes to thank the Members for their patience and indulgence during the long session today.

COMMITTEE MEETINGS

Counties, Mr. Guthrie, Chairman, Room 323, Wednesday, June 20, at 9:00 a.m.

Highways, Mr. Royer, Chairman, Room 329, Wednesday, June 20, at 11:30 a.m.

Liquor Control, Mr. John M. Reilly, Chairman, Room 325, Wednesday, June 20, at 11:30 a.m.

Motor Vehicles, Mr. Dennison, Chairman, Room 522, Wednesday, June 20, at 9:00 a.m.

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Wednesday, June 20, at 10:00 a.m.

Townships, Mr. Reagan, Chairman, Room 522, Wednesday, June 20, 10:30 a.m.

Welfare, Mr. Haudenshield, Chairman, Room 330, Wednesday, June 20, 10:00 a.m.

ADJOURNMENT

Mr. BOMBERGER. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 20, 1951 at 12:00 noon, EST.

The motion was agreed to, and (at 5:59 p.m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., WEDNESDAY, JUNE 20, 1951.

No. 61.

SENATE

WEDNESDAY, June 20, 1951

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER, Pastor, Trinity Lutheran Church, Camp Hill, Pennsylvania, offered the following prayer:

O Thou, Whose wisdom is over all, and in all and through all, make us wise to meet life's demands. Daily the doors of opportunity are opened before us; give us the wisdom to see and to enter them. Daily there are hard decisions to make; help us to see the issues clearly and to do what You would do if You were acting in our place.

Guard us from folly, Lord, but make us patient, if need be, with the folly of those about us. So let us serve Thee and Thy people with all we have to Thy honor and glory. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

NOMINATION BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 20, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Welles VanCampen, Bushkill, Pike County, for appointment as Justice of the Peace in and for the Township of Lehman, Pike County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 20, 1951.

Mr. WOOD. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 20, 1951.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Alice Jahn, Pittsburgh, 1214 Haslage Ave.
George B. Porter, Pittsburgh, 1330 Ingham St.

CAMBRIA COUNTY

Miss Mary L. Holtzman, Johnstown.

CENTRE COUNTY

Donald A. Ludick, State College.
Henry F. Salisbury, Liberty Twp., Beech Creek.

LYCOMING COUNTY

Miss Ruth A. Smith, Williamsport.

PHILADELPHIA COUNTY

Miss Doris B. Colley, 1423 Porter St.
Mrs. Iris Goldstein, 6620 N. Broad St.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WOOD, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Freed.	McGinnis.	Snowden,
Barr,	Haluska,	McMenamin.	Stevenson,
Barrett,	Hare,	McPherson, Jr.,	Stiefel,
Berger,	Holland,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Toole,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Propert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Rosenfeld,	Watson,
DiSilvestro,	Mallery,	Ruth,	Wolfe,
Fleming,	McCreesh,	Scarlett,	Wood,
		Silvert,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 13, entitled:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes against real property sold at sheriffs' sales under certain conditions.

Which was committed to the Committee on Local Government.

House Bill No. 103, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for improvements to the Daniel Boone Homestead.

Which was committed to the Committee on Appropriations.

House Bill No. 104, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for driveways, paths and parking areas on the Daniel Boone Homestead.

Which was committed to the Committee on Appropriations.

House Bill No. 186, entitled:

An Act to add Section 2.1 to the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor.

Which was committed to the Committee on Agriculture.

House Bill No. 233, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation,

maintenance and development of the Fort LeBoeuf Memorial, and certain expenses in connection therewith.

Which was committed to the Committee on Appropriations.

House Bill No. 243, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Pennsylvania Historical and Museum Commission, to acquire on behalf of the Commonwealth, certain land at the recognized site of William Penn's first landing in Pennsylvania, in the city of Chester, Delaware County, as a historical site; providing for the control, management, supervision, improvement and maintenance thereof; authorizing the Pennsylvania Historical and Museum Commission to make and enforce rules and regulations for the preservation and visitation thereof; and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 370, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association, Grove City, Pennsylvania, for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 575, entitled:

An Act to further amend Section 4 of the act, approved the nineteenth day of May, one thousand eight hundred ninety-seven (P. L. 67), entitled "An act regulating the practice, bail, costs, and fees on appeals to the Supreme Court and Superior Court," by changing and making uniform the time within which appeals may be allowed from courts of inferior jurisdiction and from administrative agencies, and the time within which they may operate as a supersedeas.

Which was committed to the Committee on Judiciary General.

House Bill No. 633, entitled:

An Act to amend Sections 3 and 4 of the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance, with certain exceptions, to perform certain work, or be refused further assistance; conferring powers and imposing duties on county boards of assistance, and on certain State and local officers and employees, and on charitable institutions, persons, copartnerships, associations, corporations, and State and Federal employment officers; and requiring payments to the Commonwealth on account of certain work performed," by extending the provisions thereof to include nonprofit cemetery associations and organizations supported totally or partially by public subscriptions, donations or gifts and changing the requirements for furnishing transportation.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 634, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth," by providing for pay-days every two weeks.

Which was committed to the Committee on State Government.

House Bill No. 690, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity; requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by raising fees for permits to conduct a pharmacy.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 759, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation, protection and development of buildings and grounds at Ephrata Cloisters, a famous historical shrine belonging to the Commonwealth.

Which was committed to the Committee on Appropriations.

House Bill No. 771, entitled:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds.

Which was committed to the Committee on State Government.

House Bill No. 772, entitled:

An Act to amend the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30) entitled "Public School Code of 1949," by providing for the training of uneducable mentally handicapped children at day care training centers provided by the Department of Public Instruction, and the care, training and supervision by the Department of Welfare of children uneducable and untrainable in the public schools increasing State reimbursements for courses of handicapped children; and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 801, entitled:

An Act to amend Section 931 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," by providing that certain county roads when abandoned shall become township roads, or borough or city streets as their location shall determine.

Which was committed to the Committee on Local Government.

House Bill No. 819, entitled:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 820, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employees Retirement Law," by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service.

Which was committed to the Committee on State Government.

House Bill No. 835, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of a lot of ground and Tiadaghton Elm Tree in Clinton County, Pennsylvania; to establish the same as an historic monument.

Which was committed to the Committee on Appropriations.

House Bill No. 864, entitled:

An Act directing the Department of Highways to transfer the Searights Toll House to the Pennsylvania Historical and Museum Commission; providing for the restoration of the Toll House; authorizing the Department of Property and Supplies to convey the Toll House to the Westmoreland-Fayette Historical Society; and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 957, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for study and research, including archaeological excavations pertaining to the activities and glass works of the famous Pennsylvania ironmaster glassmaker and townbuilder, (Henry William) Baron von Stiegel.

Which was committed to the Committee on Appropriations.

House Bill No. 1005, entitled:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments, boards, commissions, and agencies, and of the political subdivisions thereof, to deduct, from the salaries, wages, or other compensation payable by them to any elected or appointed officers or employees, the premiums or other charges due from such persons under various contracts of group insurance, when written authorization to make such deductions is given by any such persons; and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance.

Which was committed to the Committee on State Government.

House Bill No. 1065, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 1066, entitled:

An Act making an appropriation to the Temple University Medical School at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 1069, entitled:

An Act making an appropriation to The Academy of Natural Sciences of Philadelphia to be used for salaries supplies and equipment in providing certain services to the public and for the purpose of the maintenance of the building of said academy.

Which was committed to the Committee on Appropriations.

House Bill No. 1073, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, and the Board of Trustees of the Pennsylvania Soldiers' Orphan School, to acquire an unimproved tract of land in Franklin County for the use of the Pennsylvania Soldiers' Orphan School; and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 1082, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "Real Estate Tax Sale Law," by providing for the redemption, in certain cases of property sold by the Tax Claim Bureau.

Which was committed to the Committee on Local Government.

House Bill No. 1095, entitled:

An Act reappropriating to Episcopal Hospital, Philadelphia, certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance to the Episcopal Hospital.

Which was committed to the Committee on Appropriations.

House Bill No. 1102, entitled:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured, the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims; and providing rights of action to recover such liens if not paid.

Which was committed to the Committee on Insurance.

House Bill No. 1121, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 1122, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University, Chester County.

Which was committed to the Committee on Appropriations.

House Bill No. 1127, entitled:

An Act making an appropriation to the Trustees of the

Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 1130, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine.

Which was committed to the Committee on Appropriations.

House Bill No. 1133, entitled:

An Act to further amend sections seven, eleven and twenty-one and to add section twenty-one point one to the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed on probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by removing the ceiling on salaries of the secretary of the board and of district supervisors, making the amount of such salaries subject to the determination of the Executive Board and by further defining the jurisdiction, duties, powers and functions of the Pennsylvania Board of Parole.

Which was committed to the Committee on Judiciary General.

House Bill No. 1135, entitled:

An Act to amend the title and Sections 2 and 3 of the act, approved the third day of June, one thousand nine hundred forty-three (P. L. 847), entitled "An act creating a revolving fund in the State Treasury to be used by the State Council for the Blind, for making advancements to blind persons for the purchase of stock equipment and accessories necessary to operate vending or refreshment stands in locations leased or arranged for by said council; providing for the repayment of such advancements; authorizing the State Council for the Blind to adopt rules and regulations; and making an appropriation," by authorizing the State Council to purchase, own, install, maintain and lease, equipment and accessories for suitable business enterprises for the blind, accept Federal funds and making an additional appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 1138, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Point Park in Pittsburgh.

Which was committed to the Committee on Appropriations.

House Bill No. 1141, entitled:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania, for maintenance and purchase of supplies and equipment.

Which was committed to the Committee on Appropriations.

House Bill No. 1142, entitled:

A Further Supplement to the act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

Which was committed to the Committee on Appropriations.

House Bill No. 1143, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania, for the payment of the cost of construction to complete the new Boys' Dormitory.

Which was committed to the Committee on Appropriations.

House Bill No. 1144, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university, the purchase of apparatus and equipment therefor, and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university.

Which was committed to the Committee on Appropriations.

House Bill No. 1146, entitled:

An Act making an appropriation to Berean Manual Training School at Philadelphia, Pennsylvania, for the purpose of the maintenance of said school.

Which was committed to the Committee on Appropriations.

House Bill No. 1147, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries, and for the purchase and transportation of books.

Which was committed to the Committee on Appropriations.

House Bill No. 1148, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, formerly Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 1149, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

Which was committed to the Committee on Appropriations.

House Bill No. 1150, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art—Textile Institute, Philadelphia.

Which was committed to the Committee on Appropriations.

House Bill No. 1152, entitled:

An Act making an appropriation to the Department of Public Instruction to pay expenses in the operation of the Speech and Hearing Rehabilitation Centers.

Which was committed to the Committee on Appropriations.

House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

Which was committed to the Committee on Appropriations.

House Bill No. 1163, entitled:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. 53), entitled, as amended "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer to the Commonwealth for the care, maintenance and treatment of mental patients of such institutions, and all grounds, lands, buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions; providing for the management and operation of closing and abandonment thereof; and the maintenance of mental patients therein; including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institutions districts and other political subdivisions from maintaining and operating institutions, in whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws," by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

Which was committed to the Committee on Appropriations.

House Bill No. 1165, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Independence Hall in Philadelphia.

Which was committed to the Committee on Appropriations.

House Bill No. 1166, entitled:

An Act making an appropriation to the Department of Public Instruction for payments to the School Districts on account of obligations to the Public School Building Authority as provided by law.

Which was committed to the Committee on Appropriations.

House Bill No. 1178, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum, Philadelphia.

Which was committed to the Committee on Appropriations.

House Bill No. 1188, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania, East Falls, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 1189, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used by the Navigation Commission of the Delaware River and its Navigable Tributaries for the removal of sunken wrecks from the tide-way of the Delaware River and its navigable tributaries, and providing for reimbursement to the Commonwealth.

Which was committed to the Committee on Appropriations.

House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act, approved the twenty-first day of March, one thousand nine hundred forty-five (P. L. 51), entitled "An act defining and regulating the practice of Chiropractic and providing penalties," by further defining Chiropractic.

Which was committed to the Committee on Education.

House Bill No. 1217, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 1224, entitled:

An Act making an appropriation to aid certain school districts.

Which was committed to the Committee on Appropriations.

House Bill No. 1234, entitled:

An Act to amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "Beauty Culture Law," by further regulating the giving of treatments away from beauty culture shops, and by students in beauty culture schools, and permitting educational demonstrations on Sunday.

Which was committed to the Committee on Education.

House Bill No. 1269, entitled:

An Act to amend Section 15 of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun powder; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," by changing the maximum age for the commitment of delinquents to the Pennsylvania Training school at Canonsburg, and changing admission requirements relative thereto.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1270, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls, and imposing duties on the courts of this Commonwealth relative thereto.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1295, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Department of Revenue, and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds.

Which was committed to the Committee on State Government.

House Bill No. 1306, entitled:

A Supplement to the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania; authorizing and empowering The Delaware River Joint Commission to construct, finance, operate, maintain and own a vehicular tunnel under, or an additional bridge across, the Delaware River, and defining certain functions, powers and duties of said Commission; authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

Which was committed to the Committee on State Government.

House Bill No. 1325, entitled:

An Act to amend Section 730 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," by requiring corporations, companies, associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address.

Which was committed to the Committee on State Government.

House Bill No. 1328, entitled:

An Act to further amend section 222 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by providing for annual sick leave in addition to vacation leave to which State employees are entitled with pay, and making such sick leave cumulative under certain circumstances.

Which was committed to the Committee on State Government.

House Bill No. 1349, entitled:

An Act to further amend Section 706 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations.

Which was committed to the Committee on State Government.

House Bill No. 1373, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," by reclassifying chubs as baitfish.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 1381, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 401), entitled as amended "An act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board of Private Trade Schools; and prescribing penalties," by further defining "agent"; prohibiting agents from representing more than one school; clarifying the period for which a license is effective and requiring the keeping and maintaining of certain records by licensees.

Which was committed to the Committee on Education.

House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employees.

Which was committed to the Committee on Appropriations.

House Bill No. 1421, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Department of the Commonwealth, interest on the public debt, and the support of the public school for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

Which was committed to the Committee on Appropriations.

House Bill No. 1422, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Which was committed to the Committee on Appropriations.

House Bill No. 1423, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

Which was committed to the Committee on Appropriations.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 77

He also presented communication from the House of Representatives informing the Senate that the House

has concurred in amendments made by the Senate to House Bill No. 77, entitled:

An Act to further amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further regulating the organization, hours of service, vacations and sick leaves of firemen.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1101

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1101, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Allentown State Hospital, to sell and convey a certain tract of land situate in the City of Allentown, County of Lehigh to the Central Railroad Company of Pennsylvania.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 67 RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 67, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, June 18, 1951.

Resolved (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, June 25, 1951, at two o'clock P. M., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, June 25, 1951, at three-thirty o'clock P. M., Eastern Standard Time.

HOUSE CONCURS IN SENATE BILL No. 113

He also returned to the Senate, Senate Bill No. 113, entitled:

An Act to amend subsection (i) of section 4 of the Act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth, creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects; and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the

United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 297

He also returned to the Senate, Senate Bill No. 297, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, board, commissions and officers thereof; including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the organization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers; and of the several administrative departments boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions, and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined," by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 380

He also returned to the Senate, Senate Bill No. 380, entitled:

An Act to amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes; providing when, how and upon what property, and to what extent liens shall be allowed for such taxes; the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgage and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the

management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 407

He also returned to the Senate, Senate Bill No. 407, entitled:

An Act to further amend the title and section one of the act, approved the third day of May, one thousand nine hundred and nine (P. L. 424), entitled, "An act providing that in all counties of the first, second, third, fourth, fifth and sixth class, advertisements and notices, required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspaper, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," as amended, extending the provisions of the said act to all counties, and further defining publications excepted from its operation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 490

He also returned to the Senate, Senate Bill No. 490, entitled:

An Act to further amend section two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registrations, subject to appeal, and for their reinstatement; defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws," by further defining the term "Practice of Dentistry," with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 519

He also returned to the Senate, Senate Bill No. 519, entitled:

An Act to amend Section 1 of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318), entitled "An act to regulate the sale and possession of penicillium (penicillin), and its derivations, preparations and compounds in the interest of public health," by providing certain exceptions to said act.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 610

He also returned to the Senate, Senate Bill No. 610, entitled:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right, title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 613

He also returned to the Senate, Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River, and acting alone or in conjunction with each other to construct, finance, operate and maintain such bridge including the power to fix and collect tolls, and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 632

He also returned to the Senate, Senate Bill No. 632, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 672

He also returned to the Senate, Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708), entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

with the information that the House has passed the same without amendments.

SENATE BILL No. 289 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 289, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

SENATE BILL No. 296 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 296, entitled:

An Act to further amend the act, approved the nineteenth day of June, one thousand nine hundred thirty-one (P. L. 589) entitled, as amended "An act to promote the public health and safety, by providing for the examination and licensure of those who desire to engage in the occupation of barbering; regulating barber shops and barber schools, and apprentices and students therein; regulating compensation for service rendered; conferring certain powers and duties on the Department of Public Instruction; and providing penalties," by changing the provisions as to fees charged apprentices and students, and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

SENATE BILL No. 325 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 325, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital, to sell and convey certain land used in connection with the Harrisburg State Hospital and appropriating the proceeds from the sale of such land for the purpose of acquiring other land for use in connection with such hospital.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

SENATE BILL No. 639 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 639, entitled:

An Act to add Section 473 to the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors and malt and brewed beverages amending revising and consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain case for search and seizure without warrant prescribing penalties and forfeitures providing for local option in the several parts of a borough formed by the consolidation of two or more boroughs.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 113, entitled:

An Act to amend subsection (i) of section 4 of the Act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth, creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority, lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor.

Senate Bill No. 297, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, boards, commissions, and officers thereof; including the board of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the organization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions, and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

Senate Bill No. 380, entitled:

An Act to amend the act approved the seventh day of

July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act

Senate Bill No. 407, entitled:

An Act to further amend the title and section one of the act, approved the third day of May, one thousand nine hundred and nine (P. L. 424), entitled, "An act providing that in all counties of the first, second, third, fourth, fifth and sixth class, advertisements and notices, required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspaper, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," as amended, extending the provisions of the said act to all counties, and further defining publications excepted from its operation.

Senate Bill No. 490, entitled:

An Act to further amend section two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registrations, subject to appeal, and for their reinstatement; defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws," by further defining the term "Practice of Dentistry."

Senate Bill No. 519, entitled:

An Act to amend Section 1 of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318), entitled "An act to regulate the sale and possession of penicillium (penicillin), and its derivations, preparations and compounds in the interest of public health," by providing certain exceptions to said act.

Senate Bill No. 610, entitled:

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right, title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh.

Senate Bill No. 613, entitled:

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River, and acting alone or in conjunction with each other to construct, finance, operate and maintain such bridge including the power to fix and collect tolls, and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

Senate Bill No. 632, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Senate Bill No. 672, entitled:

An Act to amend the title and the act approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708), entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

COMMITTEE MEETINGS

Mr. WALKER. Mr. President, I have been requested by Chairmen of various committees for a very brief recess for committee meetings, to be held in the Conference Room at the rear of the Senate Chamber, and if it meets with the approval of the gentlemen of the Senate, I would like to suggest that we take about a fifteen minute recess. I will put it in the form of a motion, and ask the Chairmen if they will meet in the following order: Committee on Corporations, Committee on Highways, Committee on Constitutional Changes and Federal Relations, Committee on Military Affairs.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for fifteen minutes, to permit meetings of the various committees.

Mr. SCARLETT. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPUBLICAN CAUCUS

Mr. WALKER. Mr. President, I want to apologize to the gentlemen of the Senate for the delay in the continuation of today's Session. I want to assure them it is because of circumstances entirely beyond our control, and again this is not only an apology for the delay up to

this point, but it is an anticipatory apology for the delay to follow.

Mr. President, I must ask the gentlemen to bear with us, and ask for a recess for ten minutes to permit a Caucus of the Republican Senate, in the Conference Room, to the rear of the Senate Chamber.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes, to permit a Republican Caucus.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

PERSONAL PRIVILEGE

Mr. WALKER. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The gentleman from Allegheny, Mr. Walker, will state his question of personal privilege.

CONGRATULATIONS TO SENATOR KEPHART

Mr. WALKER. Mr. President, sometime ago the Nation was very deeply interested in a speech that was afforded complete radio and television coverage. It hit the highest rating of any on the Hooper Rating System, when a very distinguished American citizen made the recurring remark that, "Old Soldiers Never Die, They Simply Fade Away." Here in the Senate of Pennsylvania, it was here, before I came to the Senate and it is still carrying on, "Old Senators Never Die, They Simply Fade Away." That has become the Senatorial hymn and like all good universities, we not only have a hymn, but we have a marching song and our marching song is, "Oh Careless Love."

Mr. President, it is with mingled emotions that those of us who have had the privilege of being united in holy wedlock for these long many years welcome into the fold one of the most distinguished Senators of the City of Brotherly Love, the chorister of our marching song, "Oh Careless Love," the author and proponent of, "Oh Careless Love," the gentleman who has entertained us a good many times. Last Monday night when we heard the gentleman sing it at the Senate Dinner, little did we realize that the choking sound caused by the rendition of that famous marching song was because it was a swan song.

Mr. President, we were doubly pleased to read the announcement in the paper but we were sorry that we were not invited to attend the nuptial affair, and we were sorry that we had to resort to Joe Miller's paper to find it out, but on behalf of the Senate of Pennsylvania, we want to offer to Senator Kephart our very sincere congratulations on his marriage last Saturday.

The PRESIDENT. The Chair recognizes the Senator from Philadelphia, and suggests he sing at least two stanzas.

Mr. KEPHART. Mr. President, I desire to thank the gentleman from Allegheny for his kind remarks, and to

inform him that I got my wedding present from the Lieutenant-Governor on Monday night.

The PRESIDENT. I infer that one of the important matters in the Caucus was to confirm the announcement of the wedding of Senator Kephart.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 22, entitled:

An Act to amend clause (g) of section 2801-A of, and to add Section 2802-A, the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by creating the Historical Preservation Fund; providing for the payment of certain moneys into it; and making an appropriation thereof.

House Bill No. 23, entitled:

An Act to further amend part of section 302 and sections 307 and 1501 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," by providing for the Historical Preservation Fund and for disbursements therefrom.

Senate Bill No. 67, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

House Bill No. 77, entitled:

An Act to further amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further regulating the organization, hours of service, vacations and sick leaves of firemen.

House Bill No. 341, entitled:

An Act giving liens against real property priority over each other in point of time; fixing the time from which priorities extend; and imposing duties on judges and certain court and county officers and employees.

House Bill No. 375, entitled:

An Act to further amend subsection (b) of Section 1103 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by authorizing townships of the first class to remove and impound vehicles.

House Bill No. 703, entitled:

An Act to amend subsection three of section one of the act, approved the eleventh day of May, one thousand nine hundred forty-nine (P. L. 1210), entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," by extending the types permitted.

House Bill No. 867, entitled:

An Act transferring money from the Banking Fund to the General Fund.

House Bill No. 940, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

House Bill No. 960, entitled:

An Act to amend Section 8 of the act, approved the first day of May, one thousand nine hundred seven (P. L. 135), entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas, and orphans' courts, courts of oyer and terminer and general jail delivery, and courts of quarter sessions of the peace, of this Commonwealth, as well as before commissioners, masters, and special masters in chancery, referees, examiners, auditors, and other officers; prescribing their powers and duties and when such reports shall be evidence of the facts reported; prescribing their compensation and allowances for expenses, when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed, and when by the parties to such proceedings; and repealing an act, entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth; authorizing the appointment of stenographers by examiners, masters, referees, commissioners, and auditors; authorizing the appointment of assistant stenographers; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May fifteenth, one thousand eight hundred and seventy-four; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eighth, one thousand eight hundred and seventy-six, and repealing 'An act defining the duty of court stenographers in the several counties in this State,' approved June tenth, one thousand eight hundred and eighty-one,' approved the twenty-fourth day of May, one thousand eight hundred and eighty-seven; but such repeal not to revive any law repealed by the said act of twenty-fourth of May, one thousand eight hundred and eighty-seven," by increasing the compensation of official stenographers for copies of stenographic notes.

House Bill No. 983, entitled:

An Act requiring wells and cisterns to be covered or sealed; providing penalties.

House Bill No. 1020, entitled:

An Act transferring money from the Manufacturing Fund to the General Fund.

House Bill No. 1042, entitled:

An Act to amend subsection (h) of section 2 of the act, approved the eighteenth day of May, one thousand nine hundred thirty-seven (P. L. 654), entitled "An act to provide for the safety and to protect the health and morals of persons while employed; prescribing certain regulations and restrictions concerning places where persons are employees, and the equipment, apparatus, devices and machinery used therein; prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act; and fixing penalties," by providing further health and safety requirements.

House Bill No. 1059, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by providing for the transfer of motor vehicles, trailers and semi-trailers from a husband to his wife and from a wife to her husband or from either to both jointly.

House Bill No. 1101, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Allentown State Hospital, to sell and convey a certain tract of land situate in the City of Allentown, County of Lehigh to the Central Railroad Company of Pennsylvania.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. FREED, from the Committee on Local Government, reported as amended, Senate Bill No. 667, entitled:

An Act to amend subsection (c) of Section 2 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by increasing the compensation of the members of board.

He also, from the Committee on Local Government, reported as amended, House Bill No. 731, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by providing for the appointment of boards of health and health officers prescribing their powers and duties permitting the enforcement of the administration of health laws by such board and officers providing for a president and secretary of such boards imposing duties on the Secretary of Health and providing for payments of expenses by townships.

He also, from the Committee on Local Government, reported as committed, House Bill No. 46, entitled:

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire departments and volunteer fire companies located within the county.

He also, from the Committee on Local Government, reported as committed, House Bill No. 98, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes.

He also, from the Committee on Local Government, reported as committed, House Bill No. 119, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectable.

He also, from the Committee on Local Government, reported as committed, House Bill No. 224, entitled:

An Act to further amend section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for the preparation of assessment rolls and lists.

He also, from the Committee on Local Government, reported as committed, House Bill No. 587, entitled:

An Act providing a method for the reestablishment of townships of the first class from any city to which they have been annexed regulating the proceedings pertaining thereto and reestablishing the same as separate school districts.

He also, from the Committee on Local Government, reported as committed, House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" by increasing the amount of pension in certain cases increasing the contributions required from certain employes and establishing certain minimum and maximum pensions

He also, from the Committee on Local Government, reported as committed, House Bill No. 691, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work.

He also, from the Committee on Local Government, reported as committed, House Bill No. 699, entitled:

An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors.

He also, from the Committee on Local Government, reported as committed, House Bill No. 752, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for making costs payable by the county to aldermen and justices of the peace due and payable.

He also, from the Committee on Local Government, reported as committed, House Bill No. 754, entitled:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing the time for making costs payable by the county to aldermen or justices of the peace due and payable.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 249, entitled:

An Act to amend subsection (a) of section 411 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, return, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons,

associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction, reconstruction, repair and maintenance of certain bridges and viaducts.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 597, entitled:

An Act to provide for the establishment, functioning, maintenance and discontinuance of joint public service units between two or more boroughs, towns or townships, to perform the duties of such boroughs, towns or townships relating to police and fire protection, roads and bridges.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 705, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms, and prescribing penalties.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 718, entitled:

An Act to further amend section thirteen of the act, approved the fourth day of June, one thousand nine hundred and thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by extending and further regulating such retirement systems.

Mr. BLASS, from the Committee on Constitutional Changes and Federal Relations, reported as amended, Senate Bill No. 628, entitled:

A Joint Resolution proposing an amendment to section ten article one of the Constitution of the Commonwealth of Pennsylvania by limiting the prohibition on proceeding by information to certain cases in cities and counties of the first class.

He also, from the Committee on Constitutional Changes and Federal Relations, reported as committed, House Bill No. 101, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 712, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209), entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act," by taking away powers of commission to fix boundaries of park.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 729, entitled:

An Act to repeal Sections 2 and 3 of the act, approved the eleventh day of April, one thousand eight hundred sixty-six (P. L. 635), entitled "A further supplement to the act consolidating the city of Philadelphia, for the purpose of introducing a sufficient supply of fresh and pure water, for the use of the citizens of said city," eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking.

He also, from the Committee on State Government, reported as committed, House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth and providing for the disposition of the proceeds of the purchase moneys.

He also, from the Committee on State Government, reported as committed, House Bill No. 996, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania and providing for the disposition of the proceeds of the purchase monies.

He also, from the Committee on State Government, reported as committed, House Bill No. 1071, entitled:

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties.

He also, from the Committee on State Government, reported as committed, House Bill No. 1114, entitled:

An Act to further amend Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by requiring different types of solid fuels in one vehicle to be separated and requiring separate weighmaster's certificates for each type.

Mr. SCARLETT, from the Committee on Highways, reported as committed, House Bill No. 958, entitled:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof

upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements for stop signs

Mr. WADE, from the Committee on Highways, reported as amended, Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined authorizing the commission to construct and finance as a whole or in sections turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

Mr. PECHAN, from the Committee on Military Affairs and Aeronautics, reported as committed, Senate Bill No. 733, entitled:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states, in an emergency; and agreeing to, approving, and authorizing and empowering the Governor to enter into, a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof, for such purpose.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 675, entitled:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 676, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 677, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 678, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 679, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 680, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 681, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 682, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 688, entitled:

An Act to further amend Section 303 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of

Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period.

HOUSE RESOLUTION REPORTED FROM COMMITTEE AND LAID ON THE TABLE

Mr. MAHANY from the Committee on Agriculture, to which was referred on May 2, 1951, the following resolution from the House of Representatives reported the same with amendments as follows, viz:

SCHOOL OF VETERINARY MEDICINE ESTABLISHED AT PENNSYLVANIA STATE COLLEGE

In the House of Representatives, April 17, 1951.

Whereas, There are now on Pennsylvania farms dairy animals, poultry and general livestock with in the aggregate more than \$412,000,000, producing approximately 75 per cent of the total annual income of Pennsylvania agriculture or in monetary terms about \$575,000,000, a year; and

Whereas, The greatest economic losses to the dairy, poultry and general livestock industry are occasioned by the inroads of animal diseases and parasites; and

Whereas, Existing facilities for training persons qualified for the practice of veterinary medicine within the Commonwealth of Pennsylvania are inadequate to meet the existing and still growing need for doctors of veterinary medicine; and

Whereas, The Pennsylvania State College by virtue of its scientific personnel; its resources for research; its close working relationship with dairy, poultry and general livestock raisers throughout the State and its physical location is the appropriate institution to develop the needed facilities; therefore be it

Resolved, (if the Senate concur) That the members of the General Assembly hereby request the Board of Trustees of the Pennsylvania State College to authorize the establishment of a school of Veterinary Medicine at the Pennsylvania State College and at the earliest possible time to erect such buildings; employ such personnel and establish such programs of research and instruction as in their judgment are requisite to the proper maintenance and operation of such a school of veterinary medicine; and be it further

Resolved, That the members of the General Assembly hereby pledge their support in obtaining the funds required to construct and to equip essential research, instructional, clinical, and administrative buildings for a School of Veterinary Medicine at the Pennsylvania State College, and for the operation and maintenance of the proposed School of Veterinary Medicine; it being understood, however, that funds cannot be appropriated for such buildings and their maintenance at the 1951 Session of the General Assembly; and be it further

Resolved, That it is the understanding and intention of the members of the General Assembly that funds ultimately appropriated for the construction and equipment of such buildings, and for the operation and maintenance of such a School of Veterinary Medicine shall be in addition to the amount appropriated at that time for the general operation and maintenance of the Pennsylvania State College as then constituted; and be it further

Resolved, That the trustees of the Pennsylvania State College be requested to prepare and to present to the

members of the 1953 Session of the General Assembly specific and detailed information concerning the nature and estimated cost of requisite buildings and equipment, and also an estimate of the annual expense involved in the operation and maintenance of a School of Veterinary Medicine at the Pennsylvania State College under conditions which, in the judgment of the said trustees, would best meet the reasonable needs of the Commonwealth and its citizens for such veterinary medical service; and be it further

Resolved, That the Chief Clerk of this House send a copy of this resolution to the Board of Trustees of the Pennsylvania State College

Laid over under the Rules.

HOUSE RESOLUTION REPORTED FROM COMMITTEE AND LAID ON THE TABLE

Mr. TOOLE from the Committee on Agriculture, to which was referred resolution offered by Mr. LEADER, on May 21, 1951, reported the same without amendment as follows:

DEPARTMENT OF AGRICULTURE TO MAKE A REPORT OF ABOUT THE FACTS CONCERNING BRUCELLOSIS CONTROL PROGRAM IN PENNSYLVANIA AND SUGGESTIONS AND RECOMMENDATIONS FOR IMPROVING PRESENT METHODS OF CONTROL

In the Senate, May 21, 1951.

Brucellosis (also known as Bangs disease or infectious abortion of cattle) is one of the major hazards of the cattle industry, and its prompt control is of vital importance both to the industry and to the public health.

At the present time, not quite 700,000 cattle—or less than half of the cattle population receiving surveillance under the program of control for bovine tuberculosis—have had inspections for brucellosis; and of this group, fewer than 200,000 belong to accredited herds, i. e. are completely free of the disease. On the other hand, nearly 775,000 animals have not yet been examined: half of these are on the Department of Agriculture's waiting list because its funds and facilities do not permit faster handling of the program. The equally large uncontrolled group of 400,000 cattle suggests the possible need for mandatory inspection.

This Senate recognizes the many difficulties and problems in satisfactorily and speedily carrying out a program of this scope, and type, but it nonetheless is anxious to aid in accelerating the day when all the cattle in this Commonwealth can be declared free of the disease; now therefore be it

Resolved, That the Department of Agriculture is hereby requested to make a report to the Senate before the thirty-first day of January, one thousand nine hundred fifty-three in which it shall set forth:

(1) the facts concerning the brucellosis control program in Pennsylvania; and

(2) the department's suggestions and recommendations for improving present methods of control especially from the standpoint of accelerating the time factor in such control program.

Laid over under the Rules.

REPORTS FROM COMMITTEES

Mr. RUTH, from the Committee on Agriculture, reported as committed, House Bill No. 218, entitled:

An Act to further amend section 30 of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of

Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" by increasing the maximum amounts of payments by the State and requiring additional proof of claims in certain cases.

Mr. McMENAMIN, from the Committee on Corporations, reported as committed, House Bill No. 708, entitled:

An Act requiring certain non-profit and cooperative associations and corporations to obtain the approval of the Pennsylvania Public Utility Commission before beginning to furnish telephone service on a cooperative or non-profit basis or to furnish such service in areas not theretofore served providing for regulation of such service after approval and conferring powers and imposing duties upon the Pennsylvania Public Utility Commission.

BILLS INTRODUCED AND REFERRED

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 752, entitled:

An Act to further amend the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township, assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by further regulating the assessment and valuation of property for local taxation purposes; further defining the duties of subordinate assessors and the board; changing the time for the preparation and inspection of the assessment roll, and duplicate assessment roll, notice of appeal, and hearings on appeals; prescribing duties of and fees to be collected by municipal officers who issue building permits; imposing duties on taxables; making improvements on land and grantees of land; and prescribing penalties.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 753, entitled:

An Act providing for an annual enumeration of persons subject to per capita and occupation taxes, in counties wherein are situate school districts of the second, third and fourth class; placing the expense thereof on taxing districts authorized by law to levy such taxes; conferring powers and imposing duties on boards of school directors of such school districts, county commissioners, and chief county assessors in such counties.

Which was committed to the Committee on Local Government.

Mr. SCARLETT read in his place and presented to the Chair Senate Bill No. 754, entitled:

An Act making an appropriation to the trustees of Pennsylvania State College for the establishment and maintenance of a research laboratory for the study of animal and poultry diseases of economic concern to the poultry and livestock raisers of the Commonwealth.

Which was committed to the Committee on Appropriations.

Messrs. McCREESH and STIEFEL read in place and presented to the Chair Senate Bill No. 755, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Philadelphia General Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

The PRESIDING OFFICER (Paul L. Wagner) in the Chair.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, on Monday, June 18th, the following headlines appeared in the Pittsburgh Sun Telegraph—"Fine Ready To Slash Aid In Tax Row"

"Governor John S. Fine will carry out his threat to slash welfare, educational and hospital appropriations if the Legislature doesn't provide additional tax revenue, it was reported today.

"The threat to cut appropriations was first made by the Governor when his proposed income tax of \$5 per \$1,000 of income became stymied in the House.

These same sources said the Governor believes that he is required by law to accept the word of his budget secretary and Revenue Department officials on revenue estimates.

"Budget Secretary Edward B. Logan said the budget would be \$111 million out of balance unless additional tax revenue is provided.

"The first appropriation cut would be the \$20 million which Fine recommended for teacher salary increase over and above the mandated increases.

"This would mean that teachers would not get any pay increases other than what had been voted by previous Legislatures.

"Next in line for the fiscal paring knife would be a \$10 million recommended appropriation for colleges, universities and medical colleges, and the \$18,500,000 reserve for civil defense.

"Other deductions would hit departments. A proposed \$10 million salary increase for State workers and general hospital appropriations.

"If Fine goes all out in his effort to reduce appropriations, a proposed \$1,500,000 for the development of Point Park in Pittsburgh also might be held up."

This in Part is the release credited to the Governor as of that date.

On the same day, a statement was read on the floor of the House by Majority Leader, Mr. Smith, presumably speaking for the Administration, in which he said in effect—that there would be no new or further tax proposals other than the income tax in so far as the House

of Representatives was concerned. Coupled with the statement of Governor's Fine's, this places the General Assembly in the unhappy position of being in a permanent and irrevocable stalemate, inasmuch as all tax legislation must originate in the House.

Your Democratic Members of the General Assembly find themselves in the hapless position of being unable to do anything about it unless they discard their position of being adamant in opposition to an income tax and thus capitulating to the unprecedented dictatorial attitude of the Chief Executive in these Legislative Halls.

Let us understand each other in this legislative crisis. There are two defined positions. On one hand, the Governor takes the position that he requires \$163 million of new revenues to balance his budget. On the other hand, the twenty Democratic Senators and at least eleven Republican Senators, openly take the position that no new taxes are required to balance the budget. Notwithstanding the many hours spent in caucuses and conferences between the Senate Members of the Republican side and the Governor's Office, there has been no agreement reached upon a compromise or at least upon a definite program for this Session of the Legislature. The working out of a solution has been taken out of the hands of the Minority because at no time has any member of the leadership of this Party been requested to discuss the fiscal problems of the Commonwealth with either the Majority leadership or the Governor's Office. This despite the repeated offers of the Minority leadership in the Senate to submit to questioning and full examination of the Minority's position on fiscal affairs of the Commonwealth.

As Minority Leader, it behooves me at this moment to clear up the atmosphere in so far as the Democratic position is concerned. First, our position is that no new taxes are needed and that all essential services contained in the Governor's budget message can be supplied and maintained in the Commonwealth, especially to the educational, welfare, area re-development and civilian defense services in the Commonwealth. At this time I might say to the gentleman from Cumberland, Senator George Wade, that in forty-three years I have yet to have had to resort to the use of a mouth piece. Nor do I need one when proposing any suggestions on taxation, financing, or any legislation before the Senate of Pennsylvania and, at this time, I disclaim any authority that he would wish upon me, in order to hide his own and some of this fellow colleagues shortcomings in the matter of courage when it comes to presenting to the people the forthright picture of the needs and the revenues available in the Commonwealth.

I do not deny that in 1947 I proposed a State-wide mercantile tax to obviate the so-called necessity of passing increased burdensome and discriminatory taxes of the Duff Administration to the tune of \$124 million. However, since these taxes have been placed upon the statute books, it is utterly ridiculous to assume that my position in 1947 can be taken as my position in 1951. When the mercantile tax was offered in 1947, it was proposed as an alternative tax. The only basis for considering this tax at this time would be by the elimination of other taxes placed upon the statute books since then. So much for the obvious attempts by the gentleman from Cumberland to hide his own attitude during

this whole Session of the Legislature. Obviously it is a well conceived plan to divert the attention of the people and to aim in my direction the arrows of criticism rightfully aimed at the present Administration.

I stand ready now, as I did in 1947, to discuss as intelligently and as honestly as I know how, the enactment of a broad-base tax. However, as then, so it must now be, coupled with a proposal to eliminate other taxes from the statute books.

The Democratic Party would not then and will not now, agree to increase the tax burden in Pennsylvania when that increase is not substantiated by the budgetary needs of the Commonwealth. In order to present our position again squarely before the people of this Commonwealth, I submit the following analysis taken from the budget messages and from the Financial Statement of the General Fund, as of May 31, 1951.

I wish you would follow me closely in this because I think that this analysis is the crux of the whole problem before us. If I am wrong, then proof contrary to my position will convince me, I am sure, and my colleagues, that something other than what we propose must be done, but unless there is a satisfactory explanation, I cannot assume to be anything but right.

On page 1 of the 15th Biennial Budget, we find under funds available for 1949-1951, \$1,253,438,000, and funds available as per the same message for 1951-1953, \$1,089,892,000, as against a budget need of \$1,253,379,000, leaving a discrepancy, according to the Governor, of \$163,487,000. (You will note I am dropping the small change.)

The question immediately arises as to why the difference in the 1949-1951 funds available, total of \$835,199,000 as against available funds for the 1951-1953 biennium of \$690,026,000, when the only source of revenue being eliminated is the \$27 million from the soda pop tax. This short-changing of available funds is carried in the message despite the fact that added to the 1951-1953 revenues is an estimated \$44 million increase in corporate net income tax revenues. Of course, this does not take into consideration the estimated additional revenue of \$26 million from corporate net income tax to be derived from increased business according to the Governor's own message. Later on I will give the estimates I have worked out which will differ materially than those of the Governor. However, in order to show the discrepancies in this method of computing the budget and showing available and needed funds by the Budget Director, through the Governor's Office, I have here the Financial Statement of General Fund revenues which can only be analyzed by examination. Sufficient to say that in stating the available funds for 1949-1951, the Governor makes the cash balance of June 1, 1949 as an available fund item and yet makes the same cash balance of June 1, 1951 unavailable for the 1951-1953 budget. He fails to carry \$74,208,000 of his cash balance of \$85,945,000, as shown on May 31, 1951. By this simple trick of addition and omission, the Legislature is supposed to believe that we are short of the Governor's requirement by \$163 million.

In my analysis of the revenues taken from figures available to every Member of the Senate and omitting any trickery or special use of mathematical subterfuge,

the following is a truer picture of revenues in the Commonwealth.

To the Governor's estimate of \$680 million to be derived from General Fund revenues, I wish to add the following: Add to the \$680 million estimate by the Governor on page 38 of the Budget Message, \$11,736,000 unexpended and unpledged from 1949-1951 biennium. (These figures are contained in the report of the Auditor General.) Forty-four million dollar increase of one per cent C.N.I.; \$15 million estimated increase in total C.N.I. collected due to definite increase in industrial activities all over the United States, when the five per cent is all applied, plus \$14 million from specific source to be explained later, making a total of \$764,736,000. Adding the unexpended \$74,208,000 which makes a total of available funds of \$836,942,000, exclusive of Federal grants and specific appropriations.

Mr. President, at this instant I just want to call your attention to one of the most serious governmental activities that in my mind is responsible for a great deal of the misunderstanding by legislators on both sides of the aisle, when it comes to reading and trying to process the budget. I asked the Auditor General to give me a statement of unexpended appropriation balances as of January 1, 1951. Then I asked the Auditor General to also give me the unexpended balances as of June 1, 1951, a period of five months. Let's see what we find. In the Governor's Office on January 1, we had \$162,000. On May 31, or June 1, we had \$54,000. In the Attorney General's Department—and this is something that everybody ought to study—on January 31, we had \$2,079,000, and on May 31, we had \$4,769,000. The Treasury Department had \$8,801,000 on January 1, and on June 1, they had \$1,311,000.

Now, Mr. President, I could go on down this list and I will leave this copy or make a copy for any Member of the Senate who wants to study it. Now, what I am trying to drive at, for instance, here is your State Department on January 31, rather, in a four-month period from January 31, to May 31, these comparisons are made. On January 31, they had \$779,000, and ended up on June 1 with \$29,000. You can go all the way down the line. You can go to public assistance; we know public assistance are fixed charges and they cannot carry a larger balance. The Historical Commission, the Administrative Commission—for instance, the Administrative Commission had \$3,123,000 on January 31, and on May 31, they had \$640,000.

Now, Mr. President, the point I am trying to make is that these departments, in order to justify the loaded demands upon the Treasury, go into the process of pledging the moneys that they have from the past biennium in the last four or five months of the biennium, in order to justify the demands being made for increased appropriations. I know of one instance where one department, in order to justify its demand for an appropriation in the next biennium, bought \$35,000 worth of postage stamps two days before the end of biennium.

Now, what we are up against, gentlemen, is this, and I want to make this statement clear. No matter what we do, if we do not give new revenue to the Administrative Branch, the Administrative Branch by this kind of administration can make the Legislature look as if they

did not know what they were doing. If we do give it, then everybody will be happy except the taxpayers. I for one am willing to be unhappy on my own account and let the taxpayers remain happy.

For obvious reasons I have dropped the lesser figures. Now let us take into consideration that the biennial receipts (this is also important) for the past biennium show the following very interesting comparisons. Total taxes for the fiscal year 1949 were \$262,272,000, and yet the total taxes for the fiscal year 1950 were \$303,155,000, or an increase of \$40,883,000 for 1950 collections as against 1949 collections. We have every reason to believe that this increase reflects the business cycle for the next two year period. If this holds true, then the total biennial receipts ought to be considered from the possibilities of an increased return rather than a decrease as estimated by the Budget Director.

Mr. President, I know that it is hard and difficult to listen to a long message, but when we are faced with a problem as serious as this, I think that we have to take into consideration all the statements and all the figures available.

In searching the Governor's message, I find the following on page 6:

"The budget I am presenting to you calls for General Fund appropriations for the 1951-1953 biennium in the amount of \$853,513,930 which amount includes a reserve of \$20,000,000 for Civil Defense. The amount without the reserve, \$833,513,930, compared with \$766,094,548 for the 1949-1951 biennium, an increase of \$67,419,382. However, the recommended appropriations also include \$112,000,000 of obligations arising from actions taken before the advent of this Administration. These include \$60,000,000 for bonus financing, \$42,000,000 additional for school subsidies and retirement payments required under existing law, and approximately \$10,000,000 additional for State Authority rentals.

"If these new obligations totaling \$112,000,000 were deducted from the recommended appropriations, the required appropriations for the 1951-1953 biennium would be \$741,513,930, or a reduction of \$24,580,618, below the amount of appropriations including deficiencies, required for the 1949-1951 biennium."

If a person were to read this and then fail to take into consideration the items non-recurring in the budget, you would be led to believe that the Governor is saving the Commonwealth \$24,580,000. However, let us look at the appropriations from the light of known facts. First, we agree that \$60 million is needed for bonus financing; \$10 million for State Authority rentals; \$42 million for school subsidies and payments. This, of course, includes \$20 million for public schools beyond the requirements of law and \$9,310,000 for universities, colleges and State-aided institutions. This makes a total of \$112 million. Admitting that this is true, let us add the \$27 million for loss of income from the pop tax plus the disputed need of \$20 million for civilian defense, we have a total of \$159 million that the Governor apparently needs beyond the budget of 1949-1951.

Mr. President, you will note that I am granting to the Governor every item of expenditure that the Governor requests in the Fifteenth Biennial Budget. There has not been a pencil put upon any column to cut one cent from schools, from hospitals or from any of the services rendered by the G.S.A. or other commissions of the Commonwealth.

However, let us taken time to analyze the 1949-1951 appropriations. and we find that the Governor has appropriated \$60 million less for public assistance than contained in the budget of 1949-1951; \$15 million less than contained for Public Housing and \$17 million less than contained for the Schuylkill River Project, making a total of \$92 million non-recurring appropriations as against the Duff budget. Add to this the difference between the total revenues received by Duff of \$687,210,000 from the same source of revenues that will now produce \$750,736,000, or a difference of \$63,524,000, making a total of \$155,524,000. Added to this is the admitted additional income of \$4 million from the Garrett Estate settlement and \$2 million from the Mellon Estate, making a total of \$161,524,000, plus an additional \$8 million to be received by grants from the Federal Government for the categorical reliefs that was never available to the Commonwealth before, making a total of \$169,524,000.

Allowing the Governor every additional expenditure that he has requested, namely—\$159 million and notwithstanding that I have purposely disallowed any increase in capital stock tax and other revenue producing taxes and yet have purposely left out of this calculation the millions of dollars to be recovered by the State in closing the loopholes in the corporate income tax in House Bill No. 1303, which I point to as a result of the Democratic Minority's investigation and activity on the part of the people of the Commonwealth, there is still a surplus beyond recognized appropriations. There is no question but what additional millions of dollars can be saved by a minor operation upon the bloated State pay rolls and departmental extravagances. However, knowing that this phase of balancing the budget depends upon the conscience of the party in power, I have purposely left this out of the absolute calculation, which I have herewith presented to the Senate. In the face of the foregoing conclusions, this General Assembly in order to serve the interest of the people of the Commonwealth ought to pass on to the Governor the appropriations as listed in the budget message and lay at his door the responsibility for any action that he takes from then on.

I believe that every decent Member of this Senate objects to the method employed by the Chief Executive in attempting to create in the minds of the schoolteachers, in the minds of the hospital administrators, in the minds of the universities and college administrators and in the minds of the general public, that the shortcomings of his Budget Director are the fault of the Legislature. If this Legislature is to accept the dictatorial attitude assumed by the Administrative Branch, then the Legislature had best hide its head in a cloak of ignorance and slowly trudge its way back down to the dark damp cellars of political slavery. I, for one, speaking for the twenty Democratic Members of the State Senate, disaffirm responsibility for any unwarranted, unneeded and unsound slashing of any of the appropriated funds allocated for specific needs and needed services in this Commonwealth.

If the Governor stands firm in his position and the House of Representatives stands firm upon the position as stated by the Majority Leader, Mr. Smith, then this Senate ought to immediately pass the needed legislation and go home to its respective districts.

The only alternative to this is a capitulation on the

part of the Senate and an abject surrender to distatorial demands that are contrary to the letter, to the purpose and to the spirit of the Constitutional Democratic Government we live under.

The latest release from the Governor in which he called attempts to cut governmental expenditures by the Senate, a childish act, are in a sense the language used by ward healers and petty politicians, who, when they can find no logical answer to a critical question, resort to the biting sarcasm of ridicule. For the better part of six months, as Minority Leader, I have exercised every restraint with the fervent hope that there was a common meeting ground upon which the differences of opinion could be resolved to the benefit of the people of the Commonwealth.

For the better part of six months, the Democratic Minority has withheld personal criticism of the Chief Executive at the outset because we felt that as Governor, he was entitled to all of the courtesies and all the opportunities to become acquainted with the problems and needs of the Commonwealth and later because of the sympathetic understanding of the shock sustained by the loss of his beloved wife.

Political parties do not as a rule restrain themselves when an opportunity presents itself to hold up for ridicule and criticism the indecisiveness, lack of leadership, disunity, and lack of harmony of the opposing political party. No clearer proof of this can be obtained than a quick glance at the national scene, where the Republican spokesmen started criticism of the Democratic Administration in 1933 and have continued up to the present moment without stopping to take a breath.

By comparison, the leadership displayed in Washington, in the face of the complexity and the multiplicity of the national and international problems facing this nation, the leadership in this State better fits the description given the Truman Administration by the Republican leaders of Congress.

In spite of the wide difference in the program of the Republican Party in Congress and the Republican Party in Pennsylvania, speaking for the Democratic Minority, I still say that if the Governor is following the advice of any select group, that he ought to either ignore the advice or get rid of the advisors.

The Senate must keep in mind one thing, that a bad administration can of course prove every statement I have made to be wrong, but if this Senate will make it mandatory that no department can expend beyond the appropriated sums, without the consent of the Legislature, then I assure you that no new taxes are needed and that the schoolteachers will receive all of the moneys promised them, universities and hospitals will receive needed increases and the development of specific areas will be carried on. If there is any act that can be deemed childish, it is the obvious attempts by the Administration to bludgeon the Members of the General Assembly with threats of cutting off State funds to Pittsburgh, Philadelphia and the above mentioned groups. This same threat was used before and in 1949 Democratic Members from the City of Pittsburgh voted for the pop tax.

At this time I would say there is an old Chinese proverb which reads—"Once Bitten By A Snake A Person Fears Every Rope."

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I followed with a great deal of interest the presentation by the very distinguished gentleman from Westmoreland. As I look at this mimeographed copy of his presentation, naturally the first thought in my mind is rebuttal, but I want to say at the outset, Mr. President, that there are one or two items that I would like to call to the attention of the gentleman from Westmoreland at this time. One of them is the release that I handed out yesterday to the Members of the Republican Caucus, and after he has perused that, he will understand that some of the conclusions set forth in his budget message as of today are parallel, to a certain extent to some of the observations which I made in my presentation to the Members of my own Caucus. However, Mr. President, I think there are one or two things that must be said at this time, and I say them very frankly and sincerely, Mr. President, without any mental qualifications or reservations whatsoever.

First, Mr. President, with all due deference—and I apologize for dragging him into the discussion—I would like to refer to that particular sentence in the release the gentleman from Westmoreland has regarding the very distinguished Senator who represents "Old Mother Cumberland."

Mr. President, there have been times on the floor of the Senate when Senator Wade and I have differed as to observations, crystallization of opinions and conclusions, but, Mr. President, never at any time have I ever had the least doubt as to the gentleman's sincerity, veracity or his courage. As a matter of fact, Mr. President, even when I was attempting to verbally horsewhip him here on the floor of this Senate in 1949, I admired his courage and his sincerity in standing up for the things in which he honestly believed.

We all know, Mr. President, the comment he made when referring to a mercantile tax and I know, Mr. President, and I say this with all due deference to the press, that when the gentleman from Cumberland said that the originator of a mercantile tax was the gentleman from Westmoreland, he was referring to the time several years ago when the gentleman from Westmoreland did suggest a mercantile tax. Now, I do not think that there was any attempt on the part of the gentleman from Cumberland to mislead or confuse the issue. He was merely using it as a focal resting point for the discussion underway, and I think, Mr. President, and I say this to the gentleman from Westmoreland with all sincerity, that the printed record of what he says here would come with a lot sweeter taste if the personal reference to the gentleman from Cumberland were stricken, not only from the record, but from the printed page herein.

Secondly, Mr. President, I would like to say something about "dictatorial powers." I think we all exercise them. I do not want to drag the Chief Executive into this discussion, not because of any lack of courage but because of the problem with which we are all confronted.

Mr. President, as I said here on the floor two weeks ago, a Chief Executive has a pretty tough time when he comes in and takes over the reigns of government here

in Harrisburg. Those of us who have served for some time in the Senate of Pennsylvania have acquired by long tenure in office certain familiarities with the governmental wheels. The present occupant of the Governor's Office did not have the opportunity to acquire that experience. We all know the difficulty of stepping into that office and immediately assuming the responsibility of all of the things that are involved in the Governor's Office. The personal and private problems that confronted the present Chief Executive are known to all of us. Those of us who have had, during this Session or any other Session of the General Assembly, temporary problems at home know how tough it is to keep your mind on earth-shaking bills, like shooting pigeons off the Capitol Building, while wondering and worrying about the immediate members of your family back home, and we all have an abiding sympathy with the difficulty of arriving at decisions during a time like that, because we have all gone through it.

Mr. President, coupled with that, you have a problem where the Chief Executive has in his employ, appointed by him, a Budget Secretary. Mr. President, in my opinion the Governor of the Commonwealth of Pennsylvania would be unfair to his representative setup if he did not accept at face value the figures presented to him by the Budget Secretary. I have differed with those figures; I have differed with those figures in the Budget Office; I have differed with those figures in the front office; I have differed with them here on the floor of the Senate. That is a part of the representative form of government. That is why we were sent down here. Now, the gentleman from Westmoreland, of course, uses in his printed release the "democratic government." I know he will not take it to heart if I shift it and call the same type of government a representative form of government, because we still, on this side of the aisle, believe in the Republic.

Mr. President, the Budget Secretary presented to the Chief Executive his estimate of tax returns. The Budget Secretary presented to the Chief Executive his analysis of the fiscal picture of the Commonwealth of Pennsylvania. Upon the integrity of those figures rests the relationship between the Chief Executive and the Budget Secretary. It is not dictatorial, Mr. President, for the Governor to attempt to fulfill the mission for which the budget was prepared. He approved it when he presented it. He approved it because his Budget Secretary said, "This is the best picture that can be drawn from the facts that are obtainable in this office." I do not think the Governor is objecting, Mr. President, to a difference of opinion. I do not think that the Governor has been any more dictatorial in attempting to see that his conclusions receive the approval of a majority of the Members of this Senate. The question of being dictatorial from the front office, I think, is debatable. I can remember in 1949, Mr. President, I can remember in 1947, I can go back as far as 1939. I have had the privilege of being here under five Governors. I cannot recall any one of them at one time or another not having taken various members of this Senate out for a fast walk around the Capitol Building. That is natural, Mr. President let me say this, that, if the people of Pennsylvania ever have the opportunity of having as their Chief Executive the gentleman from Westmoreland, I think you will find there will be times when he will come

over here with a closed fist and take us for a fast walk in the hope of hammering home some of his philosophies of government. I don't think he is criticizing the Governor for being dictatorial, I think he probably winced a little at some of the releases that have come out of the front office, but that is part of our representative form of government, Mr. President. We have learned long ago that if you are going to dish it out, you have to learn to take it, and I know the gentleman from Westmoreland can take it just as easily as the rest of us, and probably easier, because he has dished it out to many in his long and checkered career as Minority Leader.

Now, Mr. President, the differences of opinion have been thoroughly discussed in the Republican Caucus. We have spent a good many hours trying to analyze the conclusions of some of the Members of this Caucus as compared to the conclusions printed in the budget. For the information of the gentlemen of the Senate, we spent long weary hours last week slowly marching our way up a stony and steep hill, trying to arrive at some conclusions that would be beneficial to the people of Pennsylvania. There is a sincere desire on the part of the gentlemen on this side of the aisle to solve this problem to the best interests of the people of the Commonwealth.

Mr. President, I would be hypocritical if I stood here and said that there is no difference of opinion, because everybody in Pennsylvania knows there is a difference of opinion, but it is a sincere and honest difference of opinion, and we have as much respect for the opinions of the gentleman who are opposing us as we do for the gentlemen on our side. It is impossible for me to take the analysis presented by Senator Dent and follow it step by step here in the few minutes that it took him to deliver it, and then intelligently answer it, and I certainly would not bore the Senate with a haphazard attempt to do that very thing. I know that Senator Dent has had the opportunity to go through the statement which I presented to the Republican Caucus yesterday. There are a number of items in his analysis that I would like to discuss later. I cannot sincerely quarrel with some of his conclusions, because they are conclusions arrived at perhaps by a different path than were arrived at by some of the Senators on this side of the aisle, and we have frequently so stated.

Mr. President, I do want to say to the gentleman from Westmoreland that this is a Republican problem and we will solve it in our own back yard, because the people of Pennsylvania are all interested in this problem regardless of their political affiliations, and, naturally, the responsibility for arriving at the conclusion is just as important on the Democratic side of the aisle as it is here on the Republican side. However, Mr. President, as I said two weeks ago, and I want to repeat it now, we on the Republican side of the aisle are just as sincerely desirous of arriving at the proper answers in this tumultuous fiscal picture of the Commonwealth of Pennsylvania as are any of the ten million people that live in this great Commonwealth. We propose to arrive at it dispassionately, without any personalities, without any mud slinging, without any attempt to becloud the issue with any political partisan matters whatsoever. We all know that in a political turmoil and in the political arena of catch as catch can, financing sometimes gets difficult. We have been down here for a long time. Our tempers and our purses are

getting frayed. Everybody wants to go back home, but we cannot go back home until we solve this problem, and everyone knows the only way we are going to solve it is to sit down with an unselfish and sincere purpose, with all of the factors involved.

Mr. President, it is my sincere belief that that will be done. I cannot speak for the Administration in trying and attempting to say to you, Senator, what the Administration might do in the face of the problem that is confronting it, but I will say this, Mr. President, without any fear of being contradicted by the Administration, as sure as we are here today, the Administration will give us its whole-hearted cooperation in arriving at a proper solution to this very difficult problem. This is not the problem of any individual, of any clique, of any faction or any political party. This is the problem of ten million people in Pennsylvania, and if we will approach it on that basis, I know we are going to arrive at the proper answer.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, I have just observed on my desk a publication titled, "People," and on one of the last pages is a small statement which reads as follows:

"If Moses had been a committee, or a caucus or a senate, the Israelites would still be in Egypt."

Mr. President and gentlemen of the Senate, in this hour when we seem to have so many differences of opinion and so many problems, I should like to submit to you and ask you to join with me in the adoption of a resolution which leads us back into some history.

SENATE CONCURRENT RESOLUTION

THE GENERAL ASSEMBLY CONGRATULATES CUMBERLAND COUNTY ON ITS BICENTENNIAL CELEBRATION

Mr. WADE offered the following resolution which was twice read as follows:

In the Senate, June 20, 1951.

If one could climb a mythical barrier separating past from future time, his backward glance over the many years to 1751 would reveal the incredible development of a struggling, embryonic America into the teeming, stupendous United States of today, the most powerful nation in the history of the world with a limitless potential for greatness and service to all peoples.

The history of Cumberland County and its county seat, Carlisle, parallels that of our country. From the frontier outpost of Carlisle Barracks, where soldiers mounted guard in 1750, the pages of romantic and adventuresome history can be rapidly turned until the present Cumberland Valley, dotted with flourishing communities, lies beautiful, well-groomed, and appealing before the surveyor's eye.

During the vacillating fortunes of the Revolution, Carlisle steadily turned out armament and ordnance for the ragged, but spirited, Continentals. The fabulous Molly Pitcher, who won immortal fame at Monmouth, found sanctuary after her Revolutionary exploits in the sequestered peace of Carlisle until her death in 1832.

During the Civil War, the adversities of conflict flowed into Cumberland County. In 1863, prior to the Battle of Gettysburg, the Confederate forces occupied and shelled Carlisle. Yet the staunch citizens of Carlisle maintained their courage and stoutly reaffirmed their faith in the

Union, despite the havoc and the destruction wrought by the grape and canister from the enemy guns.

Aside from the many wars, which aggressive circumstances have compelled our Nation to wage and to which Cumberland County has always contributed generously of men and materiel, are the more enduring monuments to peace, industry, agriculture, literature, science and the spiritual verities—which are discernible everywhere in this Valley, kissed by nature, caressed by man, and blessed by God; therefore be it

Resolved (if the House of Representatives concur) That the General Assembly express its enthusiastic congratulations to Cumberland County on the occasion of its bicentennial celebration; and be it further

Resolved, That the General Assembly is honored and proud to acknowledge the inestimable contribution that Cumberland County has made to the civic, social, material and cultural wealth of the Nation; and be it further

Resolved, That the General Assembly extends its warmest wishes for a successful conduct of the bicentennial activities, in which the prestige and the preeminence of Cumberland County will be acclaimed to the world. May this benign influence expand indefinitely and irradiate into every section of our Commonwealth.

RULE 39 SUSPENDED

Mr. TAYLOR. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, perhaps I misunderstood the intentions of the gentleman from Cumberland. However, knowing him like I do, or as I think I do over the years, that is just about what I could have expected.

Mr. President, what the Majority Leader did not understand is that in the few years that I have been in mixed company, I have always tried to do things that I calculate to be what I think are just and fair. I do not say that the gentleman from Cumberland had in mind the results that have attained to the action that he took and the statement that he made, but I don't think that even a small child who inadvertently breaks a window with a baseball bat ought to be reprimanded a little. So, therefore, if he ignorantly started a chain of reaction that has caused me no end of embarrassment and a great deal of trouble, then it is only fair that he should know what is happening. I want him to know that I received over two thousand pieces of mail and telephone calls on the strength of the statement he made that I was proposing a mercantile tax. I want him to know that these things are not what I consider to be the just and fair way of handling a relationship between men. There are some people who do things who do not realize just how far their innocent statements might reach. Then there are others who calculate deliberately just what the result may be of a statement.

I do not think that the gentleman intentionally wanted to create the impression in Westmoreland County that I was against the income tax but would prefer a mercantile tax. However, in making the statement, if he wanted to say that in 1947, I was for a State-wide mercantile tax or the reenactment of a State-wide mercantile tax, which at that time I said was the oldest tax upon the statute books, outside of real estate, and I said then, too, that the only reason it was taken from the statute books was because there were four hundred jobs in the hands of a Democrat that had to be put in the hands of a Republican. These things I said in 1947, my memory is mighty clear, but I do not think it was the duty or the prerogative of the gentleman from Cumberland to stand upon his feet and announce to the newspapers outside of the Senate Chamber that Senator Dent favored a mercantile tax in place of an income tax. Whatever I favor, I have the courage to stand before the people of Pennsylvania and say I favor it. I favor cooperation, Mr. President, between the Chief Executive and the General Assembly. I have said repeatedly that I am not positive in my position. I do say that I have made a study of it, that there is an honest difference of opinion, but to date, as up to this morning's releases, we have yet to have received an offer of cooperation or compromise. We have never been invited in, and I say again we are willing to be invited in. We are willing to talk over the problem. Instead of it being, as the gentleman from Allegheny says, a problem for ten million people, it has developed, because of their own action, into a problem of the Republican Party. If it is a problem for ten million people, then invite the Democratic Minority in to help you solve it. It is not that we are beyond making mistakes, but there may be some suggestions that we can make to help resolve this stalemate that we find ourselves in.

We have twenty votes, Mr. President, that is all; twenty light votes, but they are determined. They are determined to see to it that the people of Pennsylvania will not be burdened with an excessive tax program. I said in 1947 that the pop tax was not needed. I was ridiculed, but in 1947 we ended the biennium in 1949, with a \$99,000,000 surplus. The pop tax brought in \$29,000,000. Was the pop tax needed? It was not.

Mr. President, in 1949, I again said the pop tax was not needed, and in 1951, we ended the biennium with a \$33,000,000 surplus. The pop tax brought in \$27,000,000. Was it needed? It was not. The figures here show whether the Governor ought to take the advice and counsel of the Senate or whether he ought to take the advice and counsel of his Budget Director. I know that the Governor feels, and he has so stated, that he must accept the figures given him by the Budget Director, but I want to say this, that if you will read these figures contained in your own budget messages—every Member of the Senate has these figures available—in 1941-1943, we have a surplus of \$34,000,000; 1943-1945, we had a surplus of \$105,000,000; in 1945-1947, we had a \$63,000,000 surplus; in 1947, we had \$99,000,000, and remember that is the year, that is the year that Governor Duff asked for \$124,000,000 of additional taxes.

Remember, Mr. President, that the statements we make upon the Senate floor, we cannot deny. We may be wrong and we may be corrected in our position, but we try objectively. I want to say what every Member of

this Senate knows and for the information of the Majority Leader, there has never been up until this moment a reference to the Chief Executive made by me. I have never yet said that he was at fault; I never blamed him. I left it go at that, but the time has come that when the Chief Executive decides that we who differ with him are childish in our actions and that our pet projects, as he calls them, will be cut. Schoolteachers are writing me letters saying that if I do not vote for the income tax, they do not get their raise. If they do not get their raise, I do not get their votes.

Now, Mr. President, maybe a vote is very important and maybe it is not so important. Maybe my position at this time is due to the way I feel, because at the moment I am carrying a couple of canes, and maybe I am a little closer to realities than when I am in the full blush and bloom of my health and vigor, but at this moment I could use a word that I will not, but it does not matter a fiddler's darn whether I am ever elected again or not. It does not matter a bit, but it does matter as to what I stood for and the things I worked for while I was a Member of this Senate.

PERMISSION TO ADDRESS SENATE

Mr. FREED asked and obtained unanimous consent to address the Senate.

Mr. FREED. Mr. President, I did not expect to get in after all this. I had asked for the floor earlier, but I wish to say, first of all, that I am not going to speak as a Democrat or Republican, but I would like to talk a little bit as an American.

First, Mr. President, let me say that I come from a county where every other man is definitely a Democrat and every third woman is a Democrat. I am saying that because all of our county government, all of our judges, three of them, are Democrats, our city council and our mayor are definitely Democrats, but our row offices happen to be mostly on the Republican side. I would merely like to say this so that nobody thinks I am trying to either get the right of way, one way or the other, as being a Democrat or a Republican, but in looking back to when I came up here, I had the misfortune of having been practically thrown out of the Senate, of not being admitted because I lack the proper credentials. It took me quite a little while until I could be admitted, because we had somebody from the State Troopers, Mr. President, telling me I was no Senator, but it so happens that I had some of these cards made up and my guests were admitted, and I had to stay on the outside until a key got there and I could open up my mailbox, and then I finally got into the place.

Mr. President, I now am coming down to something that I think belongs to the halls of the Senate, and I will say here that this permission was not granted to me in our Caucus, because I felt that it was something for the entire Senate, Democrats and Republicans alike.

I know when I was up here in the hall of the House, and I was there from 1938 until 1947, that we definitely had every committee meeting tiled that there was in this Capitol Hill. We definitely did not have any outsiders interfering with our committee meetings. We did not have outsiders coming in there and trying to tell us how to work on a particular bill while we were working on bills. I think it is high time when we are getting

down to the serious end of this particular business, to try to wind it up and try to do a good job, that we should now possibly have our rooms tiled and see to it that we Members of the Committee can definitely work without any interferences from some special interests or any special people. If you do not want to do that, I think we should let those people who are not wise to it be able to get in at us the same as the ones who are getting in at us. I think when we are out spending money—I am one of those boys who believes in paying the bills and I am the fellow who will go out after the money to pay those bills. If the public wants it, I try to give it to them, and then I am perfectly willing to put on a tax to see that they get it.

Mr. President, I am going to cut it short, but I think that the last statement I want to make is that I looked through the budget and I tried to look through our Revenue Department to see as to what our income was, and I think since we have some men in here who are good public auctioneers that we should turn around and put up these offices that we have on the Hill, and see who is going to be the highest bidder to take care of all these offices and use our secretaries at the Commonwealth's expense and maintain offices on the Senate side. I do not get into the House to any extent, and am not paying any rent for it, but I believe it would make up quite a bit of our budget to collect rent from those men who are taking office space and using secretaries on this particular side of the Capitol. Thank you.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, for the information of the gentlemen of the Senate, I have a concurrent resolution recalling Senate Bill No. 406 from the Governor for the purpose of amendment, and I might say for your information that there is an error in the printing of the title of the bill which the Department of Justice has asked us to correct so that they can properly present it to the Chief Executive for his signature.

Therefore, Mr. President, I offer this concurrent resolution recalling Senate Bill No. 406 from the Governor for the purpose of amendment, and move its immediate adoption.

Mr. MALLERY. Mr. President, I second the motion.

SENATE CONCURRENT RESOLUTION

RECALLING SENATE BILL No. 406 FROM THE GOVERNOR

Mr. WALKER offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 20, 1951.

Resolved (if the House of Representatives concur), that Senate Bill No. 406, Printer's No. 137, entitled "An act to further amend Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled 'An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city depart-

ments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws' by requiring the approval of the court of quarter session for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare," be recalled from the Governor for further amendments.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

BILL INTRODUCED AND REFERRED

Mr. YOSKO. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. YOSKO read in place and presented to the Chair Senate Bill No. 756, entitled:

An Act providing an optional method for the joint assessment and valuation of persons and property for school and city or borough tax purposes by school districts of the second, third, and fourth classes coextensive with or within, cities and boroughs and such cities and boroughs.

Which was committed to the Committee on Local Government.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, a short time ago I asked the Secretary of Public Assistance to give me a series of information, and one of the items of information had to do with the number of liens on record against recipients of public assistance. From the information Mrs. Evans gave me, she states there are 64,247 liens on record in the court houses in the sixty-seven counties of the Commonwealth, and that these 64,247 liens represented a value of \$35,000,000.

Mr. President, I thought it was about time we did something about making an attempt to collect this money, especially so since everybody seems to be of the opinion that money is needed and we want to get away from imposing this income tax. I have drafted this bill here that would authorize the Department of Public Assistance to settle these claims for fifty per cent of their value. This bill will give the recipients who are supposed to owe this money six months to pay the amount that is involved in six monthly installments, and would give these recipients until July 1 of next year to pay these claims at fifty per cent of their value.

BILL INTRODUCED AND REFERRED

Mr. YOSKO. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. YOSKO read in place and presented to the Chair Senate Bill No. 757, entitled:

An Act directing the Department of Public Assistance to settle at fifty per centum (50%) of the face value thereof, during a certain period, certain obligations given to or recovered by the Commonwealth to secure repayment of moneys paid as assistance under the provisions of the "Public Assistance Law," and imposing duties on the Department of Justice.

Which was committed to the Committee on Public Health and Welfare.

CALENDAR

THIRD READING CALENDAR

BILL ON THIRD READING DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court and Common Pleas of Dauphin County and prescribing penalties

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

Mr. CHAPMAN. After studying the bill, even as amended, I feel it would be extremely detrimental to the welfare of our citizens to pass such a measure. This is not only my opinion, but it is concurred in by over fourteen thousand registered physicians in Pennsylvania, which constitute the Pennsylvania Medical Society.

The Chiropractic Board as it now exists consists of three licensed chiropractors, who have conformed to the legal educational requirements, and who represent the 500 or 600 individuals who have done likewise, and two unlicensed chiropractors representing the thousand or more who are either unable or unwilling to conform to the legal educational requirements and who desire licensure by legislation rather than education.

This was made possible in 1949 by this General Assembly in passing the act which created the Board of Chiropractic Examiners and contained meager qualifications for the members.

With such a board administering the law permitting unqualified individuals to practice upon our citizens it is doubtful if proper emphasis will be placed upon the approval of schools of chiropractic; therefore, a number of presently unqualified schools will be approved and their graduates permitted to apply for licensure in this State. The result will inevitably be the influx into this State of a large number of unqualified individuals.

The definition as contained in this act is entirely too broad. Who can tell what "the philosophy, science and art of things natural" in the human body means? Who knows what interpretation can be placed upon it?

Who knows what procedures are necessary before adjusting misaligned vertebrae and other articulations and tissues means?

It can mean the reduction of large joints, and fractures, and the treatment of same, which can only be properly done by individuals with long and extensive training.

Who knows what instruments of analysis may be used? The use of the microscope, the bronchoscope, the cystoscope, the ophthalmoscope and others can be permitted under this act which should be used and the findings interpreted only by those who have had a comprehensive course in their use.

I am informed that there are many forms of treatment which do not include the use of drugs or surgery, which should be permitted only by those who have had sufficient training and experience.

To mention a few I would say the treatment of severe mental disease and malaria by the development of high fever by the application of extreme heat to the body.

Strictly speaking, the injection of vaccines and certain biologicals may not be the use of drugs.

Under this definition a chiropractor can invade the field of medicine, osteopathy, optometry, chiropody and even dentistry.

When we consider that an individual who has practiced illegally in Pennsylvania for 25 years or more can be licensed under this act by having no preprofessional training, very little professional training, which may be only six weeks, and taking a simple examination; thus placing in his hands the use of all the beforementioned procedures contained in the definition in the treatment of our citizens, it seems to me that careful thought should be given when we of the responsible Senate vote on this measure.

As we look further in the act we find continued lowering of the preprofessional and professional training as now required under our present system for those practicing illegally for 20 years and 10 years.

Even though the number of these individuals may be small, the act places in their hands instruments and procedures which will very likely be dangerous to our citizens.

Senate Bill 486, of which I am co-sponsor, limits the practice of chiropractic properly and according to recognized authorities on chiropractic. We are willing, however, to broaden the definition in S. 486 as follows: "Chiropractic shall mean a system of locating misaligned displaced vertebrae of the human spine, the examination preparatory to and the adjustment by hand of such misaligned or displaced vertebrae and other articulations together with massage and contact of the human body with the use of scientific instruments of analysis as taught in the approved schools of chiropractic without the use of drugs, surgery, obstetrics, the treatment of fractures or major dislocations."

The educational qualifications in S 486 are not particularly to my liking, however, I am willing to amend S. 486 to conform to the educational requirements as prescribed in House Bill 48. I have the assurance that the act will be administered by a Board with long years of experience and no schools will be approved which in their opinion do not meet high standards.

Thus, the citizens of this Commonwealth will have the assurance that they will be properly protected.

I, therefore, respectfully suggest that if any act is passed, Senate Bill 486 should be the one.

I, sincerely and emphatically request that my colleagues vote against House Bill No. 48.

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll the following occurred:

VERIFICATION OF THE ROLL

Mr. CHAPMAN. Mr. President, I ask for a verification of the roll.

The PRESIDING OFFICER. Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Barr,	Holland,	Propert,	Watkins,
Barrett,	Kessler,	Robinson,	Watson,
Blass,	Lane,	Rosenfeld,	Wood,
Dent,	Leader,	Snowden,	Yosko,
Diehm,	Letzler,	Toole,	Wagner,
Fleming,	Mahany,	Walker,	Presiding Officer
Haluska,	Pechan,		

The PRESIDING OFFICER. Are there any corrections?

Mr. HALUSKA. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDING OFFICER. The gentleman from Cambria will be so recorded.

Mr. BARR. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDING OFFICER. The gentleman from Allegheny will be so recorded.

Mr. LANE. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDING OFFICER. The gentleman from Washington will be so recorded.

Are there any further corrections? The Chair hears none. The affirmative roll will stand as corrected.

The Clerk read the names of those recorded as having voted in the negative as follows:

Bane,	Freed,	McMenamin,	Silvert,
Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Byrne,	Kephart,	Neff,	Taylor,
Chapman,	Lane,	Peelor,	Wade,
Crowe,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,		

The PRESIDING OFFICER. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—22

Barrett,	Kessler,	Robinson,	Watson,
Blass,	Leader,	Rosenfeld,	Wood,
Dent,	Letzler,	Snowden,	Yosko,
Diehm,	Mahany,	Toole,	Wagner,
Fleming,	Pechan,	Walker,	Presiding Officer
Holland,	Propert,	Watkins,	

NAYS—26

Bane,	Freed,	McMenamin,	Silvert,
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Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Byrne,	Kephart,	Neff,	Taylor,
Chapman,	Lane,	Peelor,	Wade,
Crowe,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,		

Less than a Constitutional majority of all the Senators having voted "aye" the question was determined in the negative.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 213, on third reading, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by adding a presumption of relationship to employment diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 265, as follows:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employees of school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1176 Leave of Absence (a) Any employee of any school district who shall have been regularly employed by said school district for [a] any period [of not less than one year prior thereto and who shall volunteer or be called for military or naval service by the United States of America in time of war or during a state of national emergency shall within thirty (30) days after the receipt of notice to said effect send a copy of such notice to the secretary of the school board by which he is employed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 329, as follows:

An Act to further amend subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the installation of parking meters by local authorities at certain places

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof up payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last

amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1718) is hereby amended to read as follows

Section 1103 (a) Local authorities except as expressly authorized by this act shall have no power or authority to alter any speed limitations declared in this act or to enact or enforce any ordinance rule or regulation contrary to the provisions of this act except that local authorities shall have power to provide by ordinance for the regulation of traffic by means of peace officers or official traffic signals on any portion of the highway where traffic is heavy or continuous and may regulate or prohibit parking stopping or loading of vehicles except that no parking meters shall be installed at entrances to theaters hotels motion picture theaters or prohibit other than one-way traffic upon certain highways and may regulate the use of the highways by processions or assemblages and may regulate the kinds and classes of traffic and its turning on certain highways at all or certain hours and may regulate the transportation by motor vehicles of passengers for compensation within the limits of a city or from points in the city to points beyond the city limits and make and enforce regulations for the operation of such vehicles not inconsistent with this act and designate certain streets upon which such vehicles may be operated

Provided however That any regulations of the kinds and classes of traffic on State highway routes within cities shall be subject to the approval of the Secretary of Highways first had and obtained

Local authorities may designate any highway or any part of a highway under their jurisdiction a "Play Highway" and may close such designated highway to general traffic where interference to traffic will not be serious Such highways or portions of highways shall be used for play purposes and shall be clearly designated by appropriate signs specifying the hours between which such highways shall be closed to general traffic

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 444, on third reading, entitled:

An Act to protect the blind pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 530, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses makistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (g) of section 802.4 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as added by the act approved the sixteenth day of July one thousand nine hundred thirty-five (P. L. 1056) is hereby amended to read as follows

Section 802.4 Number of Driving Lamps Required or Permitted

* * * * *

(g) No person shall operate or move any vehicle except fire department [and] fire patrol apparatus ambulances and police department vehicles upon a highway with a red light displayed [on] to the front thereof

Section 2 Section 809 of said act as last amended by the act approved the eighteenth day of May one thousand

nine hundred forty-nine (P. L. 1412) is hereby further amended to read as follows

Section 809 Red Light Visible From in Front of Vehicles No person shall operate or move any vehicle except fire department patrol apparatus ambulance spolice department vehicles or the private vehicles of those chiefs of fire departments assistants chiefs of fire departments or fire marshals who in accordance with a statement filed with the Pennsylvania State Police prior thereto use the same for transferring fire or emergency calls upon a highway with a read light displayed to the front thereof

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelot,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silver,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 534, as follows:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 978) is hereby further amended to read as follows

Section 1304 Admission of Beginners [Unless otherwise directed by the board of school directors the period of admission of beginners to the public schools shall be confined to the first two weeks of the school term Beginners becoming six (6) years of age after the beginning of the school term and before the first day of February

of any year shall be admitted during the first two weeks of the school term or during such additional periods for the admission of beginners as the board of school directors in any school district may fix. No beginner shall be less than five (5) years and seven (7) months of age at the time of admission. The admission of beginners to the public schools shall be confined to the first two weeks of the annual school term in districts operating on an annual promotion basis and to the first two weeks of either the first or the second semester of the school term in districts operating on a semi-annual promotion basis. Admission shall be limited to beginners who have attained the age of five years and seven months before the first day of September if they are to be admitted in the fall and to those who have attained the age of five years and seven months before the first day of February if they are to be admitted at the beginning of the second semester. A beginner who is less than five years and seven months of age but who has attained a mental age of six years may be admitted when such admission is recommended by the supervisor of special education or by a properly certificated public school psychologist. The school may refuse to accept or retain beginners who have not attained a mental age of five years as determined by a county supervisor of special education or a properly certificated public school psychologist in accordance with rules and regulations established by the State Council of Education.

The term "beginners" as used in this section shall mean any child that should enter the lowest grade of the primary school or the lowest primary class above the kindergarten level.

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same, with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 541, as follows:

An Act to further amend Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of

Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the thirteenth day of May one thousand nine hundred forty-nine (P. L. 1322) are hereby further amended to read as follows

Section 511 Special Hauling Permits The fee for a special hauling permit which is issued for a single trip and which designates the route to be traversed as provided for in clause (a) of section six hundred and ten shall be five (\$5) dollars and two (\$0.02) cents per ton of two thousand (2000) pounds or fraction thereof of gross weight of vehicle and load for each mile or fraction thereof of length of haul payable to the authorities issuing such permit

The annual fee for a special permit which is issued for the license year and authorizes the operation or movement of heavy quarry equipment and machinery as provided for in clause (b) of section six hundred and ten shall be ten (\$10) dollars

The fee for a special permit which is issued for the period between the fifteenth day of June and the fifteenth day of [November] December of each year and authorizes the operation or movement of any oversize self-propelled combine as provided for in clause (c) of section six hundred and ten shall be ten dollars (\$10) for combines not exceeding one hundred fifty (150) inches in width and twenty-five dollars (\$25) for combines one hundred fifty-one (151) to one hundred sixty-six (166) inches in width

Section 610 Permits for Excessive Size and Weight The Secretary of Highways of this Commonwealth and local authorities in their respective jurisdiction may at their discretion upon application in writing accompanied by the fee provided in this act and good cause being shown therefor issue special permits in writing authorizing the applicant to operate or move upon any highway under the jurisdiction of and for the maintenance of which the authorities granting the permit are responsible (a) a tractor or trailer of a size and weight exceeding the maxi-

imum specified in this act every such permit shall be issued for a single trip and shall designate the route to be traversed (b) any heavy piece of quarry equipment or machinery of a size and weight exceeding the maximum specified by this act across any highway from one part of a quarry to another or upon the highways connecting by the most direct route any quarries or portion of quarries under the single ownership or operation of such person this permit to be issued for the license year as provided by this act no such permit shall be issued for the movement of such equipment or machinery for a distance greater than one-half mile (c) any over-size self-propelled combine up to one hundred [fifty (150)] sixty-six (166) inches in width every such permit shall be issued for the period between the fifteenth day of June and the fifteenth day of [November] December both inclusive for the movement of such equipment during the daylight hours within a radius of ten (10) miles from the owner's home or farm At other times a permit for the movement of such equipment shall be granted as otherwise herein provided Any of the above permits shall be subject to such rules and regulations and any other conditions or restrictions including the obligation on the part of the permittee to restore or replace any section of highway or bridge damaged as a result of such movement whether or not the same was attributed to negligence on the part of the permittee as shall be deemed necessary by the authorities granting such permit Every such permit shall be carried in the vehicle to which it refers shall be open to inspection by any peace officer or person having collision with the tractor or trailer and shall be revokable at any time at the discretion of the official who issued the same

Penalty Any person operating or moving a tractor or trailer and its load of a size or weight exceeding the maximum specified in this act without first having obtained a permit or permits so to do shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous con-

sent that Senate Bill No. 563, on third reading, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors
go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 586, as follows:

An Act relating to the administration without the appointment of a guardian of estates value at one thousand dollars or less of weak minded persons drug addicts and inebriates and providing a procedure therefor The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever hereafter any person because of mental infirmities of old age mental illness drug addiction or inebriety shall become unable to manage his property and in consequence thereof is liable to dissipate or lose the same and to become the victim of designing persons and his entire real and personal estate wherever located has a gross value of one thousand dollars or less all or any part of it may be received and held or disposed of on behalf of such person by the person or institution maintaining such person without the appointment of a guardian or the entry of security in any of the following circumstances

(1) When the court having jurisdiction of a decedent's estate or of a trust in awarding the interest of such person shall so direct

(2) When the court having jurisdiction to direct the sale or mortgage of real estate in which such person has an interest shall so direct as to the interest of such person in the real estate

(3) In all other circumstances when the court which would have had jurisdiction to appoint a guardian of the estate of such person shall so direct

Section 2 The court having jurisdiction may authorize or direct the person or institution maintaining the incompetent person to execute as natural guardian any receipt deed mortgage or other appropriate instrument necessary to carry out a decree entered under Section 1 and in such event may require the deposit of money in a savings account or the care of securities in any manner considered by the court to be for the best interests of the incompetent person The decree so made except as the court shall expressly provide otherwise shall constitute sufficient authority to all transfer agents registrars and others dealing with property of the incompetent person to recognize the persons named therein as entitled to receive the property and shall in all respects have the same effect as an instrument executed by a duly appointed guardian under court decree

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,

Crowe, Dent, Diehm, DiSilvestro, Fleming, Freed.	Letzler, Mahany, Mallery, McCreaah, McMenamin,	Rosenfeld, Ruth, Silvert, Snowden, Stevenson,	Wolfe, Wood, Yosko, Wagner, Presiding Officer
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NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 605, as follows:

An Act to amend subsection (e) of Section 410 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the importation purchase and sale of alcohol

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (e) of Section 410 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" is hereby amended to read as follows

Section 410 [Liquor] Importers' Licenses Fees Privileges Restrictions

* * * * *

(e) [Importers'] Except as hereinafter provided importers' licenses shall permit the holders thereof to bring or import liquor from other states foreign countries or insular possessions of the United States and purchase liquor from manufacturers located within this Commonwealth to be sold outside of this Commonwealth or to Pennsylvania Liquor Stores within this Commonwealth or when in original containers of ten gallons or greater capacity to licensed manufacturers within this Commonwealth provided that importers' licenses issued to licensed Pennsylvania manufacturers operating distillers shall permit the holders thereof to bring or import purchase and sell both liquor and alcohol in the same manner and under the same conditions and restrictions as are herein provided with respect to liquor

All importations of liquor and alcohol into Pennsylvania by the licensed importer shall be consigned to the Penn-

sylvania Liquor Control Board or the principal place of business or authorized place of storage maintained by the licensee

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane, Barr, Barrett, Berger, Blas, Byrne, Chapman, Crowe, Dent, Diehm, DiSilvestro, Freed,	Haluska, Hare, Holland, Kephart, Kessler, Lane, Leader, Letzler, Mahany, Mallery, McCreaah, McMenamin,	McPherson, Jr., Meade, Neff, Pechan, Peelor, Propert, Robinson, Rosenfeld, Ruth, Silvert, Snowden, Stevenson,	Stiefel, Taylor, Toole, Wade, Walker, Watkins, Watson, Wolfe, Wood, Yosko, Wagner, Presiding Officer
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NAYS—1

Fleming,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 618, as follows:

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 515 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" is hereby amended to read as follows

Section 515 Openings in Surface of Highways Maintained by State in Boroughs and Towns Penalty No opening shall be made in the surface of any improved highway which is maintained by the department under the authority of this act within the limits of any borough or incorporated town until and unless a permit has been obtained for such opening [either from the municipal authorities or] from the department [pursuant to an ordinance authorizing the department to act for the municipality] or from the municipal authorities when they are authorized in writing by the Secretary to act for the department Where a permit is not obtained from the department as above provided the borough or incorporated town shall require a cash deposit or bond conditioned upon the proper restoration of the surface and shall be responsible to the department for the cost of the restoration of such surface in accordance with the adopted standards of the department for the particular type of construction Any person opening the improved surface of

any street or highway without having first obtained a permit as hereinbefore provided shall upon summary conviction be sentenced to pay a fine of not more than twenty-five dollars (\$25.00) and in addition thereto the cost of prosecution and surface restoration costs and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 2 Section 525 of said act is hereby amended to read as follows

Section 525 Permits for Opening Surface Penalty No opening shall be made in the surface of any improved street which is maintained by the department as a State highway until and unless a permit has been obtained for such opening [either from the city authorities or] from the department [pursuant to an ordinance authorizing the department to act for the city] or from the city authorities when authorized in writing by the Secretary to act for the department Where a permit is not obtained from the department as above provided the city shall require a cash deposit or bond conditioned upon the proper restoration of the surface and shall be responsible to the department for the cost of the restoration of such surface in accordance with the adopted standards of the department for the particular type of construction Any person firm or corporation opening the improved surface of any street or highway without having first obtained a permit as hereinbefore provided shall upon summary conviction be sentenced to pay a fine of not more than twenty-five dollars (\$25.00) and in addition thereto the costs of prosecution and surface restoration charges and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Tcole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins.
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 643, as follows:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" as last amended by the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 353) is hereby further amended to read as follows

Section 1 Be it enacted &c That a conveyance release or sale may be made to or by two or more persons acting jointly and one or more but less than all of these persons acting either by himself or themselves or with other persons and a contract may be made between such parties

This section shall be construed as authorizing a conveyance of an interest in real property (1) by either husband or wife without the joinder of his or her spouse to husband and wife as tenants by the entireties [and] (2) by husband and wife as tenants by the entireties to either husband or wife alone and (3) by either tenant by the entireties alone to the other without the other joining in the deed All such conveyances and all conveyances authorized by this amendment made and executed after the passage of the act approved the third day of June one thousand nine hundred eleven (P. L. 631) are hereby ratified and confirmed and declared valid

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Watkins,
Byrne,	Lane,	Propert,	Watson,
Chapman,	Leader,	Robinson,	Wolfe,
Crowe,	Letzler,	Rosenfeld,	Wood,
Freed,	Mahany,	Ruth,	Yosko,
Dent,	Mallery,	Silvert,	Wagner,
Diehm,	McCreesh,	Snowden,	Presiding Officer
DiSilvestro,	McMenamin,	Stevenson,	

NAYS—2

Fleming,	Walker,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 651, as follows:

An Act to amend clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation allowable to attorneys employed by school directors in certain counties and providing for the payment thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising

consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 925 Powers and Duties The county board of school directors in respect to school districts under the supervision of the county superintendent shall have power and its duty shall be

* * * * *

(10) To employ an attorney for such purposes as may be required and to fix his compensation which shall not exceed [one hundred dollars (\$100)] (a) two thousand dollars (\$2000) in counties of the first and second class (b) fifteen hundred dollars (\$15000) in counties of the third and fourth class (c) one thousand dollars (\$1000) in counties of the fifth and sixth class and (d) five hundred dollars (\$500) in counties of the seventh and eighth class per annum except [upon the approval of the court of common pleas of the county] when determined by a convention of school directors which may be called for this purpose at any time by the county superintendent The compensation herein provided for shall be paid by the Commonwealth from appropriations for this purpose or from the appropriations for the public schools To the extent of the limits provided in the above schedule whenever a convention of school directors vote a salary greater than that provided in the above schedule the excess shall be paid from the appropriations apportioned to the school districts under the supervision of the county superintendent before the same is distributed

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time,
And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I intend to vote "no" on this bill because if you will look at the bill, you will see where we are increasing the compensation for attorneys for school boards from one hundred dollars to two thousand dollars in one instance, and in the second class districts from one hundred dollars to fifteen hundred dollars, and so forth. I think that sooner or later we must take and analyze our school costs of the teaching expenditures as against the non-teaching expenditures. We cannot keep digging into the pockets of the people of the Commonwealth with the cry that we are going to raise school teachers' salaries, and keep adding all of these fancy balls up on the Christmas tree. If we are going to increase teachers' salaries with the money we appropriate for that purpose, then it must go into the teachers' salaries.

Mr. President, I think we must sooner or later make a division between non-teaching and teaching costs in Pennsylvania. This is an increase that is, in my opinion, unwarranted at this time.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

(During the calling of the roll the following occurred:)

VERIFICATION OF THE ROLL

Mr. HALUSKA. Mr. President, I ask for a verification of the roll.

The PRESIDING OFFICER. Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Bane,	Hare,	Pechan,	Taylor,
Barrett,	Kephart,	Peelor,	Wade,
Berger,	Kessler,	Propert,	Walker,
Blass,	Letzler,	Robinson,	Watkins,
Byrne,	Mahany,	Rosenfeld,	Watson,
Chapman,	Mallery,	Ruth,	Wolfe,
Crowe,	McCreesh,	Silvert,	Wood,
Diehm,	McMenamin,	Snowden,	Wagner,
Fleming,	McPherson, Jr.,	Stevenson,	Presiding Officer
Freed	Meade,		

The PRESIDING OFFICER. Are there any corrections?

Mr. HALUSKA. Mr. President, I do not know how you arrive at the votes by Senator Peelor, Senator Meade and Senator Chapman, when their seats are vacant. I do not know how you are able to mark them as voting.

Mr. WALKER. Mr. President, Senator Chapman is on the floor.

Mr. HALUSKA. Mr. President, he was not on the floor before. I am now speaking of the past.

Mr. WALKER. Mr. President, I have got my back to the rail, and I can only take Senator Chapman's word for it. I suggest you communicate with the gentleman from Warren, himself.

The PRESIDING OFFICER. The Chair suggests that the gentleman from Warren, Mr. Chapman, was within the confines of the Senate, which indicates that his vote should be recorded if he wishes to have it recorded.

Mr. HALUSKA. Mr. President, if he cares to vote I have no objection, but up until now he has failed to vote.

The PRESIDING OFFICER. Does Senator Chapman care to be recorded on this vote? If so, how?

Mr. CHAPMAN. Mr. President, I wish to be recorded as voting "aye."

Mr. HALUSKA. Mr. President, I have no objection to anyone wishing to be recorded, but I failed to hear the voice of Senators Meade and Peelor, who are recorded as voting in the affirmative.

Mr. MEADE. Mr. President, I voted "aye."

Mr. WALKER. Mr. President, do I understand that the affirmative roll is being challenged, and if so, where?

Mr. HALUSKA. Mr. President, the affirmative roll is not being challenged. I am only objecting to having names placed on the affirmative roll when they have not answered the roll call. That is my prerogative, and I intend to keep on doing so.

Mr. WALKER. Mr. President, I have no objection to the gentleman from Cambria, Mr. Haluska, at any time exercising his prerogative when a Senator is not in the Senate Chamber, but may I suggest to him hereafter that we should perhaps, adopt a rule of the Senate that no Senator be permitted to leave his seat until after the roll is called, verified, locked, sealed and delivered. Members of the Senate have the practice, Mr. President, especially those who are at the upper end of the alphabet, of answering to their names and then getting up and walking out. Now, if the gentleman is going to verify these rolls, I will suggest to the Members of the Senate that they remain in their seats until the verification has been completed.

Mr. HALUSKA. Mr. President, I would like to know how the gentleman from Indiana, Senator Peelor, is recorded.

Mr. PEELOR. Mr. President, I voted "aye."

Mr. HALUSKA. Mr. President, I certainly concur with Senator Walker that the Members should be in their seats before they cast their votes in the future.

Mr. WALKER. Mr. President, I have no objection to that, but from my own observations, that it is a double blade rule.

The PRESIDING OFFICER. Are there any further corrections? The Chair hears none. The affirmative roll stands approved.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Barr, Dent,	Haluska, Lane, Leader,	Neff, Stiefel,	Toole, Yosko,
DiSilvestro,			

The PRESIDENT. Are there any corrections?

Mr. WALKER. Mr. President, may I inquire how the gentleman from Lawrence, Senator Neff, is recorded as voting?

THE PRESIDING OFFICER. He is recorded as voting "no."

Mr. WALKER. Mr. President, I just wanted to call Senator Haluska's attention to the fact that he has two men on the other side who are not in their seats.

Mr. HALUSKA. Mr. President, two wrongs do not make a right. Our men have the same right to leave their seats as your men. So, I think it will equalize itself.

Mr. NEFF. Mr. President, in answer to the statement of the Majority Leader, I might say that we would all be a lot more happy in here and expedite the business of the Chamber if he would stay in his seat just a little more than he does.

Mr. DiSILVESTRO. Mr. President, since we are becoming a little facetious, maybe the Majority Floor Leader and the Minority Floor Leader can instruct me as to what pattern I should follow or what method I should enforce to find out who voted "no" for me about two months ago, and I, as a good sport, kept quiet while the fire was burning down in South Philadelphia, because I was recorded as voting in absentia.

Now, Mr. President, I think if we are going to resort to these tactics in the last days of this Session, maybe it would be a good idea to go over to the Legislative Reference Bureau and find out who voted "no" for me who was interested in that bill at the time.

The PRESIDING OFFICER. Is the negative roll challenged further? If not, the negative roll stands approved.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37

Bane,	Hare,	Pechan,	Taylor,
Barrett,	Kephart,	Peelor,	Wade,
Berger,	Kessler,	Probert,	Walker,
Blass,	Letzler,	Robinson,	Watkins,
Byrne,	Mahany,	Rosenfeld,	Watson,
Chapman,	Mallery,	Ruth,	Wolfe,
Crowe,	McCreesh,	Silvert,	Wood,
Diehm,	McMenamin,	Snowden,	Wagner,
Fleming,	McPherson, Jr.,	Stevenson,	Presiding Officer
Freed	Meade,		

NAYS—10

Barr,	Haluska,	Neff,	Toole,
Dent,	Lane,	Stiefel,	Yosko,
DiSilvestro,	Leader,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 655, as follows:

An Act to amend the title and act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by further regulating the assessment and valuation of real property for local taxation purposes further defining the duties of assessors and chief assessors changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties and changing procedure on appeals to court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and Sections 502 504 506 601 and 602 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" are hereby amended to read as follows

An Act

Relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such

boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land prescribing penalties and eliminating the triennial assessment

Section 502 Oath of Assessor Before entering on the duties of his office each assessor shall take and subscribe the following oath or affirmation

"Ido hereby (swear or affirm) that I will as assessor for (ward borough town or township) use my utmost diligence to discover and ascertain all persons and property made taxable by law and will assess rate and value all such persons and property in accordance with the law and all rules and regulations of the Board of Assessment and Revision of Taxes made pursuant thereto" and will perform to the best of my ability the duties imposed upon me by law and keep faith with trust reposed in me by the citizens of the community I serve"

A copy of the oath of assessor duly attested by an officer empowered to administer oaths shall be filed by the assessor with the board For the purpose of this section the chief assessor the board or any member thereof shall be competent to administer the oath or affirmation

Section 504 Penalty on Assessor for [Failure to Assess for Making False or Incorrect Assessment and for] Failure to Perform Duty (a) If any assessor knowingly and intentionally omits neglects or refuses [to assess and return any property person or thing made taxable by law or knowingly and intentionally assesses rates or values the same at more or less than he knows and believes the just value thereof for purposes of taxation or neglects or refuses] to comply with any order or warrant issued to him in conformity with law or neglects or refuses to obey any valid rule or regulation of the board or neglects or refuses to secure any information or data necessary for assessment purposes reasonably and properly requested by the chief assessor he shall be guilty of a misdemeanor in office and on conviction thereof shall be fined not more than two hundred dollars and shall be removed from office

Section 506 Duties of Assessor It shall be the duty of each assessor to gather and report to the chief assessor all data and information necessary to assess rate and value all subjects or objects of local taxation within the respective ward borough town or township of which he is assessor whether for county city borough town township school poor or institution district purposes in accordance with the law and all lawful regulations prescribed by the board

Section 601 Preparation of Assessment Roll Annually on or before the first day of [September] August the chief assessor shall from the returns made by the local assessors prepare and submit to the board in the form prescribed by the board an assessment roll or list of persons and property subject to local taxation together with the value placed upon each person each parcel or tract of real property and the personal property of each person by the assessor The chief assessor shall at the same time prepare and submit a list of all property exempted by law from taxation The making of triennial assessments as provided by existing law is hereby abolished

Section 602 Valuation of Persons and Property It shall be the duty of the chief assessor to assess rate and value all subjects and objects of local taxation whether for county township town school (except in cities) county institution district poor or borough purposes according to the actual value thereof and in the case of subjects and objects of local taxation other than real property at such rates and prices for which the same would separately bona fide sell Real property shall be assessed at a value based

upon an established predetermined ratio of which proper notice shall be given not exceeding seventy-five per centum (75%) of its actual value or the price for which the same would separately bona fide sell In arriving at such value the price at which any property may actually have been sold shall be considered but shall not be controlling Instead such selling price estimated or actual shall be subject to revision by increase or decrease to accomplish equalization with other similar property within the county when assessing real property the chief assessor shall also take into consideration the value of such property as indicated by the use of cost charts and land values applied on the basis of zones and districts as well as the general adherence to the established predetermined ratio.

Section 2 Said act is hereby amended by adding after Section 602 two new sections to read as follows

Section 602.1 Changes in Valuation The chief assessor may with the consent of the board change the assessed valuation on real property when (i) a parcel of land is divided and conveyed away in small parcels or (ii) when the economy of the county or any portion thereof has depreciated or appreciated to such extent that real estate values generally in that area are affected and (iii) when improvements are made to real property or existing improvements removed from real property

The painting of a building or the normal regular repairs to a building aggregating one thousand dollars (\$1000) or less in value annually shall not be deemed cause for a change in valuation

Section 602.2 Abstracts of Building Permits and Information on Improvements to be Furnished Chief Assessor (a) The office issuing building permits in every political subdivision of each county shall keep a daily record separate and apart from all other records of every building permit issued which shall set forth the following information the date of issuance the names and addresses of the persons owning and a description sufficient to identify the property for which the permit was issued the nature of the improvements and the amount in dollars in which issued On or before the first Monday of each month such office shall file the daily record in the office of the chief assessor of the county in which it is located together with a certificate of the head of such office that its contents are correct Such office shall charge and collect from each person to whom a building permit is issued the sum of fifteen cents which sum shall be in full compensation for its services under the provisions of this act

(b) Whenever any person makes improvements other than painting of or normal regular repairs to a building aggregating one thousand dollars (\$1000) or less in value annually to any real property in any political subdivision in the county and he is not required to obtain a building permit therefor by any political subdivision within thirty days of commencing the improvements he shall furnish the following information to the chief assessor the name and address of the person owning and a description sufficient to identify the property involved the nature of the improvements made or to be made and the amount in dollars of the value of the improvements

Any person who wilfully fails to comply with the provisions of this subsection or who in furnishing such information wilfully falsifies the same shall upon conviction thereof in a summary proceedings be sentenced to pay a fine of not more than fifty dollars (\$50.00)

(c) At least once every three months the chief assessor shall forward copies of such improvement records to the assessors of the political subdivision in which such improvements are made or contemplated The assessors shall visit the site of the improvements and secure any information the chief assessor requests which may include the description and measurements type of construction degree of completion cost and probable value of the improvements

Section 3 Section 604 of said act is hereby amended to read as follows

Section 604 Assessment Roll to Be Open for Public Inspection The assessment roll shall be open to public inspection at the offices of the board at the county seat dur-

ing ordinary business hours of each business day from the time of completion and delivery to the board to and including the first day of [October] September Upon receipt of the assessment roll from the chief assessor the board shall give notice by publication in at least one and not more than three newspapers published in the county that such assessment roll has been completed and the place and times when such roll will be open for inspection and shall in the same notice state that any person desiring to appeal from any assessment shall file a statement in writing designating the assessment appealed from with the board on or before the [fifteenth day of November] first day of September

Section 4 Said act is hereby amended by adding after Section 605 a new section to read as follows

Section 605.1 Grantees of Real Property to Register Deed with Chief Assessor It shall be the duty of every grantee of real property to register the deed of conveyance in the office of the chief assessor for the county in which the land or the greater portion of it in area is situated within thirty days from the date of conveyance unless such deed shall have been previously recorded in the office of the Recorder of Deeds

And person who wilfully fails to comply with the provisions of this section shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than fifty dollars (\$50) and not more than one hundred dollars (\$100)

Section 5 Sections 608 612 and 617 of said act are hereby amended to read as follows

Section 608 Assessment of Lands Divided by County Lines The chief assessor shall on all lands made the assessment in the county in which the mansion house is situated when county lines divide a tract of land Whenever the dividing line between two counties shall pass through the mansion house of any tract of land the owner of the land so divided may choose as the situs of assessment either of the counties by a written notice of his election to the commissioners of both counties The assessor of the county so chosen shall assess therein all the tract of land In the event that the owner shall refuse or fail to so choose then the county in which the larger portion of the mansion house is situated shall have the right of assessment

Section 612 Assessment of Coal Underlying Lands Divided by County Township or Borough Lines The chief assessor shall where lands underlaid with coal are divided by county city township or borough lines the ownership of which coal has been severed from the ownership of the overlying strata or surface assess each division of said coal in the county city township or borough in which it actually lies

Section 617 Assessing Real Estate Subject to Ground Rent Dower or Mortgage All real estate subject to ground rent dower or mortgage shall be estimated at its full value assessed according to the provisions of section six hundred two and taxed accordingly except in the case of real estate subject to ground rent where there is no provision made in the ground rent deed that the lessee shall pay the taxes on the ground rent in which cases such ground rent shall be estimated and assessed for taxes to the owners thereof

Section 6 Section 701 of said act as amended by the act approved the third day of July one thousand nine hundred forty-seven (P. L. 1229) is hereby further amended to read as follows

Section 701 Appeal Notices (a) Upon receipt of the assessment roll from the assessor or as soon thereafter as possible and not later than the first day of September the board shall examine and inquire whether the assessments and valuations have been made in conformity with the provisions of this act and shall revise the same increasing or decreasing the assessments and valuations as in their judgment may seem proper and shall add thereto such property or subjects of taxation as may have been omitted It shall thereupon cause to be mailed or delivered to each owner of property or person assessed the value of whose property or personal assessment has

been changed from that fixed in the preceding assessment roll as corrected after revision at his last known address a notice of such change and the amount of such new assessment Said notice shall state that any person aggrieved by such change or by any assessment may appeal to the board for relief by filing with the board on or before the first day of [October] September a statement in writing of such intention to appeal designating the assessment or assessments by which such person is aggrieved and the address to which notice of when and where to appear for hearing of the appeal shall be mailed

(b) Any person aggrieved by any assessment may appeal to the board for relief Any person desiring to make an appeal shall on or before the first day of [October] September file with the board a statement in writing of intention to appeal setting forth

(1) The assessment or assessments by which such person feels aggrieved

(2) The address to which the board shall mail notice of when and where to appear for hearing

No person shall be permitted to appeal from any assessment in any year unless he shall first have filed the statement of intention required by this section nor shall any person be permitted to appeal as to any assessment not designated in such statement

Section 7 Sections 702 703 and 704 of said act are hereby amended to read as follows

Section 702 Appeal Hearings On the first business day following the first of [October] September the board shall meet for the hearing of appeals and shall continue to meet for such purpose from time to time until all persons who have stated their intention to appeal have been heard and the appeals acted upon but not later than the first day of [December] October The board shall notify each persons who has filed a statement of intention to appeal of the time and place where he shall appear for the purpose of being heard by depositing such notice in the mail addressed to such person at the address designated in the statement of intention to appeal not later than the fifth day of preceding the day designated in the notice for such appearance All hearings on appeals before the board shall be open to the public and shall be conducted in accordance with regulations prescribed by the board Any person may appear and be heard either in person or by counsel At such hearing the board shall inquire as to the equity of the assessment appealed from in relation to other similar assessments as well as to the proper value of the subject or object assessed and after such hearing shall make such order as to it seems just and equitable affirming raising or lowering the assessment appealed from The order of the board shall be entered in the minutes of the board and a copy of such order shall be delivered to the person who appealed either in person or by mail to the address shown in the statement of intention to appeal within five days after the hearing on such appeal The chief assessor and such assistant assessors as he or the board may designate shall attend each hearing and shall furnish the board with such information relating to the assessment appeal from as the board may desire Either the board or the person appealing may call such witnesses as they desire and as may be permitted under the rules of the board and the board may examine such witnesses under oath For the purpose of examining witnesses any member of the board shall be competent to administer oaths

Section 703 Correction of Assessment Roll Preparation of Duplicates When the board has completed the hearing of appeals and has in each case entered its order the chief assessor shall make such changes in the assessment roll as will make it conform to the orders of the board When such corrections have been made the chief assessor shall prepare three copies of the assessment roll and deliver them on or before the first day of [February] December with his certificate that they are a true copy of the original assessment roll to the following

(1) One copy to the chief clerk of the county commissioners

(2) One copy of such portion of the roll as contains the

assessment of persons or property within each school district to the secretary of the board of school directors of the respective school district and

(3) One copy of such portion of the roll as contains the assessment of persons or property within each city accepting the provisions of this act borough town or township to the respective city clerk borough secretary town clerk or secretary or township secretary All copies of such roll so furnished shall for all purposes be considered as originals The said copies in addition to the information required to be shown on the original assessment roll shall provide space to the right of each assessment for the entry of all taxes which may be levied thereon by the respective political subdivisions The original assessment roll as corrected after appeals shall be preserved in the office of the chief assessor or of the board and shall be open to public inspection subject to such regulations as the board may prescribe for the preservation and safe-keeping of such roll

On or before the fifteenth day of [December] October the chief assessor shall certify to the clerk or secretary of each political subdivision coming within the scope of this act within the county the value of real property the value of occupations and the number of persons subject to personal taxes appearing in the assessment roll and taxable by the respective political subdivisions

Section 704 Appeal to court from order of board collection pending appeal payment into court any person who shall have appealed to the board for relief from any assessment who may feel aggrieved by the order of the board in relation to such assessment may appeal from the order of the board to the court of common pleas of the county within which such property is situated and for that purpose may present to said court or file in the prothonotary's office within sixty days after the board entered its order on the said assessment a petition signed by him his agent or attorney setting forth the facts of the case and thereupon the court shall proceed at the earliest convenient time to be by them appointed of which notice shall be given to the board to hear the said appeal and the proofs in the case and to make such orders and decrees [touching the matter complained of as to the judges of said court may seem just and equitable having due regard to the valuation and assessment made of other persons or real estate in such county as well as to the proper value of the subject or object] determining from the evidence submitted at the hearing what ratio was used generally in the taxing district and the court shall direct the application of the ratio so found to the value of the property which is the subject matter of the appeal and such shall be the assessment the costs of the appeal and hearing to be apportioned or paid as the court may direct provided however that the appeal shall not prevent the collection of taxes based on the assessment complained of but in case the same shall be reduced then the excess shall be returned to the person or persons who shall have paid the same and provided further that the appellant may pay the amount of the tax alleged to be due by reason of the assessment appealed from to the tax collector under protest in writing in which case when the tax is paid over to the taxing district it shall be the duty of the tax collector to notify the taxing district of such payment under protest by delivering to it the protest in writing whereupon the taxing district shall be required to segregate twenty-five per centum of the amount of the tax paid over and shall deposit the same in a separate account in the depository in which the funds of the taxing district are deposited and shall not be permitted to expend any portion of such segregated amount unless it shall first petition the court alleging that such segregated amount is unjustly withheld thereupon the court shall have power to order the use by the taxing district of such portion of such segregated amount as shall appear to said court to be reasonably free from dispute and the remainder of the segregated amount shall be held segregated by the taxing district pending the final disposition of the appeal provided further that upon final disposition of the appeal the amount found to be due the

appellant as a refund shall also be a legal set-off or credit against any future taxes assessed against the appellant by the same taxing district and where a taxing district alleges that it is unable to thus credit all of such refund in one year the court upon application of either party shall determine over what period of time such refund shall be made and shall fix the amount thereof which shall be credited in any year or years this proviso shall be construed to apply to all refunds that are now due or may hereafter become due as the result of appeals from assessments that have not been finally determined or adjusted at the time this act takes effect regardless whether there has been a payment of any moneys into court or to the tax collector under written protest

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahanay,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 668, as follows:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Be it enacted &c That the judicial districts of the Commonwealth shall be numbered composed designated and shall each have the number of judges respectively as follows

The first district shall be composed of the city and county of Philadelphia and shall have twenty-one judges learned in the law in the common pleas and six judges learned in the law in the orphans' court and such judges of the municipal court as now or may hereafter be provided by law

The second district of the county of Lancaster and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The third district of the county of Northampton and shall have three judges learned in the law

The fourth district of the county of Tioga and shall have one judge learned in the law

The fifth district of the county of Allegheny and shall have sixteen judges learned in the law in the common pleas and three judges learned in the law in the orphans'

court and such judges of the county court as now or may hereafter be provided by law

The sixth district of the county of Erie and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The seventh district of the county of Bucks and shall have two judges learned in the law

The eighth district of the county of Northumberland and shall have two judges learned in the law

The ninth district of the county of Cumberland and shall have one judge learned in the law

The tenth district of the county of Westmoreland and shall have four judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The eleventh district of the county of Luzerne and shall have five judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twelfth district of the county of Dauphin and shall have four judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirteenth district of the county of Greene and shall have one judge learned in the law

The fourteenth district of the county of Fayette and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The eleventh district of the county of Luzerne and shall have two judges learned in the law

The sixteenth district of the county of Somerset and shall have one judge learned in the law

The seventeenth district of the counties of Union and Snyder and shall have one judge learned in the law

The eighteenth district of the county of Clarion and shall have one judge learned in the law

The nineteenth district of the county of York and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twentieth district of the county of Huntingdon and shall have one judge learned in the law

The twenty-first district of the county of Schuylkill and shall have four judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-second district of the county of Wayne and shall have one judge learned in the law

The twenty-third district of the county of Berks and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-fourth district of the county of Blair and shall have one judge learned in the law

The twenty-fifth district of the county of Clinton and shall have one judge learned in the law

The twenty-sixth district of the county of Columbia and shall have one judge learned in the law The county of Montour shall be attached to this district

The twenty-seventh district of the county of Washington and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-eighth district of the county of Venango and shall have one judge learned in the law

The twenty-ninth district of the county of Lycoming and shall have two judges learned in the law

The thirtieth district of the county of Crawford and shall have one judge learned in the law

The thirty-first district of the county of Lehigh and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-second district of the county of Delaware and shall have four judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-third district of the county of Armstrong and shall have one judge learned in the law

The thirty-fourth district of the county of Susquehanna and shall have one judge learned in the law

The thirty-fifth district of the county of Mercer and shall have one judge learned in the law

The thirty-sixth district of the county of Beaver and shall have two judges learned in the law

The thirty-seventh district of the county of Warren and shall have one judge learned in the law The county of Forest shall be attached to this district

The thirty-eighth district of the county of Montgomery and shall have four judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-ninth district of the county of Franklin and shall have one judge learned in the law

The fortieth district of the county of Indiana and shall have one judge learned in the law

The forty-first district of the counties of Juniata and Perry and shall have one judge learned in the law

The forty-second district of the county of Bradford and shall have one judge learned in the law

The forty-third district of the counties of Monroe and Pike and shall have one judge learned in the law

The forty-fourth district of the counties of Wyoming and Sullivan and shall have one judge learned in the law

The forty-fifth district of the county of Lackawanna and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The forty-sixth district of the county of Clearfield and shall have one judge learned in the law

The forty-seventh district of the county of Cambria and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The forty-eighth district of the county of McKean and shall have one judge learned in the law

The forty-ninth district of the county of Centre and shall have one judge learned in the law

The fiftieth district of the county of Butler and shall have one judge learned in the law

The fifty-first district of the counties of Adams and Fulton and shall have one judge learned in the law

The fifty-second district of the county of Lebanon and shall have one judge learned in the law

The fifty-third district of the county of Lawrence and shall have two judges learned in the law

The fifty-fourth district of the county of Jefferson and shall have one judge learned in the law

The fifty-fifth district of the county of Potter and shall have one judge learned in the law

The fifty-sixth district of the county of Carbon and shall have one judge learned in the law

The fifty-seventh district of the county of Bedford and shall have one judge learned in the law

The fifty-eighth district of the county of Mifflin and shall have one judge learned in the law

The fifty-ninth district of the counties of Cameron and Elk and shall have one judge learned in the law

And in all cases where a county is or shall be attached to a contiguous district the qualified voters of said county shall be entitled to vote for the judge or judges

Section 2 The nomination of judges which the qualified electors of any county are entitled to elect of themselves unconnected with any other county or district shall be made held and conducted and the returns of votes cast at primary elections for the nomination of such judges shall be made computed canvassed and certified as now or may be hereafter provided by law

Section 3 In all judicial districts at the municipal election next preceding the expiration of the term of any judge now or hereafter commissioned the qualified electors of any county or counties composing such district shall elect a successor to such judge to serve as provided by law

Section 4 In all districts in which by the provisions of this act two or more judges are provided one of said

judges shall be the president judge of said district and the other or others shall be the additional law judge or judges thereof. The judge of said districts whose commission shall first expire shall be the president judge thereof except when the president judge has been or shall be reelected in which case he shall continue to be president judge. The said additional law judge or judges shall possess the same qualifications which are required by the Constitution and laws for the present judge of said district and shall hold his or their office for a like term and by the same tenure and shall have the same powers authority and jurisdiction and shall be subject to the same duties restrictions and penalties as the president judge of said district.

Section 5 In all cases where by the provisions of this act a district heretofore consisting of more than one county is divided into two or more districts and in all cases in which counties are transferred from one district to another the judge now in office shall continue to serve until the expiration of his term of office as judge of the district which by this act is given the same number as that of the district in which the said judge has heretofore served. At the municipal election next preceding the expiration of the term of office of any such judge the electors of the county or counties composing such district shall elect a judge to serve as provided by law.

Section 6 In all districts in which the office of president judge additional law judge or the office of orphans' court judge is created by the provisions of this act the Governor shall appoint a person learned in the law and otherwise legally qualified and commission him as president judge additional law judge or orphans' court judge of such district as the case may be to serve until the first Monday of January one thousand nine hundred fifty-four. At the municipal election to be held in the year one thousand nine hundred fifty-three successors to the judges so appointed shall be elected by the proper counties for terms of ten years and shall take office on the first Monday of January one thousand nine hundred fifty-four. Where any office of judge has been created at the session of the General Assembly of one thousand nine hundred fifty-one otherwise than by this act such office shall be in addition to those provided for by this act.

Section 7 The following acts and parts of acts and all amendments thereof are hereby repealed.

(1) The act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 167) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts."

(2) The act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 200) entitled "An act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district."

(3) The act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 931) entitled "An act to establish a separate orphans' court in and for the county of Lehigh."

(4) The act approved the fifteenth day of March one thousand nine hundred thirty-seven (P. L. 96) entitled "An act increasing the number of courts of common pleas in the County of Philadelphia establishing therein a distinct and separate court of common pleas designated court of common pleas number six and providing for the election and appointment of judges for said court."

(5) The act approved the twenty-eighth day of April one thousand nine hundred thirty-seven (P. L. 459) entitled "An act increasing the number of courts of common pleas in the County of Philadelphia establishing therein a distinct and separate court of common pleas designated court of common pleas number seven and providing for the election and appointment of judges for said court."

(6) The act approved the thirteenth day of May one thousand nine hundred thirty-seven (P. L. 622) entitled

"An act to establish a separate orphans' court in and for the County of York."

(7) The act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 792) entitled "An act to establish a separate orphans' court in and for the County of Dauphin."

(8) The act approved the twenty-sixth day of May one thousand nine hundred thirty-seven (P. L. 897) entitled "An act to provide for an additional law judge of the court of common pleas in the twenty-first judicial district."

(9) The act approved the eighteenth day of July one thousand nine hundred forty-one (P. L. 423) entitled "An act to provide for two additional law judges of the Court of Common Pleas of the fifth judicial district."

(10) The act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 663) entitled "An act to provide for an additional law judge of the court of common pleas in the twelfth judicial district."

(11) The act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 676) entitled "An act to provide for an additional law judge of the court of common pleas in the thirty-second judicial district."

(12) The act approved the second day of May one thousand nine hundred forty-nine (P. L. 871) entitled "An act to provide for an additional law judge of the court of common pleas in the thirty-eighth judicial district."

(13) The act approved the second day of May one thousand nine hundred forty-nine (P. L. 895) entitled "An act to provide for an additional law judge of the court of common pleas in the tenth judicial district."

All other acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

Nothing in this act shall be construed to repeal or alter the provisions of an act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" or the amendments thereto nor to repeal or alter any of the provisions of an act approved the twelfth day of July one thousand nine hundred thirteen (P. L. 711) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" or the amendments thereto.

Section 8 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahanay,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 702, as follows:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 109 404 425 430 805 811 816 901 1001 1003 1005 1006 1028 1030 subsection (b) of Section 1035 and Sections 1047 1057 1115 1132 1136 1140 1145 1155 1160 1167 1178 1201 and clauses VI and XIX of Section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" as reenacted or as reenacted and amended by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1621) are hereby amended or further amended as the case may be to read as follows

Section 109 Publication of Notices Wherever in any of the provisions of this act notice is required to be given in one newspaper in the county such notice shall be published in a [general] newspaper of general circulation published within the limits of the borough affected or if none is published therein then in a [general] newspaper of general circulation of the county or adjacent county circulating in such borough and such notice shall also be published in the legal journal if any designated by the rules of court for the publication of legal notices and advertisements when such notice refers to any proceeding in any court or the holding of elections for the increase of indebtedness or the sale of bonds unless such publication is dispensed with by special order of the court

Section 404 Wards Until changed in the manner provided by law the township of the first class or part thereof annexed to the borough if not divided into wards shall constitute a separate new ward of the enlarged borough if such borough is at the time divided into wards If the township or part of the township at the time of annexation was divided into wards then each ward of the township or part of the township shall constitute a separate ward of the enlarged borough (if divided into wards and shall be consecutively numbered or otherwise appropriately designated by the council of the borough Provided That in any case where a part of a township only is annexed to a borough divided into wards the court in the order annexing such part of a township to such borough may include a provision that such annexed territory shall be attached to an existing ward or wards of such borough

Section 425 Annexation Ordinance Limitation of Subsequent Proceedings Any borough may by ordinance annex adjacent land situate in a township of the second class in the same or any adjoining county upon petition and may attach such annexed territory to an existing ward or wards The petition shall be signed by a majority in number of all of the freeholders of the territory to be annexed If an ordinance to make such annexation is defeated no other proceeding for the annexation of the same territory or any part thereof shall be had within five years thereof

Section 430 Petitions to Detach Territory The court of quarter sessions upon petition may change the limits of any borough by detaching territory therefrom and annexing the same to a contiguous township or borough in cases where the line between a borough and a township or another borough shall separate the lands of any person or where the territory of any borough is divided by reason of natural or artificial causes or where any part of a bor-

ough is so located that access to the remaining portion can be had only by passing through some other township or borough or where any part of a borough is so located that the convenience of the inhabitants thereof would be served by the detachment of such part

Section 805 Election of Borough Officers When Boroughs Created Etc Whenever a borough is incorporated under the provisions of sections 201 to 211 inclusive of this act or whenever two or more boroughs are consolidated under the provisions of sections 215 to 222 of this act or whenever a borough is created from a city of the third class under the provisions of sections 225 to 229 of this act the officers of the borough provided for in section 807 of this act shall be elected at the appropriate municipal election as provided in said sections and such officers shall take office on the first Monday of January succeeding such election

At any such election if the borough is not divided into wards of the seven councilmen to be elected three or four councilmen as the case may be shall be elected for terms of two years each and three or four councilmen as the case may be shall be elected for terms of four years each to coincide with the number of councilmen elected at such election in existing boroughs under the provisions of section 810 of this act

In the case of the consolidation of two or more boroughs into one borough or the creation of a borough from a city of the third class and where in either event two councilmen are to be elected from each ward one councilman shall be elected from each ward for a term of two years and one councilman shall be elected from each ward for a term of four years

In all boroughs coming within the provisions of this section three auditors shall be elected one for a term of two years one for a term of four years and one for a term of six years

All other officers of the borough shall be elected at such election for terms of two or four years as the case may be to coincide with the terms of officers elected under this act at such election in the existing boroughs

Section 811 Election of Councilmen Where New Wards Created Whenever the court of quarter sessions shall divide any borough into wards erect new wards out of two or more wards or parts thereof [or] divide a ward already erected into two or more wards or create a new ward out of annexed territory and when the report in such case is confirmed by the court it shall at the same time decree the election of an equal number of councilmen in each of the wards in such manner as not to interfere with the terms of those theretofore elected Where a borough is first divided into wards the court shall fix the number of councilmen in each ward at not more than two In decreeing such election when the entire number of council shall be composed of an even number the decree shall be so made that one-half of the entire number shall thereafter be elected at each municipal election When the entire number of council shall be an odd number the court shall divide such council into two classes and shall make its decrees so that one-half of the entire number of councilmen less one shall as soon as possible take their office in a year divisible by four and the remaining number of councilmen shall take their office in an even-numbered year not divisible by four The apportionment shall be so made by the court that there shall be equal or as nearly equal as possible representation by wards in each class Biennially thereafter at each municipal election a sufficient number of councilmen shall be elected for the term of four years from the first Monday of January next succeeding to fill the places of those whose terms shall expire on the first Monday of January next following such election

Section 816 Decrease of Number of Ward Councilmen Whenever the electors of any borough divided into wards are authorized by this act or by a decree of court to elect two members of council from each ward or whenever a borough at the time of the enactment of this act shall elect three councilmen from each ward [the court of quarter sessions may upon the petition of at least five per centum of the registered electors of such borough and after notice

to the council decrease the number of members of the council to be elected in each of such wards from two to one or from three to one or two and the council of such borough in either case consists of more than nine members at least five per centum of the registered electors of such borough shall have power to petition the court of quarter sessions for a decrease in the number of members of council from each ward but in no instance shall the council consist of less than seven members The purpose of such decrease may be to achieve any or all of the following results a council which is less unwieldy in size a council which is comparable in size to those in boroughs not divided into wards a council consisting of an odd number of members instead of an even number a reduction in borough expenditures and the expedition of the conduct of council meetings Said petition shall clearly state whether it is the prayer of the petitioners that the number of members of such council to be elected in each ward shall be reduced from two to one or from three to two or one and shall further state the reasons why such reduction in number shall be desired The sufficiency of the number of signers to any such petition shall be ascertained as of the date the petition is presented to court

The court shall give notice of the filing of such petition by advertising in the legal journal of the county if one is published in the county and one newspaper of the county and in such notice shall fix a day and time for hearing After such hearing the court may decrease the number of councilmen elected from each ward from two to one or from three to two or to one

At each municipal election thereafter in such borough where there are two members from each ward the electors of each ward shall elect one councilman to hold office for a term of four years from the first Monday of January next succeeding his election

At each municipal election thereafter in such boroughs where there is one member from each ward the electors from each of the odd-numbered wards shall at the first municipal election thereafter elect one councilman for a term of four years and the electors from each of the even-numbered wards shall elect one councilman for a term of two years At each municipal election thereafter the electors of the even-numbered wards or odd-numbered wards as the case may be shall each elect one councilman for a term of four years to take the place of those whose terms are about to expire All such councilmen shall take office on the first Monday of January following their election

In any borough where under the provisions of this section the number of councilmen shall be reduced the councilmen then in office shall remain in office until the end of their respective terms

Section 901 Filling Vacancies in Elective Borough Offices If any vacancy shall occur in the office of burgess member of council auditor controller or tax collector by death resignation removal from the borough or from a ward in the case of a ward office or by failure to take the required oath or to give bond as provided by law or ordinance or in any other manner whatsoever the borough council shall fill such vacancy by appointing by resolution a registered elector of the borough or of the ward in case of a ward office to hold such office for the unexpired term of the office

The person appointed shall give bond if required by law or ordinance

In cases where the person elected to the office shall fail to give bond if any required or to take the required oath the borough council before making the appointment shall declare the office vacant

If the council of any borough shall refuse fail or neglect or be unable for any reason whatsoever to fill any vacancy within thirty days after the vacancy happens as provided in this section then the court of quarter sessions shall upon petition of the burgess or council or five citizens fill the vacancy in such office by the appointment of a qualified resident of the borough for the unexpired term of the office

Section 1001 Organization of Council Quorum [No] Compensation Eligibility The borough council shall or-

ganize at eight o'clock post meridian on the first Monday of January of each even-numbered year by electing a president treasurer and secretary which shall constitute the organization of council The council may at the organization meeting elect such other officers as may be provided for by law or ordinance or as may be deemed necessary for the conduct of affairs of the borough The president shall preside over the meetings of council and when absent his place shall be filled by a president pro tempore A majority of the entire membership of council shall constitute a quorum The councilmen may receive compensation to be fixed at any time and from time to time as follows In boroughs whose population is seven hundred fifty (750) or less a maximum of five dollars (\$5) a month in boroughs whose population is more than seven hundred fifty (750) and not more than fifteen hundred (1500) a maximum of ten dollars (\$10) a month in boroughs whose population is more than fifteen hundred (1500) and not more than twenty-five hundred (2500) a maximum of fifteen dollars (\$15) a month in boroughs whose population is more than twenty-five hundred (2500) and not more than five thousand (5000) a maximum of twenty dollars (\$20) a month in boroughs whose population is more than five thousand (5000) a maximum of twenty-five dollars (\$25) a month

The population shall be determined by the latest United States decennial census or by two and one-half (2½) times the number of registered voters in the borough No compensation shall be paid in any month to a councilman who has failed to attend at least one regular meeting of council during the month A school director shall not be eligible to the office of member of council

Section 1003 When the Burgess May Preside Over Council and Vote Attendance of Burgess at Council Meetings Breaking Tie Votes The burgess shall preside over the organization of the council until it is organized as provided in section 1001 and he shall be deemed a member of council at the organization meeting if his membership becomes necessary to constitute a quorum but he shall not vote thereat unless his vote shall for any reason whatsoever be required to effect the organization of council or to elect any officer who is required to be or may be elected at the organization meeting In case of the unavoidable absence of the burgess at the organization meeting one of the members of council chosen by the members present at the meeting shall preside

The burgess shall attend all regular meetings of council unless detained by sickness or prevented by necessary absence from the borough In all cases where by reason of a tie or split vote the council of any borough shall be unable to enact or pass any ordinance resolution or motion or to declare or fill any vacancy in its membership or in any other borough office or to take any action on any matter lawfully brought before it it shall be the duty of the burgess of such borough to cast the deciding vote

Section 1005 Powers of Council The council of the borough shall have power

I To create by motion ordinance or resolution and appoint a solicitor an engineer a street commissioner and such other officers as it deems necessary

II To mitigate or remit fines and forfeitures in reasonable cases

III By resolution to make temporary loans on the credit of the borough in anticipation of taxes to be collected and to issue certificates of indebtedness therefor All such loans shall be repaid from the first moneys available from taxes in anticipation of which the same were made

IV To appoint and revoke the appointment of one or more depositories for borough funds and to fix and approve security to be furnished by any such depository Such security may be bonds with corporate or individual securities to be approved by council or collateral security consisting of obligations of the United States or the Commonwealth of Pennsylvania or any political subdivision thereof deposited with the borough or with any bank or trust company within the Commonwealth of a market value of one hundred and twenty per centum of

the amount of the deposit to be secured Any deposit of collateral shall be under proper agreement and be accompanied by proper assignment or power of attorney for the transfer of the collateral The borough treasurer shall deposit all borough funds in any depository so designated and when so deposited the borough treasurer shall be released and discharged from further liability on account of such deposit Nothing herein contained shall be construed to require a depository to furnish bond or collateral security to cover the amount of any deposit to the extent that the same is insured with the Federal Deposit Insurance Corporation

V To secure such indemnity bonds or policies of insurance as it may deem necessary to protect the borough from loss by reason of fire flood windstorm burglary larceny negligence or dishonesty insolvency of a depository or otherwise and to pay for such protection the usual or customary costs

VI To make temporary investment of borough funds whether they be general special or sinking fund in bonds sylvania the bonds of the borough or in any other securities of the Federal Government the Commonwealth of Pennsylvania authorized by law for the investment of sinking funds of municipalities when in its judgment the interests of the borough will be enhanced thereby and to dispose of such securities when the funds may be needed by the borough Any such purchase or sale shall be made by the president and secretary of council or a resolution adopted by the council

VII To employ a certified public accountant by a two-thirds vote of the entire number of councilmen elected such certified public accountant to act in addition to and not in place of the auditors or controller of the borough

VIII To make authorize and ratify expenditures for lawful purposes from funds available therefor or from funds borrowed within legal limits

Section 1006 Duties of Council It shall be the duty of the borough council

I To meet statedly at least once a month Council may adjourn to a particular time for general business or for special business If no quorum is present at a regular or adjourned meeting a majority of those who do meet may agree upon another date for like business and may continue to so agree until the meeting is held Special meetings may be called by the president of council or upon written request of at least one-third of the members thereof Members shall have at least twenty hours' notice of such special meetings The notice shall state whether it is for general or special purposes and if it is for special purposes the notice shall contain a general statement of the nature of the business to be transacted Presence at a meeting constitutes waiver of notice Council may adopt rules relating to the calling and holding of all meetings which rules shall supersede the provisions of this section

II To make and preserve full records of its proceedings

III To enact revise repeal and amend such by-laws rules regulations ordinances and resolutions not inconsistent with the laws of the Commonwealth as it shall deem beneficial to the borough and to provide for the enforcement of the same The legislative powers of boroughs including capital expenditures not payable out of current funds shall be exercised by or be based on an ordinance All other powers shall be exercised by vote of the majority of council present at a meeting unless otherwise provided Routine ministerial or administrative purchases and powers may be made and exercised by officers or committees if authority therefor was previously given or if the action is subsequently ratified by council

IV Except where otherwise in this act provided to publish every ordinance or resolution of a legislative character once in one newspaper of general circulation in the borough

V To cause notice to be served as required by law or ordinance in a manner council may be motion or other action decide

VI To keep open for public inspection in a place pro-

vided by the borough any plans of highways that may be made

VII To appoint and remove a treasurer and secretary The treasurer and secretary shall not be members of council A bank or bank and trust company may be appointed as treasurer

VIII To fix the compensation of the treasurer and secretary and such other officers appointees and employees as it may appoint to be paid from the borough treasury by orders drawn thereon

IX To fix the amount of security to be given by the treasurer and of such other officers appointees and employees as it may designate

Section 1028 Duties of Burgess It shall be the duty of the burgess

I To preserve order in the borough to enforce the ordinances and regulations to hear complaints to remove nuisances and to exact a faithful performance of the duties of the officers appointed

II To demand and receive sufficient security in the amount fixed by the council of the borough from the treasury

III To sign such papers contracts obligations and documents as may be lawfully required by council

IV To keep correct accounts of all fees fines and costs received by him to render to the [councils] council at each regular meeting an itemized statement of all such moneys so received since the last regular meeting of the council with the dates at which and the names of the persons from whom the same was received and to app all meeting except such costs and fees as he may be authorized such moneys into the borough treasury prior to such regular meeting to retain in lieu of salary The burgess shall be reimbursed by the borough for the costs of such dockets books and forms not to exceed twenty-five dollars in the aggregate for any one year as are directly useful in the conduct of his office Such dockets books and forms shall be and remain the property of the borough and shall be surrendered to his successor in office

V To cause to be opened all public roads or streets lying within or partly within the borough

Section 1030 When President of Council to Act as Burgess Whenever the burgess is absent or incapacitated the duties of his office shall be discharged by the president of council While discharging the duties of the burgess the president of council shall be entitled to the same salary or fees as the burgess would receive and during the time such salary is paid to the president of council as acting burgess the burgess shall not be paid compensation The president of council when acting as burgess shall have no power to veto any proposed ordinance or to break a tie but shall have power to vote as councilman

Section 1035 Auditors to Meet Yearly and Audit Accounts Uniform Forms * * * * *

(b) The auditors shall audit adjust and settle the accounts of the tax collectors and all officers of the borough and of [any] every person committee and commission receiving or expending borough funds and shall prepare a report thereof which shall contain an audit of the accounts of the last fiscal year and shall also show a complete statement of the financial condition of the borough giving in detail the actual indebtedness the amount of the funded debt the amount of the floating debt thereof the valuation of taxable property therein the assets of the borough with the character and value thereof and the date of maturity of the respective forms of funded debt thereof Such report shall be prepared within sixty (60) days after the close of the fiscal year

Section 1047 Compensation of Auditors Each auditor shall receive no less than five dollars or more than ten dollars as council may determine per day for each day necessarily employed in the discharge of his duties to be paid by the borough a day shall consist of not less than five hours in the aggregate

Section 1057 General Powers and Duties of Controller The borough controller shall superintend the fiscal concerns of the borough He shall examine audit and settle all accounts whatsoever in which the borough is concerned either as debtor or creditor where provisions for the

settlement thereof [is] are made by law and where no such provisions or an insufficient provision has been made he shall examine such accounts and report to the borough council the facts relating thereto with his opinion thereon

In the examination audit and settlement of accounts the controller shall have all of the powers and perform all of the duties vested in and imposed on the auditors by this act. He shall make and file an annual report of his audit and make and publish the annual financial report in the same form and manner and at the same time as in this act required of the auditors or the secretary of the borough.

The borough controller shall have supervision and control of the accounts of all departments, bureaus and officers of the borough authorized to collect, receive or disburse the public moneys or who are charged with the management or custody thereof. He shall audit their respective accounts and may at any time require from any of them a statement in writing of any moneys or property of the borough in their hands or under their control showing the amount of cash on hand and the amount deposited in banks and banking institutions together with the names of such institutions. He shall have power to examine every such account of a borough officer in any bank or banking institution to verify the accuracy of the statement of such borough department bureau or officer and it shall be the duty of every such bank and banking institution its officers and agents to furnish full information to the controller in relation to such account. No banker or banking institution its officers or agents shall be subject to prosecution under other laws of this Commonwealth for disclosing any such information with respect to any such account. He shall immediately upon the discovery of any default, irregularity or delinquency report the same to the borough council. He shall also audit and report upon the account of any such officer upon the death, resignation, removal or expiration of the term of the said officer.

Section 1115 Appointment [On the first Monday of January or within thirty days thereafter of each even-numbered year, the] The borough council may appoint one person as street commissioner who shall serve [for a term of two years or] until his successor shall qualify.

Section 1132 Service Required Before Retirement The ordinance establishing the police pension fund may prescribe a minimum period of [continuous] total service not less than twenty years after which members of the force may be retired from active duty. Borough policemen so retired shall be subject to service as police reserve until unfitted for such service by reason of age or disability when they may be finally discharged.

Section 1136 Rights of Members No person participating in such police pension fund and becoming entitled to receive a benefit therefrom shall be deprived of his right to an equal and proportionate share therein upon the basis upon which he first became entitled thereto except for the following causes: that is to say, conviction of a crime or misdemeanor becoming a habitual drunkard [becoming a nonresident of the Commonwealth] or failing to comply with some general regulation relating to the management of such fund which may be made by ordinance and which provides that a failure to comply therewith shall terminate the right to participate in the pension fund after such notice and hearing as it shall prescribe.

Section 1140 Borough Manager May Be Created by Ordinance Election The council of any borough may at its discretion at any time create by ordinance the office of borough manager and may in like manner abolish the same. While said office exists the council shall from time to time and whenever there is a vacancy elect by a vote of a majority of all the members one person to fill said office who shall serve until the first Monday of January of the even-numbered year succeeding his election and until his successor [qualified] qualifies subject however to removal by the council at any time by a vote of the majority of all the members.

Section 1145 Creation of Borough Planning Department Appointment of Commissioners Powers No Compensation The council of any borough may at any time create by ordinance a department to be known as the Department of Borough Planning which shall be in charge of a Borough Planning Commission consisting of five persons

to be appointed by council. In the first instance one member of said commission shall be appointed for one year, one member for two years, one member for three years, one member for four years and one member for five years and annually thereafter a member of said commission shall be appointed for a term of five years. An appointment to fill a vacancy shall be only for the unexpired portion of the term. All members of the said commission shall reside within the [zone of jurisdiction of said commission as hereinafter defined] borough. They may make and alter rules and regulations for their own organization and procedure consistent with the ordinances of the borough and the laws of the Commonwealth. They shall serve without compensation and make annually to the council a report of their transactions. They may employ engineers and other persons whose salaries and wages and other necessary expenses of the commission where approved by council shall be provided for through proper appropriation by council. They may contract for professional planning services the costs and expenses of which when approved by council shall be provided for through proper appropriation by council.

Section 1155 Ordinance Creating [Boroughs] Any borough within the limits of the anthracite region of the Commonwealth may by ordinance create a bureau of mine inspection and surface support.

Section 1160 Certain Surface Supports to Be Removed It shall be unlawful for any person, copartnership, association or corporation to dig, mine, remove or carry away the coal, rock, earth or other materials or materials forming the natural support of the surface beneath the public highways, streets, alleys, courts and places of any borough in the anthracite region to such an extent and in such a manner as to thereby remove the necessary support of the surface without having first placed or constructed an artificial permanent support sufficient to uphold and preserve the stability of the surfaces of such public highways, streets, alleys, courts and places.

Section 1167 Offices Incompatible With Civil Service Commissioner No commissioner shall at the same time hold an elective or appointed office under the United States government, the Commonwealth of Pennsylvania or any political subdivision of the Commonwealth except that one member of the commission may be a member of the council of the borough and one may be a member of the teaching profession.

Section 1178 Manner of Filling Appointments Every position or employment in the police force or as pair operators of fire apparatus except that of chief of police or chief of the fire department of equivalent shall be filled only in the following manner: the council shall notify the commission of any vacancy which is to be filled and shall request the certification of a list of eligibles. The commission shall certify for each existing vacancy from the eligible list the names of three persons thereon or a lesser number where three are not available who have received the highest average. The council shall thereupon with sole reference to the merits and fitness of the candidates make an appointment from the three names certified unless they make objections to the commission as to one or more of the persons so certified for any of the reasons stated in section 1177 of this act. Should such objections be sustained by the commission as provided in said section the commission shall thereupon strike the name of such person from the eligible list and certify the next highest name for each name stricken off. As each subsequent vacancy occurs in the same or another position precisely the same procedure shall be followed.

In the case of a vacancy in the office of chief of police or chief of the fire department or equivalent official the appointive power may nominate a person to the commission. It shall thereupon become the duty of the commission to subject such person to a noncompetitive examination and if such person shall be certified by the commission as qualified he may then be appointed to such position and thereafter shall be subject to all the provisions of this act.

Section 1201 General Powers A borough may

I Have succession perpetually by its corporate name
 II Sue and be sued and complain and defend in the court of the Commonwealth

III Make and use a common seal and alter the same at pleasure

IV Purchase acquire by gift or otherwise hold lease let and convey by sale or lease such real and personal property as shall be deemed to be to the best interest of the borough Provided That no real estate owned by the borough shall be sold for a consideration in excess of five hundred dollars except to the highest bidder after due notice by advertisement for bids in one newspaper of the county Such advertisement shall be published not less than ten days prior to the date fixed for the opening of bids and such date for opening shall be announced in such advertisement The acceptance of bids shall be made only by public announcement at the meeting at which bids are received All bids shall be accepted on the condition that payment of the purchase price in full shall be made within ten days of the acceptance of bids

No borough personal property shall be disposed of by sale or otherwise except upon approval of council by ordinance or resolution in cases where council shall approve a sale of such property it shall estimate the sale value of the entire lot to be disposed of if council shall estimate the sale value to be two hundred dollars or more the entire lot shall be advertised for sale once in at least one newspaper of the county not less than ten days prior to the date fixed for the opening of bids and such date for opening bids shall be announced in such advertisement and sale of the property so advertised shall be made to the best responsible bidder

The provisions of this section shall not be mandatory where borough property is to be traded in or exchanged for new borough property

Section 1202 Specific Powers The powers of the borough shall be vested in the corporate officers They shall have power

* * * * *

VI Comfort Stations [To construct and maintain] To use land owned by the borough and to acquire or lease land or land and buildings within the borough limits for the purposes of construction or of providing comfort and waiting stations and drinking fountains and to maintain such public facilities to contribute to the maintenance of any such public facilities which may be located in or upon property not owned or leased by the borough The damages accruing to abutting properties by reason of any such improvement constructed or provided by the borough shall be ascertained and collected in the manner provided in article fourteen of this act

* * * * *

XIX Fire apparatus and Houses To purchase or contribute to the purchase of fire-engines and fire-apparatus and supplies for the use of the borough and to appropriate money to fier companies and for the construction repair and maintenance of fire company houses including the acquisition of land for such purposes

Section 2 Clause XXX of said Section 1202 of said act as last amended by the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1082) is hereby further amended to read as follows

Section 1202 * * * * *

XXX Other Insurance To appropriate such amount as may be necessary to secure insurance or compensation for volunteer firemen of companies duly recognized by the borough by motion or resolution killed or injured while going to returning from or attending fires or while performing their duties as special fire police To make contracts of insurance with any insurance company association or exchange authorized to transact business in this Commonwealth insuring borough employes or any class thereof under a policy or policies of insurance covering life health or accident insurance and to contract with any such company granting annuities or pensions for the pensioning of such employes and to agree to pay part or all of the premiums or charges for carrying such con-

tracts and to appropriate moneys from the borough treasury for such purposes

Section 3 Clauses XLII LXI and LXV of said Section 1202 of said act as so reenacted and amended or added by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1621) which in the case of clause XLII superseded the amendment of the thirty-first day of May one thousand nine hundred forty-seven (P. L. 330) are hereby amended or further amended as the case may be to read as follows

Section 1202 * * * * *

XLII Appropriations to Organizations of Veterans To appropriate annually a sum not exceeding five hundred dollars to be divided in such amounts as council deems proper to organizations composed of veterans of any war in which the United States was engaged to aid in defraying the expenses of Memorial Day Armistice Day or any similar day hereafter provided for by State or Federal law Such payments shall be made to defray actual expenses only Before any payment is made the organization receiving the same shall submit verified accounts of [their] its expenditures

LXI Building and Plumbing Codes by Reference To enact and enforce suitable ordinances relating to buildings their construction alteration extension repair maintenance and all facilities and services in or about such buildings and for the enforcement thereof and provide for the enforcement thereof by a reasonable fine and by instituting appropriate actions or proceedings at law or in equity to effect the purposes of this provision and ordinances thereunder At least one week and not more than three weeks prior to the presentation of the proposed building code ordinance to council an informative notice of intention to consider such proposed ordinance and a brief summary setting forth the principal provisions of the proposed ordinance in such reasonable detail as well give adequate notice of its contents pursuant to a uniform form which shall be prepared or approved by the Department of Internal Affairs and a reference to the place or places within the borough where copies of the proposed building code may be examined or obtained shall be published in the manner provided by law for the publication of ordinances

To enact suitable ordinances relating to plumbing in the same manner and to the same effect as herein provided for building codes The building code and plumbing code may be combined or separately enacted

The provisions of the ordinance need not be advertised or recorded as in other cases but may be supplied by reference to a standard building code approved by the Department of Internal Affairs of the Commonwealth or to parts thereof determined by council or the provisions of the ordinances may be supplied by reference to a typed or printed building code prepared under the direction of or accepted by the borough council or the provisions may consist of a standard code approved as aforesaid or parts thereof and also further provisions typed or printed as aforesaid Copies of the ordinance thus adopted by reference shall be made available to any interested party at the cost thereof or may be furnished or loaned without charge and a copy of such ordinance whether by reference to a standard building code or to a typed or printed code or a combination of them shall be attached to the ordinance book with the same force and effect as if duly recorded therein The procedure set forth relating to the adoption of the ordinance by reference may likewise be adopted in amending supplementing or repealing any of the provisions of the ordinance

* * * * *

LXV Regulation of Charges in the Operation of its Utilities Parking Meters Parking Lots or Its Other Facilities and Services to the Public [To] In the operation of its utilities parking meters parking lots and other facilities and services to make and regulate charges therefor for general borough purposes in relief of taxes on real estate

Section 4 [Section] Sections 1301 and 1316 of said act as added by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1621) [is] are hereby amended to read as follows

Section 1301 Tax Levy The council of the borough shall

have power by ordinance to levy and collect annually [any] a tax not exceeding fifteen mills for general borough purposes and in addition thereto such additional millage as may be sufficient to pay interest and sinking fund charges on the indebtedness of the borough. Where the borough council by majority action shall upon due cause petition the court of quarter sessions for the right to levy additional millage the court after such public notice as it may direct and after hearing may order a greater rate than fifteen (15) mills but not exceeding five additional mills to be levied. The said taxes shall be levied on the dollar on the valuation assessed for county purposes as now is or may be provided by law. All real property offices professions and persons made taxable by the laws of this Commonwealth for county rates and levies may in the discretion of council be taxed after the same manner for such purposes. No action on the part of the borough authorities fixing the tax rate for any year at a mill rate need include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property.

Section 1316 Regulation of Contracts (a) All contracts or purchases in excess of [five hundred] seven hundred fifty dollars except those hereinafter mentioned shall not be made except with and from the lowest responsible bidder after due notice in one newspaper of general circulation published or circulating in the county in which the borough is situated at least three times at intervals of not less than three days which daily newspapers of general circulation are available for such publication and in case of weekly newspapers shall be published once a week for two successive weeks. The first advertisement shall be published not less than ten days prior to the date fixed for the opening of bids. The amount of the contract shall in all cases whether of straight sale price conditional sale bailment lease or otherwise be the entire amount which the borough pays to the successful bidder or his assigns in order to obtain the services or property or both and shall not be construed to mean only the amount which is paid to acquire title or to receive any other particular benefit or benefits of the whole bargain.

(b) The acceptance of bids shall only be made by public announcement at the meeting at which bids are received or at a subsequent meeting the time and place of which shall be publicly announced when bids are received. If for any reason one or both of the above meetings shall not be held the same business may be transacted at any subsequent meeting if at least five days notice thereof shall be published in the newspaper aforesaid.

(c) The successful bidder when advertising is required herein shall be required to furnish a bond with suitable reasonable requirements guaranteeing the work to be done with sufficient surety in the amount of fifty per centum of the amount of the liability under the contract within twenty days after the contract has been awarded unless council shall prescribe a shorter period of not less than ten days and upon failure to furnish such bond within such time the previous award shall be void. Deliveries accomplishment and guarantees may be required in all cases of expenditures including the exceptions herein.

(d) The contracts or purchases made by council involving an expenditure of over [five hundred] seven hundred fifty dollars which shall not require advertising or bidding as hereinbefore provided are as follows:

(1) Those for maintenance, repairs or replacements for water electric light or other public works of the borough provided they do not constitute new additions extensions or enlargements of existing facilities and equipment but a bond may be required by council as in other cases of work done.

(2) Those made for improvements repairs and maintenance of any kind made or provided by any borough through its own employees. Provided however That this shall not apply to construction materials used in a street improvement.

(3) Those where particular types models or pieces of new equipment articles apparatus appliances vehicles or parts thereof are desired by council which are patented and manufactured or copy-righted products.

(4) Those involving any policies of insurance or surety

company bonds those made for public utility service under tariffs on file with the Pennsylvania Public Utility Commission those made with another political subdivision or a county the Commonwealth of Pennsylvania the Federal Government any agency of the Commonwealth or the Federal Government or any municipal authority including the sale leasing or loan of any supplies or materials by the Commonwealth or the Federal Government or their agencies. But the price thereof shall not be in excess of that fixed by the Commonwealth the Federal Government or their agencies.

(5) Those involving personal or professional services.

Section 5 Article XIII of said act as so reenacted and amended is hereby amended by adding immediately following Section 1316 thereof a new section to read as follows:

Section 1316.1 Evasion of advertising requirements. No member or members of council shall evade the provisions of section one thousand three hundred sixteen as to advertising for bids by purchasing or contracting for services and personal properties piecemeal for the purpose of obtaining prices under seven hundred and fifty dollars upon transactions which transactions should in the exercise of reasonable discretion and prudence be conducted as one transaction amounting to more than seven hundred and fifty dollars. This provision is intended to make unlawful the evading of advertising requirements by making a series of purchases or contracts each for less than the advertising requirement price or by making several simultaneous purchases or contracts each below said price when in either case the transactions involved should have been made as one transaction for one price any members of council who so vote in violation of this provision and who know that the transaction upon which they so vote is or ought to be a part of a larger transaction and that it is being divided in order to evade the requirements as to advertising for bids shall be jointly and severally subject to surcharge for ten per centum of the full amount of the contract or purchase whenever it shall appear that a member of council may have voted in violation of this section but the purchase or contract on which he so voted was not approved by council this section shall be inapplicable.

Section 6 Section 1666 of said act as so reenacted and amended is hereby further amended to read as follows:

Section 1666 Streets Not to be Opened Etc Without Approval of Council. No person shall construct open or dedicate any street or any drainage facilities in connection therewith for public use or travel or for the common use of occupants of buildings abutting thereon in any borough without first submitting suitable plans thereof to the council for its approval. Such plans shall be prepared in accordance with such rules and regulations as may be prescribed by the council and shall show the profiles of such streets the course structure and capacity of any drainage facilities and the method of drainage of the adjacent or contiguous territory and also any other or further details that may be required under the rules or regulations adopted by the council. Before acting upon any such plans the council may at its discretion arrange for a public hearing after giving such notice as it may deem desirable in each case. The council is authorized to alter such plans and to specify any changes or modifications of any kinds which it may deem necessary with respect thereto and may make its approval of such plans subject to any such alterations changes or modifications. Any plans when so approved shall be signed on behalf of the borough by such officer as the council may designate and shall be filed in the office of the borough engineer or other proper officer where the same shall be available to public inspection. No street or any drainage facilities in connection therewith shall be opened constructed or dedicated for public use or travel except in strict accordance with plans so approved by the council or with further plans subsequently approved by it in the same manner.

In any case where council has heretofore required or shall hereafter require the construction or improvement of streets or parts of streets or of any draining facilities in connection therewith or the posting of a bond or other security for so doing within any parts or subdivisions of a borough as a condition to approval of any plan thereof

and the materials or other specifications for such construction or improvements are required by the borough to be of better quality or type or otherwise superior to and more costly than those of most of the already existing streets and drainage facilities in connection therewith of the borough or of the particular zone of the borough in case it has a zoning ordinance the cost of such construction or improvement shall be allocated and paid in accordance with the provisions of section one thousand seven hundred twelve of this act and the submission of a plan shall not be deemed a petition for the constructions or improvements so required but if the borough shall require substantially the same quality or type and specifications of street and drainage facilities as generally exists either in the borough or if the borough has a zoning ordinance in the particular zone involved the submission of a plan shall be deemed a petition therefor by a majority in the number of feet of assessable properties abutting thereon and the cost of such constructions and improvements shall be paid in accordance with the provisions of section one thousand seven hundred twelve of this act under such circumstances Provided however That council and the person or persons submitting a plan may in all cases by agreement provide otherwise as to such costs and Provided further That this section shall not authorize the recovery or avoidance of any such costs heretofore agreed to or paid Whenever council requires the construction or improvement of streets or parts thereof it shall establish or cause to be established the grades of such streets or parts or shall approve the grades indicated upon the plan submitted before such streets or parts are improved or constructed Council's approval of plans whether or not such plans are subject to any such conditions as to streets parts of streets or drainage facilities in connection therewith shall constitute the streets as shown upon the plans so approved as streets of the borough Any plan so approved shall as filed and as recorded indicate clearly all such constructions and improvements required to be made the grades thereof the materials and other specifications required and the allocation of cost thereof as provided by law or as agreed upon

Section 7 Article XVI of said act as so reenacted and amended is hereby amended by adding immediately following subdivision (f) thereof a new subdivision (g) and Sections 1671 through 1678 inclusive to read as follows

(g) Land Subdivision

Section 1671 Grant of Power For the purpose of assuring sites suitable for building purposes and human habitation and to provide for the harmonious development of boroughs for the coordination of existing streets with proposed streets parks or other features of the official street plan of the borough for insuring adequate open spaces for traffic recreation light and air and for proper distribution of population thereby creating conditions favorable to the health safety morals and general welfare of the citizens any borough is hereby empowered to adopt by ordinance land subdivision regulations Such regulations may include definitions design standards plan requirements plan processing procedures improvement and construction requirements and conditions of acceptance of public improvements by the borough

Section 1672 Definition of "Subdivision" "Subdivision" is hereby defined as the division of a single lot tract or parcel of land or a part thereof into two or more lots tracts or parcels of land including changes in street lines or lot lines for the purpose whether immediate or future of transfer of ownership or of building development Provided however That divisions of land for agricultural purposes into parcels of more than ten acres not involving any new street or easement of access shall not be included within the meaning of "subdivision"

Section 1673 Public Hearing No such regulations shall be adopted until after a public hearing shall have been held by council in relation thereto at which parties in interest and citizens shall have an opportunity to be heard Notice of the time and place of such hearing shall be published once a week for two successive weeks in one newspaper in the county

Section 1674 Subdivision Control Where subdivision regulations have been adopted under the authority of this

act no subdivision of any lot tract or parcel of land shall be effected no street sanitary sewer storm sewer water main or other facilities in connection therewith shall be laid out constructed opened or dedicated for public use and travel or the common use of occupants of buildings abutting thereon except in strict accordance with the provisions of such regulations and of this act

Section 1675 Subdivisions Wherein Lots Abut Existing Improved Streets of Sufficient Width Such regulations may provide that plans of subdivisions wherein lots abut existing improved streets of sufficient width shall be subject to approval or rejection by the borough engineer or a committee appointed by council as specified in the ordinance establishing such regulations In the event such a plan is disapproved the reasons therefor shall be set forth in writing and given or sent to the applicant Any person aggrieved by a decision of the borough engineer or the said committee may appeal to the borough council within ten days after such decision shall have been made Such appeal shall be considered by the council at its next regular meeting The decision of council shall be final

Section 1676 Subdivisions Wherein Lots Abut Existing Streets of Insufficient Width or Proposed Streets

(a) Approval or Rejection of Such Plans by Council Appeal to Court Such regulations may provide that plans of subdivision wherein lots abut existing streets of insufficient width or streets proposed to be laid out through unimproved land shall be subject to approval or rejection of council Council shall have authority to seek the advice and opinion of the borough solicitor or a committee appointed by council as specified in the ordinance establishing such regulations In the event such a plan is rejected by council the reasons therefor shall be set forth in writing and given to the applicant

(b) General Requirements Prerequisites to Approval of Plan Council shall not approve any subdivision plan unless all streets thereon shall be approved in accordance with the provisions of section 1666 of this act In determining whether or not any such street shall be approved council shall consider whether such street shall be of sufficient width and proper grade whether it shall be so located as to accommodate the probable volume of traffic thereon afford adequate light and air facilitate fire protection provide access of fire fighting equipment to buildings and provide a coordinated system of streets conforming to the borough's official plan of streets No such plan shall be approved by council unless all land whereon buildings are to be constructed shall be such character that it can be used for building purposes without danger to health or peril from fire flood or other hazard

(c) Improvements or Guarantee Thereof Prerequisite to Approval of Plan Before approving any subdivision plan council shall require either that the necessary grading paving and other street improvements including where specified by council curbs sidewalks street lights fire hydrants water mains sanitary sewers and storm sewers shall have been installed in strict accordance with the standards and specifications of the borough or that the borough be assured in the form of a bond or deposit of funds or securities in escrow sufficient to cover the cost to the owner of the required improvements as estimated by the borough engineer or any other person designated by council that the said improvements will subsequently be installed by the owner of said subdivided lot tract or parcel of land

(d) Public Hearing Before acting on any subdivision plan council may arrange for a public hearing thereon after giving such notice as council may deem desirable in each case

(e) Modifications Council may alter any subdivision plan and specify alterations changes or modifications therein which it deems necessary and may make its approval subject to such alterations changes or modifications

(f) Appeals Where Council Refuses Approval In any case where council disapproves a subdivision plan any person aggrieved thereby may within thirty days thereafter appeal therefrom by petition to the court of quarter sessions of the county wherein such subdivision is located which court shall hear the matter de novo and after hearing enter a decree affirming reversing or modifying the action

of the council as may appear just in the premises The court shall designate the manner in which notices of the hearing of such appeal shall be given to all parties interested The decision of the court shall be final

(g) Recording The action of council or of the court on appeal in approving any subdivision plan and an approved duplicate copy of such plan shall within thirty days after the date of approval be recorded by the owners in the office of the recorder of deeds of the county wherein such land is located

(h) Recorded Plan to Become Part of Official Plan After an approved subdivision plan shall have been officially recorded the streets parks and other public improvements shown thereon shall be considered to be an part of the official plan of the borough

(i) Offer of Dedication may be Noted on Recorded Plan Streets parks and other public improvements shown on a subdivision plan to be recorded may be offered for dedication to the borough by formal notation thereof on the plan or the owner may note on such plan that any such improvements have not been offered for dedication to the borough

(j) Streets Parks and Other Improvements Private until Dedicated or Condemned Every street park or other improvement show on a subdivision plan that is recorded as provided herein shall be deemed to be a private street park or improvement until such time as the same shall have been offered for dedication to the borough and accepted by ordinance or resolution or until it shall have been condemned for use as a public street park or other improvement

Section 1677 Sale of Lots Issuance of Building Permit or Erection of Building In any borough where subdivision regulations shall have been adopted under the authority of this act no lot in a subdivision may be sold no permit to erect alter or repai rany building upon land in a subdivision may be issued and no building may be erected in a subdivision unless and until a plan of such subdivision shall have been approved and properly recorded and until the improvements required by council in connection therewith shall have either been constructed or guaranteed as hereinabove provided Where owing to special conditions a literal enforcement of this provision would result in unnecessary hardship council may make such reasonable exception thereto as will not be contrary to the public interest and may permit the sale of a lot issuance of a permit or erection of a building subject to conditions necessary to assure adequate streets and other public improvements

Section 1678 Penalty In any borough which shall adopt subdivision regulations under the provisions of this act any person copartnership or corporation who or which shall subdivide any lot tract or parcel of land lay out construct open or dedicate any street sanitary swere storm sewer or water main for public use or travel or for the common use of occupants of buildings abuting thereon sell any lot or erect any building in a subdivision without first having complied with all the provisions here of and the subdivision adopted herernder shall be guilty of a misdemeanor and upon conviction thereof such person or the members of such copartnership or the officers of such corporation responsible for such violation shall be sentenced to suffer imprisonment not exceeding two years or to pay a fine not exceeding one thousand dollars or both in the discretion of the court

Section 8 Sections 1735 1786 2105 the subdivision heading of subdivision (j) of Article XXI and Sections 2170 2171 2408 and 3304 of said act as added or as so reenacted and amended by said act are hereby amended or further amended to read as follows

3 Streets More Than One-half the Width of Which are Within the Borough

Section 1735 Whenever any street more than one-half the width of which is within the limits of any borough shall divide the said borough from anw other municipality or township [located within the same county] such street may be improved by the borough within which the greater width is located in the same manner as if the

said street were entirely located within the limits of said borough

The property abutting on the side of said street which is located outside the limits of the borough making such improvements shall for a depth of one hundred and fifty feet plus one-half the width of said street from its center line be assessed for any and all municipal improvements to or on the said street in the same manner as such property would be assessed under the laws of the Commonwealth if it were entirely located within the limits of such borough

Section 1786 [Contract Price] Expenditures Take nas Cost The [contract price] expenditures for such improvements and interest thereon to the first day when interest is payable on such bonds shall be taken as the cost of said improvements to be assessed on the property benefited according to existing law

Section 2105 Assessment By Foot-front Rule Where a borough constructs sewers in streets of the borough and desires to assess the cost and expenses thereof by the foot-front rule [they] it may by ordinance provide that the expenses shall be assessed [upon] against the property abutting thereon by the foot-front rule and may provide for equitable adjustments for corner lots or lots of irregular shape where an assessment for the full frontage would be unjust The secretary of the borough shall cause thirty days' notice of the assessment to be given to each party assessed either by service on the owner or his agent or left on the assessed premises

(j) [Assessment of Cost of Maintenance and Repair] Annual Rentals

Section 2170 Ordinance for Annual Rental Whenever any borough has constructed any sewer [or] sewer system or sewage treatment works or has acquired wholly or partially the same at public expense as authorized in this article the council of such borough may provide by ordinance for the collection of an annual rental or charge for the use of such sewer [or] sewer system or sewage treatment works from the owner of property served by it The council may at its discretion in lieu of such annual rental or charge provide for the payment by such owner of a fixed sum

Section 2171 How Rental Fixed Such annual rental [shall not exceed] may include the amount expended annually by the borough in [the] maintenance repair alteration inspection depreciation or other expense [in relation to] of such sewer [or] sewer system or sewage treatment works and may include [any] interest on money expended or borrowed by the borough in the construction of the sewer [or] sewer system or sewage treatment works or in the acquisition enlargement or extension of the sewer or sewer system and may also include an amount sufficient for the amortization of debt incurred by the borough for any such purposes including the construction of sewage treatment works according to law The said annual or fixed sum shall be apportioned equitably among the several properties served by the said sewers sewer system or sewage treatment works

Section 2408 Assessment for Water Mains Boroughs shall have power to assess the whole cost or any part of the cost of construction of new water mains built in connection with the establishment or extension of a municipally owned water supply system whether such mains be located within or without the limits of the borough and serving the properties abutting thereon against the properties abutting along the line thereof by the front-foot rule and to collect such assessments as other municipal claims are now by law collectible Provided That the assessment [shall] may be rebated to the owner of the property assessed out of rates charged for water consumed in serving the property so assessed and provided further That the borough may issue negotiable credit memorandum to the amount of the assessment which may be used for the payment of any water service to the extent of the said assessment

Section 3304 Exercise by Council of Zoning Power

Notice The council shall exercise the powers granted in [section 3301 hereby] this article by ordinance which shall provide for effecting of its purposes and for the enforcement of the regulations and restrictions established therein by reasonable fines and by [the] instituting appropriate actions or proceedings at law or in equity At least one week and not more than three weeks prior to the presentation of the proposed ordinance an [information] informative notice of intention to consider such proposed ordinance and a brief summary setting for the principal provisions of the proposed ordinance in such reasonable detail as will give [adequate] notice of its contents [pursuant to a uniform form which shall be prepared or approved by the Department of Internal Affairs] and a reference to the place or places within the borough where copies of the proposed ordinance may be examined shall be published in the manner provided by law for the publication of ordinances

The provisions of the ordinance need not be advertised or recorded as in other cases [Provisions respecting the construction alteration extension repair care and maintenance of buildings and structures] but may be supplied by reference to a [standard building] code [approved by the Department of Internal Affairs] or to parts thereof determined by the council or such provisions of the ordinance may be supplied by reference to a typed or printed [building] code prepared under the direction of or accepted by the council or such provisions may consist of a standard code approved as aforesaid or parts thereof and also further provisions type or printed as aforesaid Copies of the provisions of the ordinance thus adopted by reference shall be made available to any interested party at the cost thereof or may be furnished or loaned without charge and a copy of such provisions of the ordinance whether by reference to a standard [building] code or a combination of them shall be attached to the ordinance book with the same force and effects as if duly recorded therein

The procedure set forth relating to the adoption of the ordinance may likewise be adopted in amending supplementing or repealing any of the provisions of the ordinance

Section 9 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelot,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 706, on third reading, entitled:

An Act to add clause (m) to section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and dean of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by designating diseases of the heart and tuberculosis of the respiratory system as occupational diseases when contracted or incurred by firemen or policemen.

Go over in its order.

The PRESIDING OFFICER. Is there objection. The Chair hears non.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 708, as follows:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1207 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing

duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 1207 Disposition of Fines and Forfeitures

(a) [All] One half of all fines and penalties collected under the provisions of this act for violations of the same and of all bail forfeited except those collected for violation of subsection (f) of section six hundred twenty (620) shall be paid to the department and transmitted to the State Treasury and credited to the ["General Fund" except those collected for violations of the provisions of sections nine hundred and three (903) nine hundred and five (905) one thousand and two (1002) one thousand and eleven (1011) one thousand and fifteen (1015) one thousand and eighteen (1018) one thousand and twenty (1020) one thousand and twenty-six (1026) one thousand and twenty-eight (1028) of this act committed within cities boroughs incorporated towns and townships which fines and penalties and all bail forfeited] Motor License Fund the remaining one half of such fines penalties and forfeitures shall be paid to the treasurer of the city borough incorporated town or township wherein the violation occurred to be used by such city borough incorporated town or township for the construction repair and maintenance of the highways thereof [Provided That all fines and penalties collected and all bail forfeited for violations of the provisions of section one thousand and sixteen (1016) committed within cities boroughs incorporated towns and townships shall be paid to the treasury of the city borough incorporated town or township wherein the violation occurred to be used by such city borough incorporated town or township for the construction repair and maintenance of the highways thereof And provided further That all] All fines and penalties collected and all bail forfeited for violations of the provisions of subsection (f) of section six hundred twenty (620) shall be paid to the treasury of the county wherein the violation occurred to be used by such county for the payment of physicians' fees for the examination of persons accused of violating the provisions of the said section Any balance remaining in the treasury of the county at the expiration of the calendar year and not payable for physicians' services rendered shall be used for county highway purposes

(b) Sworn statements of all fines and penalties so collected and all bail forfeited shall also be made by the magistrate or other officer imposing or receiving the same to the secretary upon forms furnished by the department such reports shall be made monthly not later than the tenth (10th) day of the following month

Penalty Any magistrate or other officer who shall fail to make such monthly reports and returns or either of them shall be guilty of a misdemeanor in office and upon conviction thereof in a court of quarter sessions shall be sentenced to pay a fine of five hundred (\$500.00) dollars and costs of prosecution or undergo imprisonment for not more than sixty days or suffer both such fine and imprisonment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—33

Bane,	Hare,	Pechan,	Wade,
Berger,	Kephart,	Peelor,	Walker,
Elass,	Kessler,	Propert,	Watkins,
Byrne,	Letzler,	Robinson,	Watson,
Chapman,	Mahany,	Ruth,	Wolfe,
Crowe,	Mallery,	Snowden,	Wood,
Diehm,	McMenamin,	Stevenson,	Wagner,
Fleming,	McPherson, Jr.	Taylor,	Presiding Officer
Freed,	Meade,		

NAYS—15

Barr,	Haluska,	McCreesh,	Stiefel,
Barrett,	Holland,	Neff,	Toole,
Dent,	Lane,	Rosenfeld,	Yosko,
DiSilvestro,	Leader,	Silver,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 719, as follows:

An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the expense and clerical allowance of members of the General Assembly and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" as last amended by the act approved the eighth day of July one thousand nine hundred forty-seven (P. L. 1439) is hereby further amended to read as follows

Section 1 Be it enacted &c That the salary of the members of the General Assembly shall be three thousand dollars (\$3000) for each biennial session and mileage to and from their homes at the rate of five cents per mile circular for each week a member was in actual attendance at the session to be computed by the ordinary mail route between their homes and the capitol of the State The salary of the members of the General Assembly shall be five hundred dollars (\$500) and mileage as aforesaid for each special or extraordinary session lasting less than one calendar month and seven hundred and fifty dollars (\$750) and mileage as aforesaid for each special or extraordinary session lasting one calendar month or more and no other compensation shall be allowed whatever except each member of the General Assembly shall receive an allowance for clerical assistance and other expenses incurred during his term in connection with the duties of his office the sum of [twenty-four hundred dollars (\$2400)] thirty-six hundred dollars (\$3600) for each two year period of service payable [six hundred dollars (\$600)] nine hundred dollars (\$900) on July 1 of each year and [six hundred dollars (\$600)] nine hundred dollars (\$900) on November 30 of each year commencing [July 1 one thousand nine hundred and forty-seven] July 1 one thousand nine hundred fifty-one

Section 2 For the purpose of making the payments hereby required on July 1 one thousand nine hundred fifty-one the following sums or as much thereof as may be necessary are hereby appropriated

To the Senate the sum of forty-five thousand dollars (\$45,000)

To the House of Representatives the sum of one hundred eighty-seven thousand two hundred dollars (\$187,200)

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and greed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelot,	Walker,
Blass,	Lane,	Robinson,	Watkins,
Byrne,	Leader,	Rosenfeld,	Watson,
Chapman,	Letzler,	Ruth,	Wolfe,
Crowe,	Mahany,	Silvert,	Wood,
Dent,	Mallery,	Snowden,	Yosko,
DiSilvestro,	McCreesh,	Stevenson,	Wagner,
Freed,	McMenamin,		Presiding Officer

NAYS—6

Diehm,	Kessler,	Propert,	Wade,
Fleming,	McPherson, Jr.		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 730, as follows:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and non-resident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 810) is hereby further amended to read as follows

Section 501 Open Seasons After investigation or information otherwise obtained by the commission as to the annual game supply the commission may by appropriate rules and regulations a summary of which shall be published as hereinafter specified fix seasons shooting hours and daily season and possession limit or remove protection and declare an open season or increase reduce or close seasons or increase or reduce bag limits for all species of game birds and game animals throughout the Commonwealth or in any part thereof or limit the number of hunters in any designated area and prescribe the methods of hunting therein when in its opinion such action is necessary to assure the maintenance of an adequate supply of such species or when an unbalanced sex ratio exists which in its opinion should be corrected or when in the opinion of the commission such additional

open season will not jeopardize the future supply of game

* * * * *

(c) [Special Permits] Resident and nonresident hunters' licenses and tags for antlerless deer If in any year the commission by resolution declares an open season for antlerless deer it [may in its discretion] shall issue [special permits] resident and nonresident hunters' licenses and tags for antlerless deer to hunt for or kill such deer at a fee of one dollar and ten cents under such rules and regulations governing the issuance of such [permits] licenses and tags as it may deem necessary to limit the number of persons who may hunt for such deer in any [portion] county of the Commonwealth provided public notice of such action is given as hereinafter required Such licenses and tags may be issued only to holders of resident or nonresident hunting licenses

Resident and nonresident hunter's licenses and tags for antlerless deer shall be issued only by the Department of Revenue and by the county treasurers in counties where such deer may be hunted and killed who for that purpose are hereby made agents of the Department of Revenue

For services rendered in collecting and paying over fees and issuing licenses and tags such agents may retain the sum of ten cents from the amount paid by each licensee which amount shall be paid into the county treasury except that such agents may retain therefrom any amounts necessary to reimburse them for any expenses including compensation of employees incurred in collecting such fees and issuing such licenses and tags

Forty per cent of all antlerless deer licenses and tags shall be made available for issuance by the Department of Revenue The remaining sixty per cent shall be made available for issuance by the county treasurers of the county in which such licenses are to be used

When such [permits] licenses are issued to restrict the number of persons who may hunt antlerless deer in any [designated portion or portions] county of the Commonwealth any citizen of the United States residing within the Commonwealth who is a bona fide owner or lessee of lands which lie within the [area] county declared open to the hunting of said deer or any member of the family or household or regularly hired help of such owner or lessee if such person is a citizen of the United States actually residing upon and cultivating such lands is hereby declared eligible to hunt antlerless deer without a [special] resident hunters' license for antlerless deer [permit for such antlerless deer] upon said property and by with the consent of the owner thereof upon the lands immediately adjacent and connected with his own lands other than lands owned by or under the control of the Commonwealth

The term "antlerless deer" and "deer without visible antlers" as used in this subsection or any other provision of the Game Law which this act amends are hereby defined to mean a deer without an antler sometimes called horn the term "antler" as herein used or in any other provision of the Game Law which this act amends meaning the bony growth on the head of a deer regardless of its size or development

When the commission adopts and promulgates such rules and regulations relative to [special permits] resident and nonresident hunters' licenses and tags for antlerless deer it is unlawful for any person other than a landowner or lessee of the county or a member of his household as hereinbefore enumerated to hunt for antlerless deer without [such] a [special] resident or nonresident hunters' license and tag for antlerless deer [permit] or to take such deer contrary to the rules and regulations adopted by the commission

Section 2 Subsection (d) of Section 501 of said act is hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Bass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WALKER. Mr. President, I request unanimous consent to offer amendments to a bill at this time, and may I explain to the gentlemen of the Senate that the bill is to bring this stop-gap appropriation in line with the others. It is merely a temporary appropriation to carry them over until the final budget has been determined.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend page 1, line 2 of the title by striking out after the word "Assembly" and before the word "beginning" the following: "for the two fiscal years"; Amend Section 1, page 2, line 8, by striking out after the syllable "mission" the following: "for"; Amend Section 1, page 2, line 8, by striking out after the word "years" and before the word "beginning" the following: "one month"; Amend Section 1, page 2, line 9, by inserting after the word "fifty-one" and before the word "and" the following: "and until such time as moneys appropriated for such Commission for the 1951-1953 biennium shall become available".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1167, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration House Bill No. 1289, as follows:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of sixteen thousand three hundred dollars (\$16,300) or as much thereof as may be necessary is hereby specifically appropriated from the General Fund to the Judicial Department for the payment of the salaries of the associate judges for the two fiscal years beginning June 1 1949

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Bass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1387, as follows:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty thousand dollars (\$40,000) or as much thereof as may be necessary is hereby appropriated to the Department of Labor and Industry for the

payment of amounts payable from time to time during the two fiscal years beginning June first one thousand nine hundred fifty-one by the Commonwealth as its share of the compensation payable to claimants for certain occupational diseases in accordance with agreements entered into or awards handed down under the provisions of the "Occupational Disease Compensation Act" approved the second day of July one thousand nine hundred thirty-seven (P. L. 2714) or "The Pennsylvania Occupational Disease Act" approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) as the case may be and for the payment of any such amounts whatsoever due and payable prior to May thirty-first one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Silvert,	Wood,
DiSilvestro,	McCreesh,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1389, as follows:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand dollars (\$2000) or as much thereof as may be necessary is hereby appropriated to the Department of Labor and Industry for the two fiscal years beginning the first day of June one thousand nine hundred fifty-one for the payment of additional workmen's compensation payable by the Commonwealth in cases of second injuries under the provisions of section three hundred six point one of the Workmen's Compensation Law as added by the act approved the twenty-ninth of May one thousand nine hundred forty-five (P. L. 1186)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.	Stiefel,
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Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Dent,	Mahany,	Ruth,	Wood,
Diehm,	Mallery,	Silvert,	Yosko,
DiSilvestro,	McCreesh,	Snowden,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate passed the same without amendments.

LEAVE OF ABSENCE

Mr. DENT. Mr. President, I am going to ask for leave of absence for the balance of the week. I do not want to keep my doctor at home waiting too late. He promised to wait for me, so if the Senate will agree, I would like to leave for the balance of the week, and God willing, I will be back on Monday.

The PRESIDING OFFICER. The leave of absence is granted and we hope you will return hale and hearty on Monday.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1390, as follows:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty-five thousand dollars (\$45,000) or as much thereof as may be necessary is hereby appropriated to the State Council of Civil Defense for the payment of salaries wages postage printing and other necessary expenses incurred for the two fiscal years beginning June first one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Diehm,	Mahany,	Ruth,	Wood,
DiSilvestro,	Mallery,	Silvert,	Yosko,
Fleming,	McCreesh,	Snowden,	Wagner,
Freed,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1391, as follows:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand five hundred dollars (\$2500) or as much thereof as may be necessary is hereby appropriated to the Department of Public Instruction for the purpose of revising the elementary secondary and vocational curricula in the public schools of the Commonwealth in accordance with the provisions of Act 551 approved July seven one thousand nine hundred forty-seven (P. L. 1427) for the two fiscal years commencing June first one thousand nine hundred fifty-one

Section 2 All moneys collected from the sale of any publications issued pursuant to said act shall be paid into the General Fund and credited to the foregoing appropriation and are hereby appropriated for the same purposes in addition to the amount hereinbefore appropriated

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Diehm,	Mahany,	Ruth,	Wood,
DiSilvestro,	Mallery,	Silvert,	Yosko,
Fleming,	McCreesh,	Snowden,	Wagner,
Freed	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1392, as follows:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars (\$50,000) or as much thereof as may be necessary is hereby specifically appropriated to the State Tax Equalization Board for the payment of salaries of the members of the board and its employees for payment to county commissioners under the provisions of section nine of act 477 approved June 27 1947 (P. L. 1046) and for the payment of the costs of supplies equipment and all other necessary expenses incurred in the carrying out of its work during the fiscal biennium beginning the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Diehm,	Mahanay,	Ruth,	Wood,
DiSilvestro,	Mallery,	Silvert,	Yosko,
Fleming,	McCreesh,	Snowden,	Wagner,
Freed	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1393, as follows:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Wharves Docks and Ferries of the City of Philadelphia for the maintenance repair and improvement of the Port of Philadelphia for the two fiscal years beginning June first one thousand nine hundred fifty-one

The moneys so appropriated shall only be expended as authorized and directed by the Council of the City of Philadelphia and shall be drawn from the State Treasury upon warrants drawn by the Auditor General upon requisition by the Director of the Department of Wharves Docks and Ferries of said city

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Probert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Diehm,	Mahany,	Ruth,	Wood,
DiSilvestro,	Mallery,	Silvert,	Wagner,
Fleming,	McCreesh,	Snowden,	Presiding Officer
Freed,	McMenamin,	Stevenson,	

NAYS—1

Yosko,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1394, as follows:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eight thousand dollars (\$8000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the purpose of administering the provisions of the "Pennsylvania Hospital Survey and Construction Act of 1947" for the two fiscal years beginning June first one thousand nine hundred fifty-one and in addition to said amount all moneys received from the Federal Government and from other sources for such purposes shall be credited to the appropriation made by this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Diehm,	Mahany,	Ruth,	Wood,
DiSilvestro,	Mallery,	Silvert,	Yosko,
Fleming,	McCreesh,	Snowden,	Wagner,
Freed,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1395, as follows:

Making an appropriation to aid certain school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand dollars (\$2,000) is hereby specifically appropriated to the Department of Public Instruction for the purpose of aiding financially handicapped and distressed school districts in such sums and in such manner as the Superintendent of Public Instruction shall determine and for defraying the necessary cost for the administration thereof for the two fiscal years beginning June first one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barr,	Hare,	Meade,	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Walker,
Byrne,	Lane,	Propert,	Watkins,
Chapman,	Leader,	Robinson,	Watson,
Crowe,	Letzler,	Rosenfeld,	Wolfe,
Diehm,	Mahany,	Ruth,	Wood,
DiSilvestro,	Mallery,	Silvert,	Yosko,
Fleming,	McCreesh,	Snowden,	Wagner,
Freed,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947"

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. WALKER. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of," the following: "one hundred fifty thousand dollars (\$150,000)" and inserting in lieu thereof, the following: "Sixty Thousand Dollars (\$60,000); Amend Section 1, page 2, lines 1 and 2, by striking out after the word "the" at the end of line 1, and before the word "beginning" on line 2, the following: "two fiscal years" and inserting in lieu thereof, the following: "one month."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1396, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The PRESIDING OFFICER. The President pro tempore requests that the gentleman from Somerset, Mr. Hare, take over as the Presiding Officer.

The PRESIDING OFFICER (Fred P. Hare) in the Chair.

SECOND READING CALENDAR

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 110, entitled:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Br. BLASS offered the following amendments:

Amend Sec. 2, page 3, line 11, by inserting after the word "Turnpike" where it appears the first time in said line, the following: "or to a point on the Northeastern Extension of the Pennsylvania Turnpike"; Amend Sec. 2, page 4, line 2, by inserting after the word "County" the following: "or to a point on the Northeastern Extension of the Pennsylvania Turnpike."

They were agreed to.

The section was agreed to as amended.

The third section was read and agreed to.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. BLASS offered the following amendments:

Amend Sec. 4, page 5, line 15, by inserting after the word "Turnpike" the following: "or to a point on the Northeastern Extension of the Pennsylvania Turnpike"; Amend Sec. 4, page 5, line 19, by inserting after the word "County" the following: "or to a point on the Northeastern Extension of the Pennsylvania Turnpike."

They were agreed to.

The section was agreed to as amended.

The fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth and twenty-first sections were read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. BLASS offered the following amendments:

Amend Title, page 1, line 4 of Title, by inserting after the word "Turnpike" the following: "or to a point on the Northeastern Extension of the Pennsylvania Turnpike"; Amend Title, page 1, last line of Title, by inserting after the word "County" where it appears the second time in said line, the following: "or to a point on the Northeastern Extension of the Pennsylvania Turnpike."

They were agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. BLASS. Mr. President, I ask unanimous consent that Senate Bill No. 110, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 129, entitled:

An Act to further amend Section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for omitted assessments.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 160, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the ex-

penses thereof" by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits conferring powers and imposing duties on the clerk of courts of Allegheny county and providing for the disposition of fees the appointment of officers and employes and for jurors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 230, entitled:

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sab-batical leaves of absence for professional and temporary professional employes

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MAHANY on behalf of Mr. PECHAN offered the following amendments:

Amend Sec. 1, (Sec. 1169), page 3, line 13, by striking out the bracket before the word "more"; amend Sec. 1, (Sec. 1169), page 3, line 13, by inserting a bracket before the word "one"; amend Sec. 1, (Sec. 1169), page 3, line 14, by striking out the words "less than two thousand dollars (\$2000)" and inserting in lieu thereof: "two thousand five hundred dollars (\$2500) nor less than one thousand eight hundred dollars (\$1800)"; amend Sec. 1, (Sec. 1169), page 3, line 16, by striking out the bracket before the word "more"; amend Sec. 1, (Sec. 1169), page 3, line 16, by inserting a bracket before the word "eight"; amend Sec. 1, (Sec. 1169), page 3, lines 16 and 17, by striking out the words "less than one thousand dollars (\$1000)" and inserting in lieu thereof: "one thousand two hundred fifty dollars (\$1250) nor less than nine hundred dollars (\$900)".

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. MAHANY on behalf of Mr. PECHAN offered the following amendment:

Amend Title, page 1, last line of Title, by striking out the words "professional and temporary".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 230, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 238, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make certain arrests with warrants under certain circumstances

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 343, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 511, on second reading, entitled:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

go over in its order.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 545, entitled:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 554, on second reading, entitled:

An Act authorizing political subdivisions other than cities of the first and second classes and school districts of the first class and first class A to appoint and pay the compensation of employees to make an assessment list of all inhabitants or residents thereof over twenty-one years of age for taxation purposes

go over in its order.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 598, on second reading, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 615, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting

the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

The first, second, third and fourth sections were read and agreed to.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER on behalf of Mr. SNOWDEN offered the following amendments:

Amend Section 5 (Sec. 903), page 29, line 12, by striking out the bracket at the beginning of said line; amend Section 5 (Sec. 903), page 20, line 12, by inserting after the word "(i)" the following: "A variance of five per centum (5%) over the several maximum weights allowed by the foregoing clauses of this section shall be permitted for all purposes, and no penalty for violation of this section shall be imposed for such variance; provided, however, that no variance shall be permitted for the combination of a truck-tractor and two-axle semi-trailer or for a pair of axles less than seventy-two (72) inches apart"; amend Section 5 (Sec. 903), page 20, line 12, by inserting a bracket before the word "Maximum"; Amend Section 5 (Sec. 903) page 21, lines 10 to 14, inclusive, by striking out the words "No penalty for violation of this section shall be imposed" on line 10, all of lines 11, 12 and 13, and the word "Any" on line 14, and inserting in lieu thereof the following: "Subject to the provisions of clause (i) of this section, any"; amend Section 5 (Sec. 903), page 21, lines 15 to 17, inclusive, by striking out the words "with a gross weight exceeding one hundred five per centum" on line 15, all of line 16, and the words "(b), (c) or (d)" on line 17, and inserting in lieu thereof the following: "in violation"; amend Section 5 (Sec. 903), page 21, line 18, by striking out the words "a fine of" and inserting in lieu thereof the following: "the costs of prosecution and a fine according to the following schedule:" For violating clause (a), (b), (c) or (d) of this section, the fine shall be"; amend Section 5 (Section 903), page 22, line 1, by inserting after the word "weight" the following: "of the vehicle or combination of vehicles"; amend Section 5 (Sec. 903) page 22, line 1, by striking out the words "the sum of"; amend Section 5 (Sec. 903), page 22, line 2, by striking out the word "plus" and inserting in lieu thereof the following: "exclusive of the variance permitted by clause (i) but inclusive of a variance of"; amend Section 5 (Sec. 903), page 22, lines 3 to 18, inclusive, by striking out the words "together with costs

of prosecution" on line 3, and all of lines 4 to 18, inclusive, and inserting in lieu thereof the following "provided, that no variance of any amount shall be permitted for the combination of a truck-tractor and two-axle semi-trailer." For violating clause (f), without violating clause (a), (b), (c) or (d), of this section, the fine shall be twenty-five (\$25) dollars. For violating clause (g) of this section, the fine shall be twenty-five (\$25) dollars."

They were agreed to,

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER on behalf of Mr. SNOWDEN offered the following amendments:

Amend Section 6 (Sec. 904), page 23, lines 17 and 18, by striking out the words "one hundred five per centum (105%)" on line 17, and the word "of" on line 18; amend Section 6 (Sec. 904), page 23, line 19, by striking out the words "one hundred five per centum (105%) of"; amend Section 6 (Sec. 904), page 24, lines 2 to 4, inclusive, by striking out the words "or if the weight upon any axle" on line 2, all of line 3, and the word "allowed" on line 4; amend Section 6 (Sec. 904), page 24, lines 4 and 5, by striking out the word "or" on line 4, and the word "rearrange" on line 5; Amend Section 6 (Sec. 904), page 24, line 7, by striking out the words "one hundred five per centum (105%) of"; amend Section 6 (Sec. 904), page 24, lines 8 to 10, inclusive, by striking out the words "or to reduce" on line 8, all of line 9, and the words "weight allowed" on line 10; amend Section 6 (Sec. 904), page 24, line 11, by inserting after the word "mits" the following ("") This section shall be subject to the provisions of clause (i) of section nine hundred three of this act."

They were agreed to.

The section was agreed to as amended.

The seventh section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER on behalf of Mr. SNOWDEN offered the following amendments.

Amend Section 7, page 25, line 1, by inserting after the word "two" the following: "shall become effective the first day of the registration year commencing in one thousand nine hundred fifty-two. Sections"; amend Section 7, page 25, line 3, by striking out the words "fifty-two" and inserting in lieu thereof the following: "fifty-three"; amend section 7, page 25, lines 4 and 5, by striking out the words "the first" on line 4, and all of line 5, and inserting in lieu thereof the following: "immediately upon final enactment."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 615, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 616, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

The first and second sections were read and agreed to.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend sec. 4.7, page 14, line 14, by adding after the word "amendment" the following: "And any consent by a person whose consent by law is required to an adoption hereafter prayed for, which consent was executed prior to the effective date of this act, is hereby declared to be valid and lawful, notwithstanding such consent does not name or otherwise identify the adopting parent or parents or does not contain a declaration by the person executing the same that such person voluntarily executed such consent without disclosure of the name or other identification of the adopting parent or parents; provided, that, such consent is otherwise in due form, as required by law."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. KEPHART. Mr. President, I ask unanimous consent that Senate Bill No. 616, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 621, on second reading, entitled:

An Act to further amend section 2 of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by adding a new route in Luzerne County.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 653, on second reading, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town townships school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employe providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by providing for a permanent record system uniform throughout the Commonwealth among boards for the assessment and revision of taxes providing for a committee to prepare such system and conferring powers and imposing duties upon the boards for the assessment and revision of taxes the chairman of the Local Government Commission and chief assessors.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 656, on second reading, entitled:

An Act to amend section 401 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by changing the provisions relating to the appointment of chief assessors requiring that the chief assessor devote full time to his office imposing duties and conferring power on the Department of Internal Affairs providing for examinations for chief assessors and creating a committee to prepare such examinations.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 673, on second reading, entitled:

An Act abating certain tax penalties and interest on unpaid county city and school district taxes in cities of the first class and in school districts of the first class with certain exceptions

be recommitted to the Committee on Local Government.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 686, entitled:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 693, on second reading, entitled:

An Act to reenact revise and amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto"

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 700, entitled:

An Act relating to records of public officers and businesses authorizing the reproduction photographing photostating and microphotographing of such records providing for the admissibility of such reproductions in evidence and the disposition of original records

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 725, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and

for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides imposing duty on district attorneys to file such petitions and further modifying such procedure

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 734, entitled:

An Act to amend sections one and two of the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1511) entitled "An act defining cold storage requiring licenses to operate cold storage warehouses and locker plants requiring records reports marking wrapping protecting limiting time of storage disposition sale return or transfer of foods in cold storage conferring powers on the Department of Agriculture including adoption of rules and regulations special permits for storage of feeding stuffs for animal use and providing penalties for violation of this act" by redefining the term "Cold Storage Warehouse" and reducing the license fee

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 736, entitled:

An Act providing for the registration of professional bondsmen in cities of the first class providing for criminal offenses and penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 738, entitled:

An Act to further amend subsection (g) of Section 1110 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by eliminating requirement that the form and arrangement of ballot labels on voting machines be approved by the Secretary of the Commonwealth

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 794, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by enlarging the jurisdiction of said court in certain cases of appeals and making said jurisdiction exclusive

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 795, entitled:

An Act to further amend Section 12 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by conferring exclusive jurisdictions on the county court of Allegheny County in cases of appeals from the Board of Property Assessment Appeals and Review

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 796, entitled:

An Act to further amend Section 616 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protec-

tion of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns township within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals by persons whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 797, entitled:

An Act to amend subsection (b) of Section 9 of the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employees and imposing penalties" as reenacted and made permanent by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from decisions of the collector in administering and enforcing the provisions of the act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 798, entitled:

An Act to further amend subsections (a) and (b) of Section 9 of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring labor practices by employers to be unfair further providing that representatives of a majority of the employes be

the exclusive representatives of all employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order nad establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by conferring exclusive jurisdiction on the County Court of Allegheny County in cases of appeals from the Labor Relations Board

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 872, entitled:

An Act validating and confirming acquisition and holding heretofore consummated by certain municipal corporations of other states of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property and appurtenances attached thereto acquired and held by such municipal corporations in such other states and defining certain of their rights and liabilities in connection therewith.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 955, on second reading, entitled:

An Act to amend section 10 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" by removing the limitations on contributions by the city.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1037, entitled:

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed the effect of the merger upon property and franchises and defining the rights powers and privileges of the surviving company.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1091, entitled:

An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1236, entitled:

An Act to amend subsection (d) of Section 804 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" by making an editorial correction.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL No. 1388 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, on page 32 of today's Calendar, for the information of the gentlemen of the Senate, House Bill No. 1388 is on the Second Reading Postponed Calendar, and is a stopgap appropriation to permit the Department of Military Affairs to continue the veterans' relief, and I would like at this time to call the bill from the Second Reading Postponed Calendar and have it read for the second time so that the Senate can pass it.

Mr. President, I have had a request from Brigadier General Weber to have us enact that bill so that they can continue the veterans' relief program.

Therefore, Mr. President, I call up from the Postponed Calendar House Bill No. 1388 for consideration at this time

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1388, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. LANE and FLEMING read in place and presented to the Chair Senate Bill No. 758, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled as amended, 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder and prescribing penalties,' as reenacted and amended; providing for the payment of compensation to volunteer firemen or their dependents," by making diseases of the heart and respiratory tuberculosis contracted by certain volunteer firemen compensable thereunder.

Which was committed to the Committee on Labor and Industry.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate

do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. BARR. Mr. President, I object to House Bill No. 587 being read for the first time.

The PRESIDING OFFICER. There being objection to House Bill No. 587 being read for the first time at today's Session, the bill will appear on the First Reading Calendar tomorrow.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 46, entitled:

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire companies and volunteer fire companies located within the county.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 98, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes.

Ad said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 101, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 119, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 218, entitled:

An Act to further amend section 30 of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" by increasing the maximum amounts of payments by the State and requiring additional proof of claims in certain cases

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 224, entitled:

An Act to further amend section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for the preparation of assessment rolls and lists.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 249, entitled:

An Act to amend subsection (a) of section 411 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters;

authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction, reconstruction, repair and maintenance of certain bridges and viaducts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 597, entitled:

An Act to provide for the establishment, functioning, maintenance and discontinuance of joint public service units between two or more boroughs, towns or townships, to perform the duties of such boroughs, towns or townships relating to police and fire protection, roads and bridges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 628, entitled:

A Joint Resolution proposing an amendment to section ten article one of the Constitution of the Commonwealth of Pennsylvania by limiting the prohibition on proceeding by information to certain cases in cities and counties of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 667, entitled:

An Act to amend subsection (c) of Section 2 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use

in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by increasing the compensation of the members of board.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 675, entitled:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 676, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 677, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 678, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 679, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 680, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" by increasing the amount of pension in certain cases increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 681, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 682, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 688, entitled:

An Act to further amend Section 303 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers,

city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 691, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws thereto" by increasing the maximum appropriation which may be made for agricultural extension work.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 699, entitled:

An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 705, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms, and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 708, entitled:

An Act requiring certain non-profit and cooperative associations and corporations to obtain the approval of the Pennsylvania Public Utility Commission before beginning to furnish telephone service on a cooperative or non-profit basis or to furnish such service in areas not theretofore served providing for regulation of such service after approval and conferring powers and imposing duties upon the Pennsylvania Public Utility Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 712, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209), entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act," by taking away powers of commission to fix boundaries of park.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 718, entitled:

An Act to further amend section thirteen of the act, approved the fourth day of June, one thousand nine hundred and thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by extending and further regulating such retirement systems.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined authorizing the commission to construct and finance as a whole or in sections turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 729, entitled:

An Act to repeal Sections 2 and 3 of the act, approved the eleventh day of April, one thousand eight hundred sixty-six (P. L. 635), entitled "A further supplement to the act consolidating the city of Philadelphia, for the purpose of introducing a sufficient supply of fresh and pure water, for the use of the citizens of said city," eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 731, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by providing for the appointment of boards of health and health officers prescribing their powers and duties permitting the enforcement of the administration of health laws by such board and officers providing for a president and secretary of such boards imposing duties on the Secretary of Health and providing for payments of expenses by townships.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 733, entitled:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states, in an emergency; and agreeing to, approving, and authorizing and empowering the Governor to enter into, a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof, for such purpose.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 752, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for making costs payable by the county to aldermen and justices of the peace due and payable.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 754, entitled:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing the time for making costs payable by the county to aldermen or justices of the peace due and payable.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 958, entitled:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties, cities, boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements for stop signs.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth and providing for the disposition of the proceeds of the purchase moneys.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 996, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania and providing for the disposition of the proceeds of the purchase monies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1071, entitled:

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1114, entitled:

An Act to further amend Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by requiring different types of solid fuels in one vehicle to be separated and requiring separate weighmaster's certificates for each type.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Thursday, June 21, 1951, at 9:00 o'clock, a. m., Eastern Standard Time.

Mr. LETZLER. Mr. President, I second the motion.
The motion was agreed to.

The Senate adjourned at 6.27 o'clock, p. m., Eastern Standard Time, until Thursday, June 21, 1951, at 9:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, June 20, 1951

The House met at 12:00 noon EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord, who never failest to help and govern those whom Thou dost bring up in Thy steadfast fear and love; Keep us, we beseech Thee under the protection of Thy good providence, and make up to have a perpetual fear and love of Thy Holy Name; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. As there any corrections to the Journal of Tuesday, June 19, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. COCHRAN.

HOUSE BILL No. 1467.

An Act to add clause to Section 1027 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by conferring on burgess, power to promulgate parking and traffic regulations in certain cases.

Referred to the Committee on Boroughs.

By Messrs. FERSTER and HELM.

HOUSE BILL No. 1468.

An Act to add section 10.1 to the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds, imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for credit for years of service for certain former employees of the public school system.

Referred to the Committee on State Government.

By Messrs. SOLLENBERGER and HELM.

HOUSE BILL No. 1469.

An Act to add section 12.2 to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth and manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for the furnishing of information and the transfer of certain moneys by the board to the State Employees' Retirement Board and Fund.

Referred to the Committee on State Government.

By Mr. CLAPPER.

HOUSE BILL No. 1470.

An Act to repeal the act, approved the thirteenth day of April, one thousand eight hundred sixty-eight (P. L. 1017), entitled "An act to provide for the collection of state, county, poor and military taxes in the county of Bedford," so far as it relates to Bedford County.

Referred to the Committee on Counties.

By Mr. WESTRICK.

HOUSE BILL No. 1471.

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for payment by the commission of certain damages caused by big game and prescribing penalties for false claims.

Referred to the Committee on Game and Forestry.

By Messrs. ZIEGLER and READINGER.

HOUSE BILL No. 1472.

An Act to amend the act approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties," by providing that any person in this act who pays a tax to the Commonwealth under the act shall as to the amount of tax so paid be exempt from local taxes levied by any political subdivision.

Referred to the Committee on Ways and Means.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 1473.

An Act to further amend the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement.

Referred to the Committee on City and County—First Class.

By Messrs. DALRYMPLE and POLASKI.

HOUSE BILL No. 1474.

An Act to further amend Subsection E of Section 204 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624) entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees,

shareholders, attorneys, and other employes of all such corporations, employes' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for establishment of branch offices.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. BROWN.

HOUSE BILL No. 1475.

An Act to amend Section 1301 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-nine (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by making provisions for the continuance in office of city clerks during good behavior.

Referred to the Committee on Cities—Third Class.

By Messrs. RIGBY and BEECH. HOUSE BILL No. 1476.

An Act to further amend Article III of the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities of the second class," by fixing maximum hours of service for policemen and providing for compensation for extra services in emergencies.

Referred to the Committee on Cities and Counties—Second Class.

By Messrs. RIGBY and BEECH. HOUSE BILL No. 1477.

An Act to further amend Section 1 of the act, approved the thirtieth day of March, one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities," by further regulating the hours of duty of firemen in cities of the second class.

Referred to the Committee on Cities and Counties—Second Class.

By Messrs. WEIDNER and SHOTWELL.

HOUSE BILL No. 1478.

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs; and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act and penalties," by changing the penalties for the illegal sale, dispensing or giving away of drugs.

Referred to the Committee on Public Health and Sanitation.

By Messrs. WILT and HARRY W. PRICE, JR.

HOUSE BILL No. 1479.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine

(P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof owners of vehicles and garage keepers, providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substance from their rear wheels beyond certain limits.

Referred to the Committee on Motor Vehicles.

By Messrs. KENT and HELM. HOUSE BILL No. 1480.

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by defining and re-defining certain terms; by further providing for the submission of reports by the department to the Governor concerning the administration and operation of the act, by providing for the selection of certain personnel on a civil service basis, by providing for the disposition of obsolete files and records, for reciprocal arrangements with foreign governments, for the modification of the manner in which contribution rates are determined and redetermined, for modification of the manner in which reports are filed and contributions paid, for modification of the provisions with respect to eligibility for benefits and the amount thereof, by conferring upon the department the right of appeal, by eliminating appeal filing fees, and by making further provisions for the prosecution of fraud and for recoupment of benefit payments.

Referred to the Committee on Workmen's Compensation.

By Mr. ROSEN.

HOUSE BILL No. 1481.

An Act to further amend the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers

and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by requiring the commission to provide additional places of registration in each ward.

Referred to the Committee on Elections and Apportionment.

By Mr. YOUNG. HOUSE BILL No. 1482.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire by gift, suitable ground and buildings to be used by the Department of Welfare as a State training school for female juvenile delinquents.

Referred to the Committee on Welfare.

By Mr. HOCKER. HOUSE BILL No. 1483.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to acquire additional tracts of land for the use of the Pennsylvania Industrial School and making an appropriation therefor.

Referred to the Committee on Appropriations.

By Messrs. GUTENDORF, KOHL, MIKULA, FLACK, JUMP and NAJAKA. HOUSE BILL No. 1484.

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a connection with the Pennsylvania Turnpike System at such point east of the Susquehanna River as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of New York between the Susquehanna and Delaware Rivers and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds, notes or other obligations of the Commonwealth payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds, notes or other obligations and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds, notes or other obligations exempt from taxation; constituting the same legal investments in certain instances; requiring suits against the Commission to be brought in Dauphin County; prescribing conditions on which such turnpike shall become free; providing for grade separations, grade changes, relocations, restorations and vacation of public roads and State highways affected by the turnpike; providing for the purchasing or condemnation of land and procedure for determining damages in condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds.

Referred to the Committee on Highways.

By Messrs. GOODLING, SOLLENBERGER, HELM and FROST. HOUSE BILL No. 1485.

An Act to amend Section 2511 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by limiting the number of payments by the Commonwealth to certain school districts on account of closed schools.

Referred to the Committee on Education.

RESOLUTION INTRODUCED AND REFERRED

By Mr. JOHNSON. RESOLUTION No. 56.

In the House of Representatives, June 19, 1951.

That McKean County is one of the most progressive and delightful areas in Pennsylvania is a fact patent to everyone. But it is not equally well known that this enviable reputation does not stem from mere chance or magical luck, but is solidly predicated on the civic performance record of its worthy and substantial citizenry.

The center of the famous high quality Pennsylvania petroleum with its by-products, the site of the most beautiful court house in the Commonwealth, the home of thousands of Pennsylvania's most illustrious citizens, McKean County is truly an exemplar community among the political units of the State. The financial status of McKean County is excellent. Not only is its budget in balance, but unlike so many other political divisions at all levels has never had a program of fantastic spending and wierd financing. Most of the credit for this happy, financial picture is owing to the magerial skill, the administrative talent, the frugality, the foresight, and the integrity of the County Commissioners; therefore be it

Resolved, That this House of Representatives extend its heartiest congratulations to McKean County on the occasion of its recent emancipation from debt; and be it further

Resolved, That the Commissioners of McKean County be cited and commended for their excellent management of the County's many activities whereby loans aggregating \$950,000 were retired on June 15th.

Referred to the Committee on Rules.

LANCASTER GIRL SCOUTS WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House thirty-five girl scouts from Lancaster, accompanied by Mrs. Rehm, Scout Leader, and Miss Whirt, Junior Women's Republican Club. They are here today as the guests of the gentlemen from Lancaster, Messrs. Murray, Royer, Bomberger and Wood.

SENATE MESSAGES

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 77.

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the hours of service vacations and sick leaves of firemen

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 1, line 5, by striking out after the second word "the" the word "organization."

Amend Section 1, page 2, line 14 by striking out the bracket before and after the word "two"; line 15, by striking out the word "three"; page 2, line 6, by striking out the word "fifty-six" and inserting in lieu thereof the word "sixty"; line 13, by striking out the brackets before and after the word "twenty-four" and by striking out the word "forty-eight".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. HAROLD G. MILLER. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Brelsche,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Jenkins,	Moore, C. E.,	Swartz,
Bucchin,	Johnson,	Moore, H. A.,	Swope,
Byrne,	Jones, G. E.,	Moran,	Tahl,
Cella,	Jones, J. M.,	Muldowney,	Taylor,
Clapper,	Jones, P. F.,	Munley,	Thompson, E. F.,
Clendening,	Jones, T. H. W.,	Murray,	Thompson, R. L.,
Cochran,	Jump,	Musto,	Toll,
Conway,	Kamyk,	Najaka,	Tompkins,
Cooper,	Keller,	Naugle,	Toomey,
Corr,	Kent,	Needham,	VanSant,
Costa,	Kline,	Olsen,	Varallo,
Coyle,	Kohl,	Penglase,	Varnier,
Dalrymple,	Kolankiewicz,	Peta,	Verona,
Davis,	Kornick,	Petrosky,	Wachhaus,
Dennison,	Kratz,	Pettigrew,	Wargo,
Dougherty,	Kubacki,	Pfaff,	Waterhouse,
Dowling,	Lafore,	Pichney,	Watkins,
DuBois,	Lederer,	Pitzer,	Weldner,
Duffy,	Leisey,	Polaski,	Welsh,
Dunn,	Leonard, L.,	Polen,	Wescott,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leven,	Price, R. A.,	Whalley,
Fenrich,	Light,	Readinger,	Wheeler,
Ferster,	Limper,	Reagan,	White,
Filip,	Loftus,	Reese,	Williams,
Filo,	Lopresti,	Reidenbach,	Wilt,
Firmstone,	Lovett,	Relly, J. M.,	Wood,
Flack,	Lutty,	Rigby,	Yeakel,
Frost,	Lyons,	Riley, R. L.,	Yester,
Gaffney,	Madden,	Robertson,	Yetzer,
Geer,	Madigan,	Rose,	Young,
Gibson,	Markley,	Rosen,	Ziegler,
Gleason,	Maxwell,	Rovansek,	Sorg,
Good,			Speaker

NAYS—0

NOT VOTING—2

Hall,

Hunter.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1101.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell at public sale and convey a certain tract of land situate in the City of Allentown County of Lehigh and providing for the disposition of the proceeds of the purchase moneys

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend title, page 1, line 4, by striking out after the word "Lehigh" the words "to the Central Railroad Company of Pennsylvania" and inserting in lieu thereof the words "and providing for the disposition of the proceeds of the purchase moneys".

Amend Section 1, page 2, line 4, by striking out after the word "sell" and inserting in lieu thereof the words "at public sale to the highest bidder and to make and execute a deed conveying"; page 4, line 5, by striking out after the word letter "N" the figure "50".

Amend page 6, by inserting after line 16, a new section as follows: "Section 3 The moneys received as the purchase price shall be paid into the general fund of the State Treasury".

Amend page 7, line 1, by striking out after the word "Section" the figure "3" and inserting in lieu thereof the figure "4".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsche,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,

Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Rilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Hall, Hunter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILL NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 126.

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of hime and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies and repealing existing law

Mr. JOHNSON. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments

made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 6.

An Act relating to the administration and distribution of incompetents' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases the appointment bond removal and discharge of guardians of such estates their powers duties and liabilities the rights of persons dealing with such guardians and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning the determination of incompetency and the powers duties and liabilities of foreign guardians and also generally dealing with the jurisdiction powers and procedure relating to incompetents' estates

SENATE BILL No. 17.

An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom

HOUSE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1042.

An Act to amend subsection (h) of section 2 of the act approved the engteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements

With information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 77.

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the hours of service vacations and sick leaves of firemen

HOUSE BILL No. 1042.

An Act to amend subsection (h) of section 2 of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus de-

vices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" by providing further health and safety requirements

HOUSE BILL No. 1101.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell at public sale and convey a certain tract of land situate in the City of Allentown County of Lehigh and providing for the disposition of the proceeds of the purchase moneys

SENATE BILL No. 6.

An Act relating to the administration and distribution of incompetents' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases the appointment bond removal and discharge of guardians of such estates their powers duties and liabilities the rights of persons dealing with such guardians and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning the determination of incompetency and the powers duties and liabilities of foreign guardians and also generally dealing with the jurisdiction powers and procedure relating to incompetents' estates

SENATE BILL No. 17.

An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom

SENATE BILL No. 479.

An Act to add subsection (e) to section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for an open season for hunting deer with bows and arrows requiring a special license therefor and fixing fees.

SENATE BILL No. 535.

An Act to amend Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending the authority of school districts to lease property from the State Public School Building Authority

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. FLOCK asked and obtained permission for the Committee on Professional Licensure to meet during the session of the House.

REPORTS FROM COMMITTEES

Mr. WHEELER from the Committee on Counties, reported as amended, House Bill No. 548, entitled:

An Act to amend Subsection (c) of Section 823, and to add Section 823.1 and 823.2 to the act, approved, the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing penalties for counterfeiting, theft, removal or transfer of certificates of inspection.

Mr. McNALLY from the Committee on Welfare, reported as committed, House Bill No. 640, entitled:

An Act to amend the act approved the sixth day of June, 1893 (P. L. 326), entitled "A supplement to an act, entitled 'An act in relation to the imprisonment, government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and eighty-seven," by correcting the name of said institution and of the governing board thereof.

Mr. WHEELER from the Committee on Counties, reported as committed, House Bill No. 729, entitled:

An Act to further amend Section 10 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by extending service allowance to include periods of employment with the State.

Mr. MADDEN from the Committee on Counties, reported as committed, House Bill No. 774, entitled:

An Act to amend Section 201 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating and subjects, property and persons subject to and exempt from taxation for county, borough, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of an certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by further defining real estate to be valued and assessed for taxation.

Mr. ROBERTSON from the Committee on Counties, reported as committed, House Bill No. 775, entitled:

An Act to further amend Section 201 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by further defining real estate to be valued and assessed for taxation.

Mr. HOCKER from the Committee on Liquor Control, reported as amended, House Bill No. 959, entitled:

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further regulating and limiting the issuance of distributors' and importing distributors' licenses and further regulating sales by licensees.

Mr. KORNICK from the Committee on Townships, reported as committed, House Bill No. 1098, entitled:

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class, amending, revising, consolidating, and changing the law relating thereto," by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees, and to levy and collect the cost thereof from the owner of the property by action in assumpsit, or by the filing of a municipal claim therefor.

Mr. HARRY W. PRICE, Jr. from the Committee on Welfare, reported as committed, House Bill No. 1108, entitled:

An Act to repeal the act, approved the sixth day of June, one thousand nine hundred thirteen (P. L. 452), entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions, societies, and associations caring for dependent, neglected, or delinquent children' approved the twenty-sixth day of February, Anno Domini one thousand nine hundred and three, and making it the duty of the board of visitation to visit all institutions, within the county, which receive their inmates from more than one county, and are in whole or in part supported and managed by the Commonwealth, and all institutions which are wholly supported and managed by any county, city, borough, or township of the poor district of the Commonwealth, and providing for the making of nominations of appointment on the boards of visitation."

Mr. LYONS from the Committee on Highways, reported as amended, House Bill No. 1247, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreement with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" by changing or deleting certain routes and adding certain new routes.

Mr. ROYER from the Committee on Highways, reported as committed, House Bill No. 1248, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred twenty-seven, entitled "An act establishing certain public roads as State Highways, and providing for their construction and maintenance at the expense of the Commonwealth," by changing certain routes.

Mr. MADIGAN from the Committee on Highways, reported as amended, House Bill No. 1249, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" by removing additional roads from the State highway system.

Mr. WESCOTT from the Committee on Highways, reported as amended, House Bill No. 1250, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth," by changing or deleting certain routes and adding certain new routes.

Mr. McMILLEN from the Committee on Highways, reported as amended, House Bill No. 1251, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes.

Mr. TOOMEY from the Committee on Highways, reported as amended, House Bill No. 1252, entitled:

An Act to establish certain roads or sections of road as State Highways.

Mr. ROYER from the Committee on Highways, reported as committed, House Bill No. 1253, entitled:

An Act to amend the act approved the eighth day of April, one thousand nine hundred twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth" by changing certain routes.

Mr. BOORSE from the Committee on Professional Licensure, reported as committed, House Bill No. 1449, entitled:

An Act to amend the act, approved the twelfth day of June, one thousand nine hundred fifty-one (Act Number 141), entitled "An act relating to mental health including mental illness, mental defect, epilepsy and inebriety and amending, revising, consolidating and changing the laws relating thereto," by further defining "qualified physician" and "medical examiner."

Mr. TAYOR from the Committee on Welfare, reported as committed, House Bill No. 1463, entitled:

An Act to repeal the act, approved the twenty-sixth day of February, one thousand nine hundred three (P. L. 8), entitled "An act providing for the appointment of boards of visitation for institutions, societies, and associations caring for dependent, neglected and delinquent children."

Mr. WATKINS from the Committee on State Government, reported as committed, Senate Bill No. 592, entitled:

A Supplement to the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575), entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation," authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a supplemental compact or agreement with the State of New Jersey amending Articles I, II, IV, XI, and XII of and adding a new article to the compact and agreement between the Commonwealth of Pennsylvania and the State of New Jersey authorized and made pursuant to the act herein supplemented by changing the name of The Delaware River Joint Commission to The Delaware River Port Authority and the method of appointment of commissioners; removing the present Pennsylvania members of the commission, extending the jurisdiction, powers and duties of the Delaware River Port Authority and defining such additional jurisdiction, powers and duties to take effect upon the enactment of substantially similar legislation by the State of New Jersey, embodying the supplemental agreement between the two States in this act set forth and authorizing the Governor to apply on behalf of the Commonwealth to the Congress of the United States for its consent thereto.

Mr. SAX from the Committee on City and County—First Class, reported as committed, Senate Bill No. 646, entitled:

An Act to amend the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1199), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employees; fixing the salaries of the members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases.

Mr. LOFTUS from the Committee on Liquor Control, reported as committed, Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by changing residence requirements for stock ownership in corporations, licensed as malt and brewed beverages manufacturers, distributors and importing distributors.

Mr. SAX from the Committee on Liquor Control, reported as amended, House Bill No. 620, entitled:

An Act to amend clause (b) of Section 207 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State Liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further providing for the fixing of sale prices for Pennsylvania liquor stores.

Mr. LOFTUS from the Committee on Liquor Control, re-reported as committed, House Bill No. 1039, entitled:

An Act to amend sections 401 and 406 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 21), entitled "An act regulating to alcoholic liquors, alcohol and malt and brewed beverages,

amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and incertain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by permitting certain sales of liquor for consumption off the premises.

Mr. McCORMACK from the Committee on Liquor Control, re-reported as committed, House Bill No. 1060, entitled:

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol, and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by making the serving of food optional with certain licenses and changing certain requirements relating to the serving of food.

Mr. STANK from the Committee on Liquor Control, re-reported as committed, House Bill No. 1100, entitled:

An Act to amend sections 464 and 471 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act. No. 21) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further defining the powers of courts on appeal.

Mr. HOCKER from the Committee on Liquor Control, re-reported as amended, House Bill No. 1196, entitled:

An Act to amend clause (15) of the second paragraph of Section 493 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and

duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the cashing receiving handling or negotiating of Public Assistance checks by licensees of the Pennsylvania Liquor Control Board an unlawful act

BILLS INTRODUCED AND REFERRED

By Mr. LAFORE.

HOUSE BILL No. 1486.

An Act to amend the title and Sections 2 and 3 of the act, approved the nineteenth day of June, one thousand nine hundred forty-one (P. L. 143), entitled "An act designating certain days of each year as Arbor Days and Bird Days, one of which days shall be the ninth day of April, except when the ninth day of April falls on Saturday, Sunday or Good Friday; providing that the week of the ninth of April be proclaimed as Conservation Week, and directing suitable observance of Arbor Days and Bird Days in public schools under the direction of superintendents and teachers," by changing the date of one of the days designated as Arbor Day, and changing the week to be designated as Conservation Week in Pennsylvania.

Referred to the Committee on State Government.

By Messrs. ROYER and ANDREWS.

HOUSE BILL No. 1487.

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

Referred to the Committee on Appropriations.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATERHOUSE asked and obtained permission for the Committee on Workmen's Compensation to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WATKINS asked and obtained unanimous consent to add an additional sponsor to House Bill No. 1331.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 121, entitled:

An Act to further amend Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the provision allowing directors expenses at annual conventions and special meetings

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 223, entitled:

An Act designating October fifteenth of each year "Poetry Day" and providing for the observance thereof

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 695, entitled:

An Act providing that public employes of the Commonwealth of Pennsylvania or any political subdivision thereof in the absence of statutory law to the contrary shall not be forbidden by any superior officer to exercise the privilege of participating or engaging in political activities

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 815, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liabilities for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing that the Department of Revenue furnish one registration plate for every vehicle

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 965, entitled:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the amounts payable by the Commonwealth on account of vocational extension classes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1158, entitled:

An Act to further amend subsection (d) of Section 1002 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the use of photostatic copies of certificates of appointment as official speedometer testing stations as competent evidence in pro ceedings for speed violations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1160, entitled:

An Act to amend the penalty clause of Section 1032 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing penalty for non-conformance to requirements for use of lighting equipment

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1181, entitled:

An Act to add Section 1207.1 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses

bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by granting jurisdiction to magistrates in summary proceedings in certain cases where minors are charged with violations of said act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1203, entitled:

An Act to select and adopt the Great Dane as the official State dog of Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1204, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the procedure in reference to rating of professional employer and temporary professional employees and designating the persons authorized to do the same

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1212, entitled:

An Act to further amend the title and subsection (1) of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" by excluding certain private schools from the operation of the act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1254, entitled:

An Act repealing all laws providing for the giving of bounties for Indian scalps

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1293, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by clarifying and extending the provisions of the act to include certain vehicles of the tractor type and making editorial changes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1318, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College to acquire certain tracts of land for the use of Clarion State Teachers and making an appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1324, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the registration year for commercial motor vehicles motor buses motor omnibuses and trailers and certain exemptions in accordance therewith

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bil No. 1327, entitled:

An Act to amend Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school

system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for authorization by county conventions of activities and services to be administered by county boards of school directors

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1335, entitled:

An Act to further amend Section 11 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by providing for credit for services with a school district of the first class for members of a first class city pension fund in certain cases

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for learner's permits and appropriating the increase for teaching of safe driving of motor vehicles

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1358, entitled:

An Act to further amend Section 1188 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending provisions for compensation for attendance at meetings of teachers

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1374, entitled:

An Act to further amend section 1207 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further providing for the disposition of fines and penalties collected and bail forfeited due to speeding

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1438, entitled:

An Act making an appropriation to the Local Government Commission to continue its work

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1443, entitled:

An Act making an appropriation to the Lancaster Heart Association to be used for carrying on its purposes of research study treatment prevention and care of rheumatic fever and diseases of the heart to provide convalescent care and hospital treatment in such cases and for renovation and equipment of real property

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 456, entitled:

An Act to further amend the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 368) entitled "An act to protect consumers in the purchase for fuel purposes of the hard coal known as anthracite providing for and regulating the sale offering for sale resale delivery and shipment of anthracite according to a standard provided for in this act requiring producers and dealers and persons engaged in the sale and resale of anthracite from storage yards or otherwise to consumers to keep certain records conferring powers on the Anthracite Committee and its agents and providing penalties" by defining "Retail Dealer" "Wholesale Dealer" "Municipal Weighmaster" and "Municipality" requiring producers wholesale dealers and municipal weighmasters to issue certain statements and keep certain rec-

ords imposing and changing penalties providing for the payment of fines for violations to the Commonwealth and providing for injunctions to restrain violations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 603, entitled:

An Act prescribing the persons who may administer the oath of office to the Governor and the Lieutenant-Governor

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. DALRYMPLE asked and obtained permission for the Committee on Cities—Third Class to meet during the session of the House.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 390, entitled:

An Act requiring all buildings under construction which are to be fifty feet or more in height to be equipped with an elevator for the use of building construction workmen and providing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 488, entitled:

An Act to impose a temporary tax on real estate for public school purposes in school districts of the first class A for current expenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1057, entitled:

An Act to add Section 6.1 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by authorizing the issuance of limited real estate brokers' and salesmen's licenses within a limited field or branch of the real estate business and conferring powers and imposing duties upon the Department of Public Instruction and the State Real Estate Commission with respect to examination for and the issuance of such licenses

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. BOORSE. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1116, entitled:

An Act to further amend Sections 1 and 2 of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" by defining further words and terms and regulating the sale of certain additional commodities

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1153, entitled:

An Act to further amend Subsection (1) of Section 6 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by giving trustees of the retirement fund same powers to invest as fiduciaries

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. STIMMEL. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1218, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and

all other assistants and employes of certain departments boards and commissions shall be determined" by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1298, entitled:

An Act to further amend section four of the act approved the thirteenth day of May one thousand nine hundred fifteen (P. L. 286) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" by increasing the working hours of minors between the ages of sixteen and eighteen years

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1356, entitled:

An Act to amend sections one and thirteen of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 940) entitled "An act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties" by redefining "boarding houses for children" and increasing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1357, entitled:

An Act to amend the act approved the fourteenth day of April one thousand nine hundred and twenty-five (P. L. 234) entitled "An act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties" by redefining "boarding houses for infants" eliminating license fees and increasing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1450, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1451, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BOORSE asked and obtained permission for the Committee on Municipal Corporations to meet during the session of the House.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair notes a very distinguished visitor in the House today and takes great pleasure in welcoming the gentleman from Montgomery, Honorable Charles H. Brunner, Jr., former Majority Leader of the House.

BILLS ON FINAL PASSAGE

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 968 as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and

joint schools and departments to county plans for reorganization of school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1701 Section 731 clause (2) of section 925 and section 1701 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 731 Submission of Plans etc of Buildings to State Council of Education Exceptions No public school buildings shall be contracted for constructed in any school district of the second third or fourth class until their plans and specifications have been submitted to the State Council of Education and all recommendations concerning the same by the State Council of Education have been laid before the board of school directors Provided That where ordinary repairs are proposed such as plastering painting replacement of floors improvement of school grounds repairing or providing walks roadways or retaining walls the cost of which in districts of the second class will not exceed one thousand dollars (\$1000) or in districts of the third and fourth class will not exceed five hundred dollars (\$500) no submission of plans for such repairs to the State Council of Education shall be required Where any structural change is involved such as moving or adding doors windows partitions making additions or any excavations submission of plans to the State Council of Education shall be required regardless of the cost of such structural change Additions shall be in accord with the approved county plan for reorganization of school districts Consideration may not be given to the building plans unless the erection of the building or addition to the building conforms to the approved county plan for reorganization of school districts

Section 925 Powers and Duties The county board of school directors in respect to school districts under the supervision of the county superintendent shall have power and its duty shall be

* * * * *

(2) To approve or disapprove subject to the approval of the Department of Public Instruction transportation routes and contracts in all districts under the supervision of a county superintendent which shall conform to the county plan for reorganization of school districts Bus routes may only be approved to transport pupils outside of an approved administrative area when the facilities in the area are not adequate

Section 1701 Establishment The board of school directors in any two or more school districts may establish construct equip furnish and maintain joint elementary public schools high schools consolidated schools or any other kind of schools or departments provided for in this act Provided That said joint board conforms to the administrative areas set up in the county plan for reorganization of school districts The cost of establishing constructing equipping furnishing and maintaining such joint schools or departments shall be paid by the several districts establishing the same in such manner and in such proportion as they may agree upon No joint school or department shall be established without receiving the affirmative vote of a majority of the members of the board of school directors in each district establishing the same The action of the several boards establishing and maintaining such joint schools or departments shall be recorded in full in the minutes of the respective boards

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarraff,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reiderbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Hall,

Hunter.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 1182 as follows:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violations of closed seasons

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amend-

ing revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the act approved the thirteenth day of April one thousand nine hundred forty-nine (P. L. 432) is hereby further amended to read as follows

Section 20 Closed Seasons There shall be no fishing between the fourteenth day of March and five o'clock antemeridian on the fifteenth day of April in any year except in rivers ponds and lakes not stocked with trout and in streams emptying into Lake Erie within the confines of Pennsylvania from the mouth of the stream in a southerly direction to State Highway Route No. 5 a distance of approximately one-half mile For the purpose of this paragraph a person shall be deemed to be fishing if he shall have in his possession any fishing line rod or other device which can be used for fishing while on or in any water or on the banks of any water where fishing is prohibited Ponds and lakes in which fishing is prohibited shall be posted by the commission [The following] Any person violating the provisions of this paragraph shall upon conviction be sentenced to pay for the first offense a fine of five dollars (\$5) and costs and for a second or subsequent offense a fine of twenty dollars (\$20) and costs

The following closed seasons are hereby established for the fish as hereinafter enumerated

(a) Charr commonly called brook trout or any species of trout except lake or salmon trout beginning on the first day of August to five o'clock antemeridian on the fifteenth day of April next following

(b) Lake trout or salmon trout from the thirtieth day of September to the thirtieth day of June next following both dates inclusive

(c) Small mouth and large mouth bass white bass crappie strawberry or calico bass pike-perch otherwise called [walled-eyed] wall-eyed pike or Susquehanna salmon pickerel muskellunge western and northern pike from the first day of December to the thirtieth day of June next following both dates inclusive Provided however That pickerel and perch may be caught and taken not exceeding the daily creel limits fixed by this act during the months of December and January but only when tip-ups are employed while fishing through holes in the ice

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Good,	Maxwell,
Andrews,	Goodling,	Mazza,
Banker,	Graybill,	McConnell,
Barkdoll,	Greenwood,	McCormack,
Baumunk,	Greer,	McCullough,
Bear,	Guarnieri,	McDermitt,
Beaver,	Gutendorf,	McGee,
Beech,	Guthrie,	McInroy,
Berkstrasser,	Hagerty,	McKinney,
Blair,	Hamilton, R. K.,	McMillen,
Bloom,	Hamilton, W. H.,	McNally,
Boles,	Harney,	Metz,
Bolton,	Haudenshield,	Mihm,
Bomberger,	Headlee,	Mikula,
Boorse,	Helm,	Miller, H. G.,
Bower,	Hersch,	Miller, J. C.,
Brelsach,	Hewitt,	Mills,
Breth,	Hocker,	Mintess,
Brown,	Hoggard,	Monroe,
Bucchin,	Jenkins,	Moore, C. E.,
Byrne,	Johnson,	Moore, H. A.,
Cella,	Jones, G. E.,	Moran,
Clapper,	Jones, J. M.,	Muldowney,
Clendening,	Jones, P. F.,	Munley,
Cochran,	Jones, T. H. W.,	Murray,
Conway,	Jump,	Musto,
Cooper,	Kamyk,	Najaka,
Corr,	Keller,	Naugie,

Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dairymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Weish,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Willt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Hall,

Hunter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 244, Printer's No. 373 and

Senate Bill No. 245, Printer's No. 282

were passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 714, as follows:

An Act to provide for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges providing for leaves of absence imposing certain duties upon the Boards of Trustees and Presidents of State Colleges and the Superintendent of Public Instruction and repealing inconsistent laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Salary Payments Compensation of each member of the faculty of each State Teachers College shall be payable in nine (9) equal monthly installments during the regular college year

Section 2 Classification and Salaries Each person heretofore or hereafter appointed to a position as a member of the faculty of a State Teachers College within the classifications hereinafter set forth shall receive the following minimum salaries and years increments for services rendered during the regular college year

Professor Qualifications an earned Doctor's Degree at least seven years of teaching experience four of which shall have been in public schools minimum annual salary five thousand dollars (\$5,000) minimum annual increment two hundred dollars (\$200) minimum number of increments five (5)

Associate Professor Qualifications minimum of Master's Degree including a total of sixty semester hours of graduate credit at least five years of experience as a teacher three years of which shall have been in public schools minimum annual salary four thousand five hundred dollars (\$4,500) minimum annual increment two hundred dollars (\$200) minimum number of increments five (5)

Assistant Professor Qualifications minimum of Master's Degree at least four years of experience three years of which shall have been in public schools minimum salary four thousand dollars (\$4,000) minimum annual increment two hundred dollars (\$200) minimum number of increments five (5)

Instructor Qualification minimum of Bachelor's Degree with at least three years experience two years of which shall have been in public schools minimum annual salary three thousand five hundred dollars (\$3,500) minimum annual increment one hundred dollars (\$100) minimum number of increments five (5)

Laboratory School Teachers Members of the college faculties who are assigned to College Laboratory Schools shall receive total annual salaries for which they would qualify in accordance with the above classifications regardless of whether salary is paid entirely by the State or in part by the public schools

Co-operating Teachers Full-time employes of public school systems not classified as College Laboratory School Teachers but assisting with the supervision of student teachers qualifications minimum of a Baccalaureate Degree and at least three years experience as a public school teacher minimum annual compensation fifty dollars (\$50) for each student teacher under his or her supervision which student teacher shall be enrolled to secure twelve (12) semester hours of student teaching credit

Heads of Academic Departments Heads of Academic Departments shall receive one (1) additional increment of two hundred dollars (\$200)

The compensation of all instructional employes of the state teachers colleges not covered by the provisions of this act shall be determined by the executive board under the regulations prescribed by the administrative code

Section 3 Leaves of Absence Upon recommendation of the President and approval by the Board of Trustees and the Superintendent of Public Instruction a leave of absence of one semester with full pay or a leave of absence of one year with half pay for restoration of health study travel or other appropriate purposes may be granted to any member of the faculty of any State Teachers College who has completed ten or more years of continuous and satisfactory service in such institution No State Teachers College shall limit the number of such leaves of absence in any one school year to less than ten per centum of the number of persons eligible for such leaves

No leave of absence shall be granted unless such person shall agree in writing to return to his or her employment with the State Teachers College for a period of not less than one year immediately following the expiration of such leave of absence

No such leave of absence shall be considered a termination or breach of the contract of employment and the person on leave of absence shall be returned to the same position he or she occupied prior thereto

Every employe while on such leave of absence shall be considered to be in regular full-time daily attendance in the position from which the leave was taken during the period of said leave for the purpose of determining the employe's length of service and the right to receive increments as provided by law

Every person on leave of absence shall retain the right to make contributions as a member of either the State Employes' Retirement Fund or the Public School Employes' Retirement Fund and continue his or her membership therein in which ever system he currently holds membership

Nothing in this section shall be construed to prevent any person on leave of absence from receiving a grant for further study from any institution of learning other than the State Teachers College by which employed

The Trustees of each State Teachers College shall have the right to make such regulations as they may deem necessary to make sure that employes on leave shall utilize such leave properly for the purpose for which it was granted requiring reports from the employe or employes on leave in such manner as they may deem necessary

Section 4 Annual Employment Nothing contained herein shall be construed as prohibiting the payment of compensation beyond the salaries prescribed in this act nor shall any part of this act be construed as prohibiting the employment of members of the administrative staffs of the State Teachers Colleges on a twelve (12) month basis

Section 5 Promotions Any faculty member who during the term of his employment shall have attained the qualification necessary for the next higher classification as hereinbefore set forth shall commence with the next succeeding regular college year within the percentage limitation prescribed by this act receive the compensation prescribed for such advanced classification which shall be at least two hundred dollars (\$200) in excess of the increment earned by him during the previous year

Section 6 Administration of Salary Schedule The provisions of this act shall not be construed as authorizing any decrease in the salary paid any member of the faculty of any State Teachers College at the effective date of this act

Each person employed as a member of the faculty of a State Teachers College receiving compensation equivalent to or in excess of the minimum salary prescribed by the above schedule shall for the college year 1951-1952 be raised to the next higher step on the schedule unless such increase shall be less than one full increment in which case he shall be raised to the next higher step on the applicable schedule Each such person receiving compensation less than the minimum salary prescribed by the schedule shall for the college year 1951-1952 be raised to such minimum salary unless such increase shall be less than one full increment in which case he shall be raised to the next higher step on the applicable schedule Provided That no compensation shall be paid in excess of the maximum salary for each class when this act becomes effective

Upon satisfactory completion of a probationary period of three years the increments prescribed in this act shall become mandatory

Classifications of any employe enumerated in the foregoing salary schedule and the qualifications of such employe must be approved by the Superintendent of Public Instruction to entitle any employe to the benefits of this act Not more than thirty per centum of the total number of the faculty of any State Teachers College shall be approved for classification as professor The duties of each classification shall be defined by the Superintendent of Public Instruction

The Superintendent of Public Instruction shall be vested with the sole and final authority in interpreting the provisions of this act pertaining to the classification of any person covered thereby

Section 7 Repeal All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarraf,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,

Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buccin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Willt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,

Speaker

NAYS—0

NOT VOTING—3

Hall, Hunter, Reagan.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 802, as follows:

An Act to add a new section 1309 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating a Bureau of Higher Education in the Department of Public Instruction

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article XIII of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the

conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain department boards and commissions shall be determined" is hereby amended by adding after Section 1308 a new section to read as follows

Section 1309 Bureau of Higher Education In addition to such other bureaus as may be created or named in the Department of Public Instruction there shall be a Bureau of Higher Education which shall be in charge of a deputy superintendent and which shall have the responsibility for all matters relating to higher education assigned thereto by law or by the Superintendent of Public Instruction

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BOLTON. Mr. Speaker, I rise to ask information on this bill.

The SPEAKER. Will the gentleman from Blair, Mr. Sollenberger, permit himself to be interrogated?

Mr. SOLLENBERGER. I shall, Mr. Speaker.

Mr. BOLTON. Mr. Speaker, what is the purpose of the establishment of a bureau of higher education under the Department of Public Instruction?

Mr. SOLLENBERGER. Mr. Speaker since the end of World War II the colleges and universities in Pennsylvania have had a very difficult time trying to adjust their work in education to the needs of the veterans and to the needs of the high school graduates. For the past five years the colleges and universities could not handle the group that wanted to enter. Now we of course are going into what we might call a slump and some of them are below the needs for handling these boys and girls, and of course, the veterans.

Second, they need some coordinating branch here in Pennsylvania to be ready at any time to help the colleges and universities to work out their plans, and have data on hand to give the colleges and universities the desired information. We have nothing today for taking care of those needs.

The second reason is that when information is needed they must go to various places, to the Bureau of Education in Washington, to one college or another, one university or another, to procure the data that should be on file somewhere, and we do not have it.

The growth of the colleges and universities today has been so great over what it was ten years ago, that the needs are beyond what they can take care of by having only an executive secretary, who has nothing but a little office and not enough help, and the office is not equipped

to take care of the needs of the colleges and universities at what we might term one central place.

Therefore in the light of those two very important reasons they are asking for a bureau of higher education in the Department of Public Instruction.

Mr. BOLTON. Mr. Speaker, Dr. Sollenberger, can you tell me what the cost in dollars to the Commonwealth will be through the creation of this bureau of higher education?

Mr. SOLLENBERGER. Mr. Speaker, in reply to the gentleman it would be the salary of one man. What that salary would be set at is, of course, beyond what I would know today.

Naturally there would have to be a secretary for this man, or it would have to be a transfer of one of the secretaries within the Department to his office. Then, of course, the necessary office equipment. I think that is definitely what the bill calls for.

Now to set an amount, no, Mr. Bolton, I would not know. I would say that it would range fifteen, sixteen, seventeen thousand dollars. That may not be an accurate statement, but it is an assumption of about what it would cost.

Mr. BOLTON. Is that annually?

Mr. SOLLENBERGER. Annually, yes.

Mr. BOLTON. Annually. Well, Doctor, can one man and one secretary at the rate of fifteen thousand dollars or eighteen dollars a year perform all these functions that you have mentioned in your first answer?

Mr. SOLLENBERGER. Mr. Speaker, I would say that that is a little low. My statement may be a little low by the time they would pay the necessary expenses, because there would be travelling expenses in many cases, which of course are costly. That naturally would come out of the funds allocated to that division. It is possible that it might be a couple of thousand dollars more. I would not say no to that.

Mr. BOLTON. Well Mr. Speaker, apparently we have had colleges and universities in the Commonwealth that have gotten along very well without a bureau of higher education in the Department of Public Instruction for several hundred years, and now that we have gotten to the point where the lights in the House cannot be turned on because of a rigid economic program, it seems to me that they could possibly get along very well for the next few years without a bureau of higher education.

Mr. SOLLENBERGER. Mr. Speaker, did the gentleman ask me a question? I cannot hear very well here because there are too many conversations going on around me.

Mr. BOLTON. Mr. Speaker, Dr. Sollenberger, I said that apparently the colleges and universities in the Commonwealth have gotten along quite well for a period of several hundred years without a bureau of higher education in the Department of Public Instruction, and in view of the apparent rigid economy program which is now in effect, we have no lights in the House for example, it does seem that the colleges and universities could get along without a bureau of higher education.

Mr. SOLLENBERGER. Mr. Speaker, it seems to me that anyone who has made a study of the tremendous increase in the work of the colleges and universities since 1940 and 1941, which meant the beginning of the decline of the student body, and then from 1945 and 1946 on to

1949 and 1950 school year, college year, would know the work of those colleges and the need of those colleges for some central place to transact the business necessary, and would certainly know that that has increased many, many fold.

At the present time the demands that are being made of them on the present draft situation is keeping one man busy in the large universities, and it means a half-time man in the small colleges; and beginning just lately on the faculty, a man to help take care of this work.

If they could have a central place to transact this business it would mean that the work back in the colleges would lessen considerably, be more efficient, and the data that was received could go out, to anywhere from seventy-two to some ninety some colleges, depending on whether you include junior colleges in that group or not. Thus the expense to the college and possibly to the State, if they had to enter again into a post-war period as they did before, the cost of having that division would not be nearly as much as the amount of money that has to be spent, at least temporarily, to set up a post-war situation, and equally serious, the slump in the college registration and matriculation.

Mr. BOLTON. Mr. Speaker, I thank the gentleman.

If the other two hundred Members of the House would yield, I would like to say that I fail to see how one man in the bureau of higher education, in the Department of Public Instruction, can perform all the multitudinous duties which Dr. Sollenberger has outlined. I feel that the State could well get along without this expense.

Mr. ANDREWS. Mr. Speaker, in connection with the discussion of this measure I cannot permit the criticism of the administration's economy policy to pass unchallenged. We lacked lights for a brief period owing to the fact that the line blew a fuse, a practice which I commend to the prayerful consideration of the gentleman from Montgomery.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Amorando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenshield,	Mihm,	Smith,
Bomberger,	Headlee,	Mikula,	Snider,
Boorse,	Helm,	Miller, H. G.,	Sollenberger,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kanyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,

Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Reese,	Watkins,
Duffy,	Lafore,	Penglaese,	Weidner,
Dunn,	Lederer,	Pichney,	Welsh,
Erb,	Lelsey,	Pitzer,	Wescott,
Ewing,	Leonard, L.,	Polaski,	Westrick,
Fenrich,	Leonard, W. C.,	Polen,	Whalley,
Ferster,	Leven,	Price, H. W. Jr.,	Wheeler,
Filip,	Light,	Price, R. A.,	Williams,
Filo,	Limper,	Readinger,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Rosen,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rovansek,	Sorg,
Good,	Markley,	Robertson,	Speaker

NAYS—5

Bolton,	McCullough,	Spencer,	White,
DuBois,			

NOT VOTING—3

Hall,	Hunter,	Reagan,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1123, as follows:

An Act to provide for the registration the protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions

(a) The term "trade-mark" as used herein means any word name symbol or device or any combination thereof adopted and used by a person to identify goods produced manufactured or sold by him and to distinguish them from goods produced manufactured or sold by others

(b) The term "person" as used herein means any individual firm co-partnership corporation association or other organization

(c) The term "applicant" as used herein means any person filing an application for registration of a trade-mark under this act or his legal representatives successors or assigns

(d) The term "registrant" as used herein means any person heretofore registering a trade-mark under this Act or his legal representatives successors or assigns

(e) For the purposes of this act a trade-mark shall be deemed to be "adopted and used" in this Commonwealth when it is placed in any manner on the goods or their containers or on the tags or labels affixed thereto and such goods are sold or otherwise distributed in this Commonwealth

Section 2 Registrability

A trade-mark by which the goods of any applicant for registration may be distinguished from the goods of others shall not be registered which

(a) consists of or comprises immoral deceptive or scandalous matter or

(b) consists of or comprises the flag or coat of arms

or other insignia of the United States the Commonwealth of Pennsylvania or of any other state or municipality or of any foreign nation or any simulation thereof or

(c) consists of or comprises the name signature or portrait of any living individual except with his written consent or

(d) consists merely of the name of any individual co-partnership corporation or association unless such name be written printed impressed or woven in some particular or distinctive manner or

(e) consists of or comprises any trade-mark which

1 when applied to the goods of the applicant is merely descriptive or deceptively misdescriptive of them or

2 when applied to the goods of the applicant is primarily geographically descriptive misdescriptive of them or

(f) consists of or comprises a trade-mark which so resembles any trade-mark registered in this Commonwealth and not abandoned as to be likely when applied to the goods of the applicant to cause confusion or mistake or to receive the public concerning the origin or manufacture of such goods unless it shall be proved to the satisfaction of the Secretary of the Commonwealth that the person co-partnership or corporation last applying for the registry of such trade-mark is entitled thereto and the owner thereof by right of prior adoption and use in which case the date of the adoption shall determine the ownership and shall be proved by affidavits of persons conversant with such dates In case the Secretary of the Commonwealth becomes satisfied after a hearing held in his discretion that the person co-partnership or corporation last apply for registry is entitled by priority of adoption and use in the Commonwealth of Pennsylvania to register such trade-mark he shall revoke the first registry thereof and upon application and the payment of the fee register the same in the name of said applicant

Section 3 Powers of the Secretary of the Commonwealth

The Secretary of the Commonwealth is authorized to promulgate rules and regulations and prescribe forms for the filing of trade-marks under the provisions of this act and to have the power and authority reasonably necessary to enable him to administer this act efficiently and to perform the duties imposed upon him by its provisions

Section 4 Application For Registration

Subject to the limitations set forth in this act any person who has adopted and used a trade-mark in this Commonwealth may file in the office of the Secretary of the Commonwealth on a form to be furnished by the Secretary of the Commonwealth an application for registration of that trade-mark setting forth under oath the following information

1 The name of the person co-partnership or corporation applying for such registration his or its residence location or place of business and if a corporation the state of incorporation

2 The general class of merchandise with which the mark is used and the particular articles comprised therein to which it has been appropriated and used

3 The date when the trade-mark was first used anywhere and the date when it was first used in this State by the applicant or his predecessor in title

4 A statement that the applicant is the owner of the trademark and that no other person has the right to use such trade-mark in this State either in the identical form thereof or in any such near resemblance thereto as might be calculated to deceive or to be mistaken therefore The application shall be signed and sworn to by any officer of the corporation or association or by a member of the copartnership applying The application shall be accompanied with two specimens or facsimiles of such trade-mark and check or money order for the filing fee of \$15.00 payable to the Secretary of the Commonwealth

Section 5 Certificate of Registration

Upon compliance by the applicant with the requirements of this act the Secretary of the Commonwealth shall cause a certificate of registration to be issued and delivered to him The certificate of registration shall be

issued under the signature of the Secretary of the Commonwealth and the seal of the State and shall set forth the name and address of the applicant the name or description of the trade-mark and the general class of goods to which appropriated and the date on which the application was filed

Any certificate of registration issued by the Secretary of the Commonwealth under the provisions hereof or a copy thereof duly certified by him shall be admissible in evidence as competent and sufficient proof of the registration of such trade-mark in any action or judicial proceedings in any court of this Commonwealth

Section 6 Duration and Renewal

Registration of a trade-mark hereunder shall be effective for a term of ten years from the date of registration and upon application filed within six months prior to the expiration of such term on a form to be furnished by the Secretary of the Commonwealth the registration may be renewed for a like term A renewal fee of \$15.00 payable to the Secretary of the Commonwealth shall accompany the application for renewal of the registration

A trade-mark registration may be renewed for successive periods of ten years in like manner

Any registration in force on the date on which this act shall become effective shall expire ten years from the date of the registration or of the last renewal thereof or one year after the effective date of this act whichever is later and may be renewed by filing an application with the Secretary of the Commonwealth on a form furnished by him and paying the aforementioned renewal fee thereof within six months prior to the expiration of the registration

Section 7 Assignment

Any trade-mark and its registration hereunder shall be assignable with the good will of the business in which the trade-mark is used or with that part of the good will of the business connected with the use of and symbolized by the trade-mark Assignment shall be by instrument in writing duly executed and may be recorded with the Secretary of the Commonwealth upon the payment of a fee of \$10.00 payable to the Secretary of the Commonwealth who upon recording of the assignment shall issue in the name of the assignee a new certificate for the remainder of the term of the registration or of the last renewal thereof An assignment of any registration under this act shall be void as against any subsequent purchaser for valuable consideration and without notice unless it is recorded with the Secretary of the Commonwealth within three months after the date or prior to such subsequent purchase

Section 8 Records

The Secretary of the Commonwealth shall keep for public examination a record of all trade-marks registered or renewed under this act

Section 9 Cancellation

The Secretary of the Commonwealth shall cancel from the register

(1) after five years from the effective date of this Act all registrations under prior acts which are more than ten years old and not renewed in accordance with this act

(2) any registration concerning which the Secretary of the Commonwealth shall receive a voluntary request for cancellation thereof from the registrant or the assignee of record

(3) all registrations granted under this act and not renewed in accordance with the provisions hereof

(4) any registration concerning which a court of competent jurisdiction shall find

(a) that the registered trade-mark has been abandoned

(b) that the registrant is not the owner of the trade-mark

(c) that the registration was granted improperly

(d) that the registration was obtained fraudulently

(e) that the registered trade-mark is so similar as to be likely to cause confusion or mistake or to deceive or that it is similar to a trade-mark registered by another person in the United States Patent Office prior to the

date of the filing of the application for registration by the registrant hereunder and not abandoned provided however that should the registrant prove that he is the owner of a concurrent registration of his trade-mark in the United States Patent Office covering an area including this State the registration hereunder shall not be canceled

(5) when a court of competent jurisdiction shall order cancellation of a registration on any ground

(6) Any registration in the following circumstances

(a) Where an applicant by affidavits and other good and sufficient evidence shall prove to the satisfaction of the secretary that he is entitled to any trade-mark heretofore registered in this office by virtue of prior adoption and use

(b) In the case of a corporation having filed articles of dissolution or a decree of dissolution any person may at any time at least three years thereafter present a petition under proper affidavit to the Secretary of the Commonwealth setting forth such fact

(c) In the case of a person co-partnership or corporation not having filed articles of dissolution or a decree of dissolution but having discontinued or gone out of the business to which such registration is pertinent

(d) When a registered trade-mark has been abandoned or discontinued for a period of at least five years subsequent to registration and such abandonment and non-user still persists

In all circumstances enumerated in section (6) subsections (a) to (d) inclusive any person may present his petition for cancellation in writing and supported by proper affidavit to the Secretary of the Commonwealth accompanied with a fee of \$25.00

The petition shall set forth the pertinent facts relative thereto and shall contain proof of service of notice of such petition on the person co-partnership or corporation in whose name the said registration is recorded and asking that such registration be cancelled The secretary shall fix a time to hear the parties concerned in the matter and shall send by registered mail a notice thereof to the person copartnership or corporation in whose name such registration is recorded If after hearing the secretary is satisfied of the truth of the facts alleged in the petition in accordance with the provisions of this section he shall cancel the said registration

Section 10 Classification

The following general classes of goods are established for the purpose of administering this act The Secretary of the Commonwealth is authorized in his discretion to amend by rule or regulation the classification hereinafter established but not in any way to limit or extend the applicants or registrants rights An application for registration of a trade-mark shall be limited to a single general class of merchandise Provided however That nothing in this act shall be construed as limiting the registration of a trade-mark to one general class

The said classes are as follows

- 1 Raw or partly prepared materials
- 2 Receptacles
- 3 Baggage animal equipments portfolios and pocket-books
- 4 Abrasives and polishing materials
- 5 Adhesives
- 6 Chemicals and chemical compositions
- 7 Cordage
- 8 Smokers' articles not including tobacco products
- 9 Explosives firearms equipments and projectiles
- 10 Fertilizers
- 11 Inks and inking materials
- 12 Construction materials
- 13 Hardware and plumbing and steam-fitting supplies
- 14 Metals and metal castings and forgings
- 15 Oils and greases
- 16 Paints and painters' materials
- 17 Tobacco products
- 18 Medicines and pharmaceutical preparations
- 19 Vehicles
- 20 Linoleum and oiled cloth

21 Electrical apparatus machines and supplies
 22 Games toys and sporting goods
 23 Cutlery machinery and tools and parts thereof
 24 Laundry appliances and machines
 25 Locks and safes
 26 Measuring and scientific appliances
 27 Horological instruments
 28 Jewelry and precious-metal ware
 29 Brooms brushes and dusters
 30 Crockery earthenware and porcelain
 31 Filters and refrigerators
 32 Furniture and upholstery
 33 Glassware
 34 Heating lighting and ventilating apparatus
 35 Belting hose machinery packing and nonmetallic
 tires

36 Musical instruments and supplies
 37 Paper and stationery
 38 Prints and publications
 39 Clothing
 40 Fancy goods furnishings and notions
 41 Canes parasols and umbrellas
 42 Knitted netted and textile fabrics and substitutes
 therefor

43 Thread and yarn
 44 Dental medical and surgical appliances
 45 Soft drinks and carbonated waters
 46 Foods and ingredients of foods
 47 Wines
 48 Malt beverages and liquors
 49 Distilled alcoholic liquors
 50 Merchandise not otherwise classified
 51 Cosmetics and toilet preparations
 52 Detergents and soaps

Section 11 (a) Fraudulent Registration

Any person who shall for himself or on behalf of any other person procure the filing or registration of any trade-mark in the office of the Secretary of the Commonwealth under the provisions hereof by knowingly making any false or fraudulent representation or declaration verbally or in writing or by any other fraudulent means shall be liable to pay all damages sustained in consequence of such filing or registration to be recovered by or on behalf of the party injured thereby in any court of competent jurisdiction

(b) Disclaimer

The Secretary of the Commonwealth shall require unregistrable matter to be disclaimed but such disclaimer shall not prejudice or affect the applicants common law rights then existing or thereafter arising in such disclaimed matter

Section 12 Infringement

Subject to the provisions of section 14 hereof any person who shall

(a) Use without the consent of the registrant any reproduction counterfeit copy or colorable imitation of a trade-mark registered under this act in connection with the sale offering for sale or advertising of any goods on or in connection with such use as likely to cause confusion or mistake or to deceive as to the source of origin of such goods or

(b) reproduce counterfeit copy or colorably imitate any such trade-mark and apply such reproduction counterfeit copy or colorable imitation to labels signs prints packages wrappers receptacles or advertisements intended to be used upon or in connection with the sale or other distribution in this state of such goods shall be subject to a penalty of \$100 to be sued for in any court having jurisdiction of an action by fine or penalty by a person co-partnership or corporation aggrieved thereby and in addition to the penalty provided for in this section may award to the plaintiff such damages resulting from such wrongful and unlawful acts as may be proved and shall require the defendant to pay to the plaintiff the profits derived by such unlawful acts

Section 13 Remedies

Any owner of a trade-mark registered under this act may proceed by suit to enjoin the manufacture use dis-

play or sale of any counterfeits or imitations thereof and any court of competent jurisdiction may grant injunctions to restrain such manufacture use display or sale as may be by the said court deemed just and reasonable and may require the defendants to pay to such owner all profits derived from and/or all damages suffered by reason of such wrongful manufacture use display or sale and such court may also order that any such counterfeits or imitations in the possession or under the control of any defendant in such case be delivered to an officer of the court or to the complainant to be destroyed

The enumeration of any right or remedy herein shall not affect a registrant's right to prosecute under any penal law of this state

Section 14 Common Law Rights

Nothing herein shall adversely affect the rights or the enforcement of rights in trade-marks acquired in good faith at any time at common law

Section 15 Severability

If any provision hereof or the application of such provision to any person or circumstance is held invalid the remainder of this act shall not be affected thereby

Section 16 Time of Taking Effect Repeal of Prior Acts

This act shall be in force and take effect immediately after enactment but shall not affect any suit proceeding or appeal then pending All acts relating to trade-marks and parts of any other acts inconsistent herewith are hereby repealed on the effective date of this act Provided That as to any suit proceeding or appeal pending at the time this act shall take effect such repeal shall not be deemed to be effective until final determination of said pending suit proceeding or appeal

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando.	Good.	Maxwell.	Royer.
Andrews.	Goodling.	Mazza.	Rubin.
Banker.	Graybill.	McConnell.	Sarras.
Barkdoll.	Greenwood.	McCormack.	Sax.
Baumunk.	Greer.	McCullough.	Scanlon.
Bear.	Guarnieri.	McDermitt.	Schmidt.
Beaver.	Gutendorf.	McGee.	Schuster.
Beech.	Guthrie.	McInroy.	Scott.
Blair.	Hagerty.	McKinney.	Seyler.
Berkstresser.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenschild.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spences.
Bower.	Hersch.	Miller, J. C.	Stank.
Brelsch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swarts.
Bucchin.	Jenkins.	Moore, C. E.	Swope.
Byrne.	Johnson.	Moore, H. A.	Tahl.
Cella.	Jones, G. E.	Moran.	Taylor.
Clapper.	Jones, J. M.	Muldowney.	Thompson, E. F.
Clendening.	Jones, P. F.	Munley.	Thompson, R. L.
Cochran.	Jones, T. H. W.	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyte.	Kline.	Olsen.	Varnar.
Dalrymple.	Kohl.	Penglass.	Verona.
Davis.	Kolankiewics.	Peta.	Wachhaus.
Dennison.	Kornick.	Petrosky.	Wargo.
Dougherty.	Kratz.	Pettigrew.	Waterhouse.
Dowling.	Kubacki.	Pfaff.	Watkins.
DuBois.	Lafore.	Pichney.	Weidner.
Duffy.	Lederer.	Pitzer.	Welsh.
Dunn.	Leisey.	Polaski.	Wescott.
Erb.	Leonard, L.	Polen.	Westrick.
Ewing.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Fenrich.	Leven.	Price, R. A.	Wheeler.

Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Hall, Hunter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1124, Printer's No. 543 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1238, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first paragraph and clause (2) of Section 2541 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" clause 2 of which was amended by the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 456) and the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1105) are hereby amended and further amended to read as follows

Section 2541 Payments on Account of Pupil Transportation School districts shall be paid by the Commonwealth for every school year on account of pupil transportation [which and the means and contracts providing for which have been] approved by the Department of Public Instruction in the cases hereinafter enumerated an amount to be determined by multiplying the approved cost [of approved reimbursable pupil transportation] incurred by the district by the district standard reimbursement fraction approved costs in the case of a district owning and operating its own vehicles shall include the same items of expense for operation and maintenance as those allowed for vehicles under contract In addition thereto the Commonwealth shall pay to school districts which own their own vehicles an annual depreciation charge of ten per centum (10%) to be calculated on the basis of the certified cost at which the district acquired the vehicle for which depreciation is claimed In no case shall depreciation allowance be paid for any vehicle which is more than ten years old

Such payments for pupil transportation shall be made in the following cases

(2) To school districts of the fourth class and districts of the third class which are located wholly within the boundary lines of a township or within the boundary lines of aorough which has a population of less than five hundred (500) inhabitants to the square mile and to merged or union school districts or joint board operations in which one or more such districts are a component part for the transportation of any child living more than two (2) miles by the nearest public highway from the nearest school in session with the proper grades

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucclin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenling,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglass,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,

Speaker

NAYS—0

NOT VOTING—3

Hall, Hunter, Reagan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House preceded to the third reading and consideration of House Bill No. 1288, as follows:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" by changing the amount of sulphur dioxide which may be used in the preparation of certain foods

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as last amended by the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1127) is hereby further amended to read as follows

Section 3 (a) That for the purpose of this act an article of food shall be deemed to be adulterated

* * * * *

Fifth If it contains any added sulphurous acid sulphur dioxide or sulphites benzoic acid or benzoates or other preservatives except as hereafter provided or if it contains any added boric acid or borates salicylic acid or formaldehyde hydrofluoric acid or fluorides fluoborates fluosilicates or other fluorine compounds saccharin or other artificial sweetening agents except as hereafter provided metallic salts betanaphthol hydronaphthol abastol asaprol pyroligneous acid or other ingredients deleterious to health or if in the case of confectionery it contains any of the substances mentioned in this paragraph or any mineral substance or injurious color or flavor alcoholic liquor or any other ingredients not herein mentioned deleterious to health Providing That this act shall not be construed to prohibit the use of harmless colors of any kind in confectionery or in fruits used in fruit cake when used for coloring and not for any fraudulent purpose And provided further That nothing in this act shall be construed to prohibit the use of common salt sugar pure corn syrup pure glucose vinegar distilled vinegar spices or their essential oils alcohol (except in confectionery) edible oils edible fats wood smoke applied directly as generated or proper refrigeration And provided further That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcoholic tinctures or extracts used for flavoring purposes only and as a solvent for glazes and that oil of sweet birch or methylsalicylic ester may be used as a substitute for oil of wintergreen as a flavor And provided further [That in the preparation of dried fruits and molasses sulphur dioxide either free or in simple combination may be used in the proportion of not in excess of twenty-five hundred (\$2500) parts a million and that when any dried fruits and molasses are used in any foods or food products or contain as a part of or as an ingredient in any food the sulphur dioxide in such dried fruits and molasses shall not exceed the proportion of fifty (50)

parts a million] That in the preparation of certain specific food items hereinafter designated sulphur dioxide either free or in simple combination may be present not in excess of twenty hundred (2000) parts per million in dried fruits or molasses three hundred (300) parts per million in pre-cooked dehydrated or dried potatoes two hundred (200) parts per million in fresh or frozen apples apricots peaches pears or potatoes if peeled sliced or cut one hundred fifty (150) parts per million in "maraschino" cherries glazed or decorative fruits all tolerances being allowed for and Provided further That when any dried fruit or molasses is used in any foods or food products or is contained as a part of or as an ingredient in any food the sulphur dioxide in such dried fruits or molasses shall not exceed the proportion of two hundred (200) parts per million and that sodium benzoate may be used in the preparation of those articles of food in which it has heretofore been generally used in quantities not exceeding one-tenth (1-10) of one per centum or benzoic acid equivalent thereto And provided further That when any quantity of sulphur dioxide or sodium benzoate is used in any article of food the fact that sulphur dioxide or sodium benzoate has been used in the preparation thereof shall be plainly stated on each package of such food And provided further That any article of food containing saccharin or any artificial sweetening agent may be manufactured transported or sold if it contains no added sugar honey or other natural sweetening agent and the name of the artificial sweetening agent followed by the word "sweetened" is placed upon the label each time the name of the article of food is mentioned in type no smaller than the largest type on said label Said label shall also contain such appropriate warning statement as shall be prescribed by the Department of Agriculture

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MAXWELL. Mr. Speaker, I rise in opposition to the passage of this bill. I was prepared to discuss this bill at great length and to debate it at great length, but I do not wish to impose on the time of the Members of this House. I know they have a lot of legislation to pass today.

I do want to say this: I have no special interest in this bill whatsoever. The only interest I have is that I feel it is my duty as a legislator to call matters to the attention of the Members of this House any time I feel that it is for the protection of the health and the welfare of the people of this Commonwealth.

I feel it is my duty to protect the health of the people of this Commonwealth against certain unscrupulous manufacturers and processors of certain foods. These men would add to certain foods a substance, regardless of what is going to be said later about it, sulphur dioxide which definitely is injurious to the human system.

As I said before, I will not take any more of your time, but in closing I just want to say that this bill stinks. It stinks from too much sulphur dioxide.

Mr. MADIGAN. Mr. Speaker, I do not know whether I will be able to take the stink out of the bill or not.

I would like to assure the Members of this House that I would be the last one to bring legislation before the House if I thought it would be harmful to the health and welfare of the citizens of this Commonwealth.

This legislation is designed to protect the health of the citizens, by limiting the amount of sulphur dioxide which

can be used in the preservation of fresh fruits, vegetables and so forth.

I have been assured by members of the department, and I have some assurance from men of the medical profession, that there are not sufficient quantities of this drug that will be harmful in any way.

Like Dr. Maxwell, I am not going to impose on the time of the Members, but I do want to urge your favorable consideration of this bill.

Mr. MAXWELL. Mr. Speaker, I do not wish to continue this debate any longer than necessary, but I would like to point out that this bill, the way it is written, is to me rather complicated, and I think it is to most of the Members who read it. It is a little hard to understand, and I just want to point out this fact; that in certain foods it increases the amount of sulphur dioxide six times as much, in other instances it increases it four times as much, in another instance it increases it three times as much, and at one place it does not say how much it increases it—it just says the "tolerance." If anybody can tell me what the tolerance of sulphur dioxide is, I would like to know.

Mr. HOGGARD. Mr. Speaker, I should like to interrogate the gentleman who sponsored this bill.

The SPEAKER. Will the gentleman from Bradford, Mr. Madigan, permit himself to be interrogated?

Mr. MADIGAN. I shall, Mr. Speaker.

Mr. HOGGARD. Mr. Speaker, I should like to ask the gentleman if sulphur dioxide is a poison?

Mr. MADIGAN. Mr. Speaker, I did not get the question.

Mr. HOGGARD. Mr. Speaker, I want to ask the gentleman if sulphur dioxide is a poison?

Mr. MADIGAN. I believe it is, Mr. Speaker.

Mr. HOGGARD. Mr. Speaker, I should further like to ask the gentleman if this drug has any effect on vitamins.

Mr. MADIGAN. Mr. Speaker, I did not get the question very plainly, and I wish to make this observation: if the gentleman has some technical questions, I would direct him to an authority in the House. I am not a chemist. I will not be able to answer any technical questions.

Mr. HOGGARD. Mr. Speaker, I would like to ask someone if sulphur dioxide in any way destroys the potency of vitamins.

Mr. MADIGAN. Mr. Speaker, I would like to yield to Dr. Sarraf temporarily.

The SPEAKER. The gentleman states he does not have that information.

Mr. HOGGARD. Mr. Speaker, I thank the gentleman.

The SPEAKER. Will the gentleman from Allegheny, Dr. Sarraf, permit himself to be interrogated?

Mr. SARRAF. I shall, Mr. Speaker.

Mr. HOGGARD. Mr. Speaker, my first question was: is sulphur dioxide a poison?

Mr. SARRAF. Mr. Speaker, it is.

Mr. HOGGARD. Mr. Speaker, and if it is, does it in any way have any effect on vitamins, destroying or diminishing the effect of vitamins?

Mr. SARRAF. Mr. Speaker, I do not know if it would have any effect on vitamins, but when I answered the first question—I wish to elaborate a little; it is poisonous similar to arsenic or any other medication or chemical in specific strength.

In the minute dosage that is in this bill, over a long period of time a sensitive individual may have a cumulative reaction; but just like the coloring and bleaching in bread, this will not kill anyone in this minimal dose,—and it is a minimal dose, there is no doubt about it.

Mr. HOGGARD. Mr. Speaker, I think the gentleman. I was just raising these questions because Dr. E. V. McCollum, who for a number of years aided the biological department at Johns Hopkins University,—I think he also discovered some of the vitamins—stated that sulphur dioxide is very destructive to vitamins.

Vitamin C which is very elusive and yet very essential and goes a long way in preventing scurvy has for its technical term the name anti-scorbutic vitamin, is certainly destroyed by this sulphur dioxide, according to Dr. McCollum.

It has a great deal of effect on vitamin B, which has to do with one's nerves. If the body does not get enough of vitamin B, I am sure the authorities on medicine will agree, it brings about nervousness.

It has a great deal of effect on vitamin A, according to this same authority, and according to the editor of the American Medical Association about two years ago, the lack of vitamin A goes a long way in affecting eyesight, and sulphur dioxide is the thing that these doctors have emphasized most as going far in destroying these vitamins. I wanted this much information in the record.

Mr. STONER. Mr. Speaker, I think the purpose of sulphur dioxide, as it is used in the bill, is to keep vegetables in their original color. For example, an apple as it is processed for pies, if they use a small amount of it, keeps the original apple color. That is the purpose of the bill.

Mr. MAXWELL. Mr. Speaker, I would like to read a short statement. This is an extract from a Dispensatory of the United States of America, a book that the druggists use when they want to know anything about any drug.

It is a long article and I will only read the part that is underlined in the book.

Its use in food products, however, should not be encouraged, as it is well demonstrated that the continued ingestion of sulphides is injurious to the kidneys.

Yesterday afternoon we called the president of the largest producer in Pennsylvania, the Musselman Company, who processes more frozen apples and cherries than anyone else, I believe, in the state of Pennsylvania. We asked the president if they used sulphur dioxide in their products, and he said: "Definitely not. We do not use any sulphur dioxide in our products, as it is absolutely not good for human consumption."

That was a telephone conversation yesterday with the president of the Musselman Company in Pennsylvania, and I think the man should know what he is talking about.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—89

Banker,	Firmstone,	Markley,	Smith,
Barkdoll,	Flack,	Mazza,	Sollenberger.
Baumunk,	Frost,	McCormack,	Spencer,
Beas,	Gibson,	McCullough,	Stoner,
Beaver,	Gleason,	McInroy,	Thompson, R. L.

Beech,	Graybill,	McMillen,	Tompkins,
Blair,	Greer,	Metz,	Toomey,
Bolton,	Gutendorf,	Moore, C. E.,	VanSant,
Bomberger,	Guthrie,	Moore, H. A.,	Varner,
Boorse,	Haudenschild,	Murray,	Wachhaus.
Bower,	Hewitt,	Naugle,	Waterhouse.
Brelsich,	Johnson,	Pitzer,	Watkins,
Breth,	Jones, T. H. W.,	Price, H. W. Jr.,	Weidner,
Brown,	Jump,	Reilly, J. M.,	Wescott,
Cella,	Keller,	Riley, R. L.,	Whalley,
Clapper,	Kent,	Royer,	White,
Cooper,	Kline,	Rubin,	Wilt,
Costa,	Lafore,	Sarra,	Wood,
Dalrymple,	Leisey,	Scott,	Yeakel,
Davis,	Light,	Seyler,	Young,
Dennison,	Loftus,	Shoemaker,	Sorg,
DuBois,	Madden,	Shotwell,	Speaker
Dunn,	Madigan,		

NAYS—66

Andrews,	Headlee,	McDermitt,	Rigby,
Berkstresser,	Hocker,	Mikula,	Robertson,
Boles,	Hoggard,	Miller, J. C.,	Rovansek,
Bucchin,	Jenkins,	Mills,	Snider,
Byrne,	Jones, G. E.,	Monroe,	Stank,
Cochran,	Jones, J. M.,	Moran,	Swartz,
Corr,	Jones, P. F.,	Munley,	Swope,
Coyle,	Kamyk,	Musto,	Taylor,
Dowling,	Kohl,	Najaka,	Thompson, E. F.,
Duffy,	Kolankiewics,	Needham,	Toll,
Fenrich,	Kubacki,	Olsen,	Varallo,
Fillip,	Leonard, L.,	Petrosky,	Wargo,
Filo,	Leven,	Polaski,	Welsh,
Gaffney,	Lopresti,	Polen,	Westrick,
Geer,	Lovett,	Price, R. A.,	Williams,
Goodling,	Lutty,	Readinger,	Yetzer,
Hamilton, R. K.,	Maxwell,	Reidenbach,	Ziegler,

NOT VOTING—52

Amarando,	Hamilton, W. H.,	McKinney,	Reese,
Bloom,	Harney,	McNally,	Rose,
Clendening,	Helm,	Mihm,	Rosen,
Conway,	Hersch,	Miller, H. G.,	Sax,
Dougherty,	Hunter,	Mintess,	Scanlon,
Erb,	Kornick,	Muldowney,	Schmidt,
Ewing,	Kratz,	Penglase,	Schuster,
Ferster,	Lederer,	Peta,	Stimmel,
Good,	Leonard, W. C.,	Pettigrew,	Tahl,
Greenwood,	Limper,	Praff,	Verona,
Guarnieri,	Lyons,	Pichney,	Wheeler,
Hagerty,	McConnell,	Reagan,	Yester,
Hall,	McGee,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1303, as follows:

An Act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations jointstock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Corporation Income Tax Law"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates a different meaning

"Corporation" A corporation having capital stock joint-

stock association or limited partnership either organized under the laws of this Commonwealth the United States or any other state territory or foreign country or dependency and carrying on activities in this Commonwealth or owning property in this Commonwealth by or in the name of itself or any person partnership association limited partnership joint-stock association or corporation The word "corporation" shall not include non-profit corporations building and loan associations banks bank and trust companies national banks savings institutions trust companies title insurance companies beneficial life and limited life insurance companies mutual fire mutual casualty and mutual life insurance companies foreign stock companies registered in this Commonwealth and therein engaged in doing business as life fire and casualty insurance companies and foreign surety companies

"Department" The Department of Revenue of this Commonwealth

"Net Income" 1 Net income for the calendar year or fiscal year as returned to and ascertained by the Federal Government or in the case of a corporation participating in the filing of consolidated returns to the Federal Government the net income which would have been returned to and ascertained by the Federal Government if separate returns had been made to the Federal Government for the current and prior taxable years subject however to any correction thereof for fraud evasion or error as finally ascertained by the Federal Government Provided That additional deductions shall be allowed from net income on account of any dividends received from any other corporation And provided further That no deduction shall be allowed for any Federal income or excess profits taxes whatsoever except the declared value excess profits tax And provided further That no deduction shall be allowed for net operating losses sustained by the corporation during any other fiscal or calendar year And provided further That in the case of stock life fire casualty and indemnity insurance companies operating on the mutual or participating plan the term "net income" shall not include the dividends paid to policyholders out of net income

2 In the case of corporations owning property or carrying on activities within and without this Commonwealth other than corporations carrying on activities as insurance or surety companies the net income of such corporations derived from sources within this Commonwealth for the fiscal or calendar year shall be determined by allocations and apportionments of net income as defined in clause one hereof made as follows

(a) Gains realized and losses sustained from the sale or exchange of capital assets if such assets consist of real estate or tangible personal property situated in the Commonwealth shall be allocated to this Commonwealth

(b) Gains realized and losses sustained from the sale or exchange of capital assets if such assets of real estate or tangible personal property situated outside of the Commonwealth shall not be allocated in any part to this Commonwealth

(c) The resultant net income if any after allocations shall be divided into three equal parts

(1) Of one-third such portion shall be attributed to the Commonwealth as shall be found by multiplying said one-third by a fraction whose numerator is the value of the corporation's tangible property situated within this Commonwealth and whose denominator is the value of all the corporation's tangible property wherever situated

(2) Of one-third such portion shall be attributed to the Commonwealth as shall be found by multiplying said one-third by a fraction whose numerator is the expenditures of the corporation for wages salaries commissions and other compensation to its employees and assignable to this Commonwealth as hereinafter provided and whose denominator is the total expenditures of the corporation for wages salaries commissions and other compensation to all its employees

(3) Of the remaining third such portion shall be attributed to the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the

amount of the taxpayer's gross receipts from property and activities assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its property and activities

In cases where only two of the foregoing three rules are applicable the remainder of the net income of the corporation shall be divided into two equal parts only each of which shall be apportioned in accordance with one of the remaining two rules. If only one of the three rules is applicable the part of the net income received from property and activities carried on within the Commonwealth shall be determined solely by that rule.

The amount assignable to this Commonwealth of expenditures of the corporation for wages salaries commissions or other compensation to its employees shall be such expenditures for the taxable year as represent the wages salaries commissions or other compensation of employees to the extent of services rendered or work performed in the Commonwealth and similar expenditures to employees not chiefly situated at connected with or sent out from premises for the transaction of business maintained by the corporation outside the Commonwealth.

The amount of the corporation's gross receipts from property and activities assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year from services rendered work and contracts performed and sales made in the Commonwealth and all other gross receipts except those negotiated or effected in behalf of the corporation by agents or agencies chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside of the Commonwealth and except rentals and royalties and interest and dividends (2) rentals or royalties from property situated or from the use of patents within this Commonwealth and (3) dividends and interest except such dividends and interest attributable to the business conducted on premises maintained by the taxpayer outside the Commonwealth. If a corporation maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the department shall in determining the amount of its gross receipts from property and activities assignable to this Commonwealth include therein the gross receipts attributed by the corporation to the business conducted at such place of business in another state. In the case of construction contracts negotiated or effected at an office in the State of Pennsylvania but performed outside the State the gross receipts under such contracts shall be assignable outside the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year. In the case of construction contracts negotiated or effected at an office outside the State but performed in the State the gross receipts under such contracts shall be assignable to the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in the State under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year.

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a corporation for wages salaries commissions or other compensation or the gross receipts of the corporation are found to be situated incurred or received without the Commonwealth.

3 In the case of corporations carrying on activities as insurance or surety companies within and without this Commonwealth the net income of such corporation derived from sources within this Commonwealth for the

fiscal or calendar year shall be determined by multiplying net income as defined in clause one hereof by a fraction of which the numerator is the gross premiums received from activities carried on within the Commonwealth as hereinafter defined and of which the denominator is the amount of the gross premiums received from all its activities everywhere.

"Gross Premiums" shall mean the amount of dues fees and premiums stated in the policy contracts and shall include gross premiums of every character and description received during the taxable year from all underwriting activities whether said premiums were received in money or in the form of notes credits or any other substitute for money less the following deductions:

(a) All premiums returned on policies cancelled or not taken.

(b) In the case of stock companies with participating features an additional deduction for that portion of the premiums returned to the policyholders.

(c) In the case of life insurance companies an additional deduction for dividends declared and actually used by policyholders in payment of renewal premiums.

"Gross premiums received from activities carried on in the Commonwealth" shall mean gross premiums received from policies and annuities written on property or risks located or resident in this Commonwealth whether such premiums were collected in this Commonwealth or elsewhere.

"Sources within this Commonwealth" includes tangible or intangible property located or having a situs in this Commonwealth and any activities carried on in this Commonwealth regardless of whether carried on in intrastate interstate or foreign commerce.

"Carrying on activities" shall include every act power or privilege exercised or enjoyed in this Commonwealth as an incident to or by virtue of the powers and privileges acquired by the nature of the corporate organization.

"Person" Every natural person association or corporation. Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof.

The singular shall include the plural and the masculine shall include the feminine and neuter.

Section 3 Imposition of Tax Every corporation carrying on activities in this Commonwealth or owning property in this Commonwealth by or in the name of itself or any person partnership joint-stock association or corporation shall be subject to and shall pay a State property tax on net income derived from sources within this Commonwealth at the rate of five per centum per annum upon each dollar of such net income received by and accruing to such corporation during the calendar years one thousand nine hundred fifty-one and one thousand nine hundred fifty-two except where a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of five per centum shall be levied collected and paid upon each dollar of such net income received by and accruing to such corporation during the fiscal years commencing in the calendar years one thousand nine hundred fifty-one and one thousand nine hundred fifty-two and ending in the calendar years one thousand nine hundred fifty-two and one thousand nine hundred fifty-three. Provided however That such net income shall not include income for any period for which the corporation is subject to taxation under the Corporate Net Income Tax Act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) as reenacted and amended according to or measured by net income.

Except as otherwise provided in this section the tax hereby imposed shall be in addition to all taxes now imposed on any corporation under the provisions of existing laws.

Section 4 Report and Payment of Tax For the purpose of

ascertaining the amount of tax payable under this act it shall be the duty of every corporation liable to pay tax under this act on or before the fifteenth day of April one thousand nine hundred fifty-two and one thousand nine hundred fifty-three to transmit to the department upon a form prescribed prepared and furnished by the department a report under oath or affirmation of its president vice president or other principal officer and of its treasurer or assistant treasurer of net income taxable under the provisions of this act Such report shall set forth

(a) A true copy of its return to the Federal Government of the annual net income arising or accruing in the calendar or fiscal year next preceding or such part or portion of said return as the department may designate

(b) If no return was filed with the Federal Government the report made to the department shall show such information as would have been contained in a return to the Federal Government had one been made and

(c) Such other information as the department may require

The failure of any corporation liable to pay tax under this act to procure or receive any report form shall not excuse it from making a report

Every corporation upon the date its report is required herein to be made shall pay to the department not less than one-half of the tax due to the Commonwealth by it for such preceding year and the remaining one-half of such tax shall be paid within the thirty days next succeeding and except as otherwise provided by law no extension of time for the filing of any report granted by the department shall extend the date any tax imposed by this act shall be due and payable The amount of all taxes imposed under the provisions of this act not paid on or before the times as above provided shall bear interest at the rate of six (6) per centum per annum from the date they are due and payable until paid except that if the taxable income has been or is increased by the Commissioner of Internal Revenue or by any other agency or court of the United States interest shall be computed on the additional tax due from thirty days after the corporation receives notice of the change of income until paid Provided however That any corporation may pay the full amount of such tax or any part thereof together with interest due to the date of payment without prejudice to its right to present and prosecute a petition for resettlement a petition for review or an appeal to court If it be thereafter determined that such taxes were overpaid the department shall enter a credit to the account of such corporation which may be used by it in the manner prescribed by law

If the officers of any corporation shall neglect or refuse to make any report as herein required or shall knowingly make any false report an additional ten per centum of the amount of the tax shall be added by the department to the tax determined to be due

If any corporation closes its fiscal year not upon the thirty-first day of December but upon some other date and reports to the Federal Government as of such other date or would so report were it to make a return to the Federal Government such corporation shall certify such fact to the Department of Revenue and shall make the report herein required within thirty (30) days after the return to the Federal Government is due or would be due were it to be required of such corporation subject in all other respects to the provisions of this act

If the corporation shall claim in its report that the return made to the Federal Government was inaccurate the amount claimed by it to be the net income taxable under this act and the basis of such claim of inaccuracy shall be fully specified

Section 5 Consolidated Reports The department shall not permit any corporation owning or controlling directly or indirectly any of the voting capital stock of another corporation or of other corporations subject to the provisions of this act to make a consolidated report showing the combined net income

Section 6 Extension of Time Reports The department may upon application made to it in such form as it shall

prescribe on or prior to the last day for filing any report and upon proper cause shown grant to the corporation required to file such report an extension of not more than sixty (60) days within which such report may be filed and in case the Federal income tax authorities at any time grant a longer extension of time for filing such reports with the Federal Government the department may grant an additional extension of time for filing the report termination of the Federal extension but the amount of under this act of not more than thirty (30) days after the tax due shall in such cases nevertheless be subject to interest from the due dates and at the rates fixed by this act

Section 7 Changes Made by Federal Government (a) If the amount of the net income as returned by any corporation to the Federal Government is finally changed or corrected by the Commissioner of Internal Revenue or by any other agency or court of the United States such corporation within thirty (30) days after the receipt of such final change or correction shall make a corrected report under oath or affirmation to the department showing such finally changed or corrected net income upon which the tax is required to be paid to the United States In case a corporation fails to file a report of such correction which results in an increase in net income within the time prescribed there shall be added to the tax a penalty of five dollars (\$5.00) for every day during which such corporation is in default but the department may abate any such penalty in whole or in part

(b) If as a result of such final change or correction there should be any change made in the amount of the net income of any corporation upon which tax is imposed by this act the department shall have the power and its duty shall be to resettle such taxes Whenever a resettlement shall have been made hereunder the department shall resettle the account according to law and shall credit or change as the case may be the amount resulting from such resettlement upon the current accounts of the corporation with which it is made. The resettlement shall be subject to audit and approval by the Department of the Auditor General as in the case of original settlements and in case of the failure of the two departments to agree the resettlement shall be submitted to the Board of Finance and Revenue as in the case of original settlements

(c) Where a report of change correction or redetermination of Federal income or Federal tax has been filed after a petition for review or an appeal has been taken such report shall be deemed a part of the original report upon petition of the taxpayer at any subsequent proceeding as though it had been filed with the original report and no separate petition for review or appeal from the resettlement resulting from such report of change correction or redetermination shall be necessary

Section 8 Settlement and Resettlement (a) All taxes due under this act shall be settled by the department and such settlement shall be subject to audit and approval by the Department of the Auditor General and shall so far as possible be made so that notice thereof may reach the taxpayer before the end of a year after the tax report was required to be made

(b) Promptly after the date of any such settlement the department shall send by mail or otherwise a copy thereof to such corporation The tax imposed by this act shall be settled resettled and otherwise imposed and adjusted in the same manner within the same periods of time and right of resettlement review appeal and refund as provided by law in the case of capital stock and franchise taxes imposed upon corporations

(c) If within a period of two years after the date of any settlement the department is not satisfied with such settlement or if at any time the net income as returned by any corporation to the Federal Government is finally changed or corrected by the Commissioner of Internal Revenue or by any other agency or court of the United States with the result that tax in addition to the amount paid is due under this act the department is hereby authorized and empowered to make a resettlement of the tax due by such corporation based upon the facts

contained in the report or upon any information within its possession or that shall come into its possession

Whenever a resettlement shall have been made hereunder the department shall resettle the account according to law and shall credit or charge as the case may be the amount resulting from such resettlement upon the current accounts of the corporation with which it is made

The resettlement shall be subject to audit and approval by the Department of the Auditor General as in the case of original settlement and in case of the failure of the two departments to agree the resettlement shall be submitted to the Board of Finance and Revenue as in the case of original settlements

(d) If any corporation shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such corporation and subject to audit and approval by the Department of the Auditor General settle the amount due by it for taxes penalties and interest thereon as prescribed herein from which settlement there shall be no right of review or appeal but the department with the approval of the Department of the Auditor General may require a report to be filed and thereupon make a settlement based upon such report and cancel the estimated settlement

Section 9 Enforcement Rules and Regulations Inquisitorial Powers of the Department (a) The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulation not inconsistent with this act relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of taxes penalties and interest imposed by this act The department is hereby required to have such rules and regulations promulgated and adopted printed and shall distribute the same to any person upon request

(b) The department or any agent authorized in writing by it is hereby authorized to examine the books papers and records and to investigate the character of the business of any corporation in order to verify the accuracy of any report made or if no report was made by such corporation to ascertain and settle the tax imposed by this act Every such corporation is hereby directed and required to give to the department or its duly authorized agent the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized Any information gained by the department as a result of any returns investigations or verifications required to be made by this act shall be confidential except for official purposes and any person divulging such information shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) or more than one thousand dollars (\$1000.00) and costs of prosecution or to undergo imprisonment for not more than six (6) months or both in the discretion of the court

(c) Whenever any person acting for or on behalf of the department shall in good faith institute legal proceedings for any violations of the provisions of this act and for any reason shall fail to recover costs of record such costs shall be a charge upon the proper county as shall such costs in the event dependant is imprisoned for failure to pay fine or costs or both and shall be audited and paid as are costs of like character in said county

(d) The powers conferred by this act upon the department relating to the administration or enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the department by law

Section 10 Retention of Records by Corporations Penalty Each corporation shall maintain and keep for a period of three (3) years after any report is filed under this act such record or records of its business within this Commonwealth for the period covered by such report and other pertinent papers as may be required by the department

Any person violating any of the provisions of this sec-

tion shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine not exceeding one thousand dollars (\$1000.00) and costs of prosecution or to undergo imprisonment for not more than six (6) months or both in the discretion of the court

Section 11 Penalties (a) Any person who shall wilfully make a false and fraudulent return of net income made taxable by this act shall be guilty of wilful and corrupt perjury and upon conviction thereof shall be subject to punishment as provided by law Such penalty shall be in addition to any other penalties imposed by this act

(b) Any person who wilfully fails neglects or refuses to make a report or to pay the tax as herein prescribed or who shall refuse to permit the department to examine the books papers and records of any corporation liable to pay tax under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000.00) and costs of prosecution or undergo imprisonment not exceeding six (6) months or both in the discretion of the court Such penalty shall be in addition to any other penalties imposed by this act

Section 12 Constitutional Construction The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 13 Effective Date This act shall become effective immediately upon its final enactment and shall remain in force only for the imposition and collection of taxes on net income of corporations derived from sources within the Commonwealth for the calendar years one thousand nine hundred fifty-one and one thousand nine hundred fifty-two or for the fiscal years ending in the calendar years one thousand nine hundred fifty-two and one thousand nine hundred fifty-three

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. SMITH. Mr. Speaker, I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, for the purposes of the record I would like to ask how much, according to the budget office, will this bill raise?

Mr. SMITH. Mr. Speaker, I understand that the amount varies considerably. There does not seem to be any exact amount offered as to what it will raise. Anything I understand from the sponsor would be a wild guess.

Mr. ANDREWS. Mr. Speaker, what has become of the infallible divining powers of the Secretary of the Budget if he presents to this House a measure as a wild guess at a time when we have a critical and crucial financial problem confronting the General Assembly?

Mr. SMITH. Mr. Speaker, this came through the Department of Revenue and the Department of Justice.

I do not see what difference it would make whether it would bring in one million or five million as long as it does bring in money which we are not getting now. From what I can find out from any body in authority, there is no way to gauge it. There would have to be at least a biennium of experience to make a prediction as to what it will bring in in the future.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

It is pretty well known how much the liquor business brings into Pennsylvania; it is pretty well known what portion of the total out-put of cigarette manufacture comes into Pennsylvania; it is pretty well known, all down the line what is Pennsylvania's consumption of various products which I presume are put out by the companies that will be taxed; how much the volume is, and if the Secretary of the budget can estimate one branch of Pennsylvania business, he surely can estimate another.

It is pretty well known how much the liquor business brings into Pennsylvania; it is pretty well known what portion of the total out-put of cigarette manufacture comes into Pennsylvania; it is pretty well known, all down the line what is Pennsylvania's consumption of various products which I presume are put out by the companies that will be taxed; how much the volume is, and if the Secretary of the budget can estimate one branch of Pennsylvania business, he surely can estimate another.

I certainly disagree with the reply of the Majority Leader when he says, at a time when we are reaching out for money, when there is confusion in the financial status of this Commonwealth, "it does not take any difference whether the measure proposed raises a dollar or a million, or fifty million."

I have heard estimates that this kind of a bill would be good for at least twenty-five million. I do not have the faintest idea whether that is so, but if the administration is coming into this Assembly with a bill that might possibly raise \$5 million, \$10 million, \$15 million, we ought to know it so we can tailor our legislative program according to the cloth available.

I think it is about time that we resolve some of the confusion that prevails. We have a Majority Leader telling this House, and telling the people of this Commonwealth that the House end of the General Assembly has finished its task of initiating financial legislation, tax raising legislation.

Then the next day we have the Governor of the Commonwealth saying he does not know about it; as far as he is concerned he will take other alternative proposals. Who is right, the respected Majority Leader or the Governor?

Are we or are we not standing pat on the tax proposal presented? Has the Majority Leader been repudiated by the statement of the Executive or is the Majority Leader in this House still in full command of the fiscal situation as far as tax legislation is concerned?

This bill comes somewhat as a surprise, and it comes without any authority as to what it is going to raise. Are there any more bills of similar character in the offing? We are curtailing legislation in this House because apparently there is not the money available upon the horizon.

I say that we ought to know. Are they in favor of this bill? I say it is a lamentable situation for this House to consider tax legislation and not know whether it raises a dollar or \$60 million.

Mr. SMITH. Mr. Speaker, I will yield to the gentleman who sponsored this bill in just a minute, but first I think there is a statement that should be cleared up.

I am sure that the gentleman, whom I consider quite an authority on tax measures, and to whom I would

yield at any time because of his knowledge of the budget, cannot give us an answer as to how much money this bill will bring in. I am sure there is no answer, because there is no practical experience on which we can base an answer.

I do want to say to him that if the papers, or if anyone else has misinterpreted the Governor's statement, this House still stands on the statement that we have passed the program of the administration on to the Senate, that is still the program of the House regardless of any statement made by anyone.

Mr. ANDREWS. Mr. Speaker, all I have to say in reply to the Majority Leader is, that ain't the way I read it in the papers.

Mr. SCANLON. Mr. Speaker, would a motion to adjourn be in order at the moment?

The SPEAKER. For the information of the gentleman, a motion to adjourn is in order at any time. However the Chair questions the advisability of such a motion at this time.

Mr. SCANLON. Mr. Speaker, what is the bill we are debating?

The SPEAKER. For the information of the gentleman we are debating House Bill 1303 on page 20.

Mr. SCANLON. Mr. Speaker, I will yield, and before the next bill is called up I would like to be recognized.

The SPEAKER. The Chair thanks the gentleman.

Mr. SMITH. Mr. Speaker, I yield to the gentleman from Crawford, Mr. Kent, to explain this bill.

Mr. KENT. Mr. Speaker, in order to clear up any confusion that might exist as to just what this bill does, I would like to make a brief statement of what it does, or purports to do.

There is a situation in Pennsylvania where certain corporations that do business in Pennsylvania are not included under our present corporate net income tax. The reason they are not included is because they are exclusively engaged in interstate or foreign commerce.

Under decisions of the Supreme Court of the United States they are not subject to the corporate net income tax in Pennsylvania which has been designated as a franchise or a privilege tax, a tax on the privilege of doing business in Pennsylvania. Those corporations received a great deal of benefit from the activity that they carry on in Pennsylvania and they receive those benefits at the expense of Pennsylvania.

The sole purpose of this bill, you might say, is to make those corporations share some of the tax burden for the benefits they receive. This tax will accomplish that thing.

When I first became acquainted with this bill and with the people who were interested in it, and asked me to sponsor it, my first question was the same one that the Minority Leader has asked. I wanted to know, if any one could tell me, how much it would yield. That is important. It is important to the administration; it is important to all of us who have to sit here and pass on tax legislation and on appropriations.

I made what I considered a sincere effort to obtain reliable information upon which an estimate could be based and to date I have been unable to obtain it.

I have heard what I consider guesses, and I have read, both in the Senate journal and in the newspapers guesses which I consider to be wild guesses as to the yield that

this tax if passed will bring in. They have been all the way from \$5 million to \$40 million.

I believe the administration is interested in knowing what it will yield, but I think, and I am sure they are in the same position I find myself in. We just do not know, and I do not think that is such an unusual situation because we have no experience upon which to base any estimate at this time.

We can make estimates of the yield of taxes which we reenact, because there is some basis of experience upon which we can make an estimate. That is not true in this case. I certainly believe it will yield a dollar, and a good bit more than that, but that is about as much as anyone can say.

I think the bill is important because it closes a loophole which exists in our present tax structure, and it will certainly force those who receive a great many benefits from our Commonwealth to pay a little something for those benefits which they are not doing at this time. I urge the membership of the House to pass this bill.

Mr. ANDREWS. Mr. Speaker, it is, of course, unnecessary to urge the Members of this House to support this bill. I cannot conceive of any reason why any member of the House should oppose it.

But here we are facing appropriation bills for essential purposes that have been curtailed by the Appropriations Committee because there is not sufficient money. I could name cause after cause that has been short changed because "there is not sufficient money"—that is the plea. Are these essential causes to be neglected only to the end that we show a surplus at the end of the biennium.

I say to the membership of the House that it is inconceivable, that it is impossible to make a sound minimum estimate as to the yield of this particular tax. I say to the majority leadership that it is incumbent upon the integrity of that leadership that very shortly they tell us whether we are going to have a million dollars more than we thought we would have, two million, five million more than we thought we would have in order that the essential needs that are being short changed should be financed.

I would suggest that during the week-end the financial advisors of the administration sharpen their pencils, consult trade records, get in touch with Washington, get in touch with outstanding wholesalers as to the volume of various products that are shipped into Pennsylvania and come in next Monday with some faint idea as to what this bill will produce. When they do that then we can take some of the neglected causes and perhaps finance them in minor fashion.

Mr. KENT. Mr. Speaker, there is one other point I would like to clear up that I did not mention before.

This particular tax does not apply to those companies or corporations who are now susceptible or are paying tax under our present corporate net income tax. In other words this one reaches only those who are now exempt, you might say, from the corporate net income tax.

Mr. LOPRESTI. Mr. Speaker, I would like to ask a couple questions from the sponsor of the bill, if I may.

The SPEAKER. Will the gentleman from Crawford, Mr. Kent, permit himself to be interrogated?

Mr. KENT. I shall, Mr. Speaker.

Mr. LOPRESTI. Just as a source of information, is there any tax similar to the one we are now working on enacted in any other state?

Mr. KENT. I understand in California.

Mr. LOPRESTI. Has the constitutionality of such a law been tested, does the gentleman know?

Mr. KENT. Mr. Speaker, to answer I would have to ask the gentleman a question. Do you mean the constitutionality of the present act or what is included in this bill?

Mr. LOPRESTI. Yes. This type of tax.

Mr. KENT. I cannot answer definitely. I would say no, because the decision of the Supreme Court which gave rise to the authorship of this bill was only decided, I believe, March 19, 1951.

Mr. LOPRESTI. For my own information, because undoubtedly someone will ask me about this tax, what does it actually do; what do we tax, or what is the method? I will admit I am not familiar with it, and I am just trying to get some information.

Mr. KENT. It is in the nature of a property tax, Mr. Speaker. It is a tax on the property, or the activities of the company in Pennsylvania which are carried on in Pennsylvania, based upon the income that they derive from that property or activity.

Mr. LOPRESTI. I thank the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Good	Maxwell,	Royer.
Andrews,	Goodling,	Mazza,	Rubin.
Banker,	Graybill,	McConnell,	Sarraf,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon.
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler.
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stones,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins.
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse.
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
		Reese,	Wilt,

Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Hall, Hunter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1348, as follows:

An Act to amend Section 1 of the act approved the eighth day of May one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes by imposing upon certain foreign corporations limited partnership and joint-stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania and requiring the filing of certain reports in the office of the Auditor General" by exempting from the provisions thereof foreign nonprofit corporations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the eighth day of May one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes by imposing upon certain foreign corporations limited partnership and joint-stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania and requiring the filing of certain reports in the office of the Auditor General" is hereby amended to read as follows

Section 1 Be it enacted &c That from and after the passage of this act all corporations limited partnerships or joint stock associations except foreign insurance companies and foreign nonprofit corporations which shall have been issued a certificate of authority to do business from the Department of State chartered or created by or under the laws of any other State or of the United States or of any foreign country whose principal office or chief place of business is located in this Commonwealth or which have any part of their capital actually employed wholly within this State in addition to complying with the laws now in force as to such corporations limited partnership or joint-stock associations shall pay to the State Treasurer for the use of the Commonwealth a bonus of one-third of one per centum upon the amount of their capital actually employed or to be employed wholly within the State of Pennsylvania and a like bonus upon each subsequent increase of capital so employed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Good	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,

Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kilne,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Pata,	Wachhaus,
Dermison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Weish,
Duan,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Hall, Hunter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1351, entitled:

An Act to further amend subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assesses and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by excluding taxes imposed on real property transfers in certain school districts in determining tax limitations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme and Superior court" as last amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 898) is hereby further amended to read as follows

Section 1 * * * * *

C Over-all Limit of Tax Revenues The aggregate amount of taxes imposed by enactment of an ordinance or resolution by any political subdivision under this section and in effect during any fiscal year shall not exceed an amount equal to the product obtained by multiplying the total assessed valuation of real estate in such political subdivision.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. FILO. Mr. Speaker, I would like to have the sponsor of this bill give a brief resume of what the bill does.

Mr. KELLER. Mr. Speaker, this bill would take the one percent real estate transfer tax out of the limitation which has been put on taxation for school districts and municipalities.

Under Act 481 the school district could levy a tax not to exceed fifteen mills times the assessed valuation of the district. Now, one percent real estate tax is an unknown quantity, the school district or the borough council could not determine how much revenue a transfer real estate tax would produce, because one never knows how much real estate is going to be sold. So that this bill would eliminate that from the maximum fifteen mills which could be levied.

Mr. ANDREWS. Mr. Speaker, I presume this bill is inspired by the fact that some particular locality levied a transfer tax and then found it was bringing in more money than was required. Therefore, on the basis of a local instance it is proposed to make a general application. This is the beginning of a campaign for various proposed taxes to get from under the 481 tent.

You begin in one direction and the other fellow says he wants to be excluded from the total. I do not think it is a sound public policy to legislate for the Commonwealth on the basis of a local instance. Especially if the locality has it within its power to applying its own remedies as every locality has. And so, on the ground that this bill is opposed to sound public policy, I hope it will not be passed by this House.

Mr. KELLER. Mr. Speaker, it was not a case of levying this tax and finding that they had too much money. It was a case where the maximum of thirty-five mills on real estate was levied on real estate, the maximum of five dollars per capita tax had been levied, and one

per cent real estate transfer tax had been levied. The money was needed. But under 481 they were only permitted to collect fifteen mills times the assessed valuation. That has happened in more than one school district. The school district needs money to build buildings, to pay their teachers, what have you. They are doing everything they possibly can do locally. However, most of the tax is on real estate, and because the real estate transfer tax produces more than fifteen mills times the assessed valuation, they cannot levy any personal tax or any other form of taxation.

I think it is rather unfair that one individual who buys a piece of real estate should pay a one percent transfer tax on it, and two or three months or six months later another individual buys the same piece of real estate and does not pay any tax. This may only happen in certain localities, that is true, but we have a situation at the moment where a school district has money in its treasury that it cannot spend until the next fiscal year, because they collected more than fifteen mills times the assessed valuation.

I think this is a fair bill. I think taking the transfer tax out of that limitation is fair because it is an unknown quantity; you cannot determine how much the tax will yield. Also it permits school districts to levy other personal taxes, which help to relieve the burden upon real estate.

Another reason is that a one percent transfer real estate tax amounts to about one year's tax on real estate. In our section, a fifth class county, at least eleven and one-half months must pass from the time a new home is completed until tax is due on it. The one percent transfer real estate tax amounts to about thirty five mills on a thirty three and one third percent assessment. So it really means that you are only paying one year's tax in that way.

Therefore, I feel this bill should pass, and I ask for your support.

Mr. LOVETT. Mr. Speaker, may I interrogate the gentleman?

The SPEAKER. Will the gentleman from Bucks Mr. Keller, permit himself to be interrogated?

Mr. KELLER. Mr. Speaker, I shall.

Mr. LOVETT. Mr. Speaker, does this bill in any way affect the allotments made to distressed school districts?

Mr. KELLER. Mr. Speaker, not at all.

Mr. LOVETT. Mr. Speaker, does this bill in any way prohibit the enactment of a wage tax for school purposes?

Mr. KELLER. Mr. Speaker, if the transfer of real estate tax is eliminated from the fifteen mills maximum, then any tax permitted under 481 would be permissible up to fifteen mills times the assessed valuation.

There are a number of districts that have a one percent transfer of real estate tax which might produce half a mill or one mill times the assessed valuation. It just so happens that there are some districts who have a real estate boom on and are in a position to accumulate money for school purposes to build new buildings and to pay rentals for buildings under the state authority and really aid themselves in financing their school problems, but as long as the fifteen mills limit is in the Act, of course they are limited to that amount.

Mr. LOVETT. Mr. Speaker, in other words, would

you say that the particular district could collect more tax than they would be allowed to spend?

Mr. KELLER. Mr. Speaker, no, not more than they would be allowed to spend.

Mr. LOVETT. Mr. Speaker, I just cannot follow the thought of this particular bill. You need additional revenue and you are changing the millage, or you are taking out from under the millage question this particular tax, is that right?

Mr. KELLER. Mr. Speaker, we are taking the one percent transfer real estate tax which is permitted under 481 out of the limitation which is also in 481.

Mr. LOVETT. Mr. Speaker, that is the point that I was really after. You are taking that particular tax out from under the limits.

Mr. KELLER. Mr. Speaker, out of the limitation.

Mr. LOVETT. Mr. Speaker, I thank the gentleman.

BILL POSTPONED

Mr. KELLER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

On the question,

Will the House agree to the motion.

Mr. ANDREWS. Mr. Speaker, I rise to support the suggestion. I might be wrong in my view of this bill, and I welcome the opportunity to give it more consideration, to once again bring it before our caucus. If I find, thinking things over over the week-end that I am wrong, I will be very glad to join with the gentleman from Bucks to act on the bill.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1366, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the payment of expenses of teachers' meetings by the county treasurer

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred ninety-two of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1192 Expenses Paid by County Limitation Upon the receipt from a county superintendent of duplicate vouchers and a statement of expenses incurred in the conduct of a teachers' meeting as herein provided which has been sworn to by the county superintendent and approved by the auditors of such meeting the county treasurer of the county in which the school district under the or greatest part thereof in area shall be located shall pay out the county treasury to such county superintendent the amount of such expenses which shall not exceed [two hundred dollars (\$200)] four hundred dollars (\$400)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Amarando,	Good	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toil,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Fillip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Loprestil,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rosen,	Ziegler,
Gleason,	Markley,	Rovansek,	Sorg,

Speaker

NAYS—0

NOT VOTING—3

Hall,	Hunter,	Reagan.
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1367, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the payment of the expenses of the annual convention of school directors out of county funds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section nine hundred eight of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating there" is hereby amended to read as follows

Section 908 Payment of Expenses by County The county treasurer shall pay to the treasurer of such School Directors' Association from the county funds the necessary expenses incurred for the holding of such annual convention including the cost of sending out the notices therefore The total sum thus paid by the treasurer of any county shall not exceed [two hundred dollars (\$200)] four hundred dollars (\$400) for each annual convention No payment shall be made to the treasurer of such School Directors' Association until he shall first have presented to the county treasurer an itemized verified statement of all the expenses connected with such convention showing when and where the same was held the number of directors present and the speakers engaged The treasurer of such directors' association within thirty (30) days after receiving said payment shall file with the county treasurer proper vouchers for all such expenses

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillea,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Nedham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dakrumpy,	Kohl,	Pengilase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennisson,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fehrlich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
		Rigby,	Yeakel,

Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,

Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—3

Hall,

Hunter,

Reagan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

Senate Bill No. 25, Printer's No. 139 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 381, entitled:

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loads in certain cases

On the question,

Will the House agree to the bill on third reading?

Mr. SOLLENBERGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 1146), page 5, line 3, by striking out the words and figures "Thirty-five (35)" and inserting in lieu thereof: "Thirty-six (36)".

Amend Sec. 2, page 5, lines 17 and 18, by striking out all of said lines.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

Senate Bill No. 531, Printer's No. 206 was passed over at the request of the SPEAKER.

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ROBERTSON.

The House resumed the consideration on final passage of House Bill No. 1038, entitled:

An Act regulating the sale and use of air and spring guns providing for the licensing of those defined as dealers in air guns conferring powers and imposing duties on the Commissioner of the State Police certain courts chiefs of police of cities and sheriffs and prescribing penalties

To the end that proficiency in marksmanship and that knowledge of the proper and safe handling of firearms may be taught and encouraged among the youth of this Commonwealth while at the same time providing certain controls over the careless and irresponsible use of air guns it is deemed advisable and necessary by the General Assembly of the Commonwealth of Pennsylvania that air guns be sold at retail within this Commonwealth only by licensed dealers that the sale or furnishing of such guns be prohibited to persons under sixteen years of age except in the relationship of parent to child guardian to ward or teacher to student and that certain necessary restrictions be applied to the use of air guns within this Commonwealth therefore

On the question recurring.

Will the House agree to the bill on third reading?

Mr. ROBERTSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, third line of title, by inserting after the word "on" the following: "licensees".

Amend Sec. 1, page 2, line 3, by inserting after the word "a" "metal or metal-pointed".

Amend Sec. 5, page 4, line 6, by striking out the word "land" and inserting in lieu thereof: "park".

Amend Sec. 6, page 4, line 9, by inserting after the word "city" "or borough".

Amend the bill, page 5, by inserting between lines 9 and 10 the following:

"Section 6.1. No licensee shall sell, lend, lease or otherwise transfer air or spring guns, or projectiles therefor, unless the purchaser, borrower, lessee or transferee shall have been given full notice of the effects of the provisions of this act."

"A true record in triplicate shall be made of every air or spring gun sold, loaned, leased or otherwise transferred, in a book kept for the purpose by the licensee, the form of which may be prescribed by the Commissioner of the Pennsylvania State Police, and shall be personally signed by the purchaser, borrower, lessee or transferee and by the person effecting the sale, loan, lease or transfer, each in the presence of the other, and shall contain the date of the sale, loan, lease or transfer, the type of air or spring gun, the name, address, occupation, color and the place of birth of the purchaser, borrower, lessee or transferee. One copy shall, within six (6) hours, be sent by registered mail to the chief of police of the city or borough or the sheriff of the county of which the licensee is a resident; the duplicate, the licensee shall within seven (7) days send to the Commissioner of the Pennsylvania State Police, the triplicate, the licensee shall retain for six (6) years."

Amend Sec. 8, page 6, line 2, by striking out the word "three" and inserting in lieu thereof: "five".

Amend Sec. 8, page 6, line 3, by striking out the figures "\$300.00" and inserting in lieu thereof: "\$500.00".

The SPEAKER. Will the House give unanimous con-

sent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. HAUDENSHIELD asked and obtained permission for the Committee on Welfare to meet during the session of the House.

REPORTS FROM COMMITTEES

Mr. FILIP from the Committee on Workmen's Compensation, reported as committed, House Bill No. 1191, entitled:

An Act to amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 565), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," as reenacted and amended, to exempt domestic servants and agricultural workers from the provisions thereof, except in certain cases," by providing that the purchase of Workmen's Compensation insurance shall be the exclusive means of electing to accept the provisions of the Workmen's Compensation Act of 1915, in certain cases.

Mr. MUSTO from the Committee on Public Health and Sanitation, reported as amended, House Bill No. 1312, entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaging in the care, preparation, and disposition of the bodies of deceased persons; and providing penalties; and repealing other laws.

Mrs. COYLE from the Committee on Welfare, reported as amended, House Bill No. 1380, entitled:

An Act to amend the title and to further amend section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by further defining the liability of property for expenses incurred for support, maintenance, assistance and burial.

Mr. HARVEY A. MOORE from the Committee on Counties, reported as committed, House Bill No. 1384, entitled:

An Act to repeal the act approved the thirteenth day of April, one thousand eight hundred sixty-eight, (P. L. 1017), entitled "An act to provide for the collection of state, county, poor and military taxes in the county of Bedford," so far as it relates to Bedford County.

Mr. FERSTER from the Committee on Townships, reported as committed, House Bill No. 1427, entitled:

An Act to add Article XX-4 to the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by authorizing the creation of planning commissions in such townships and prescribing their powers and duties.

Mrs. VARALLO from the Committee on Welfare, reported as committed, House Bill No. 1431, entitled:

An Act providing for the licensure and regulation of commercial boarding homes for the aged; conferring certain powers and duties upon the Department of Welfare; imposing license fees, and providing penalties.

Mr. LOFTUS from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 7, entitled:

An Act authorizing cities to establish and maintain common trust funds for the investment and reinvestment of the moneys of charitable uses or trusts the charge or administration of which has been committed to their care or of the estates of minors of which they may be guarding for the administration of funds so established and prescribing the nature and kinds of investments which may be made therein.

Mr. BAUMUNK from the Committee on Workmen's Compensation, reported as committed, Senate Bill No. 457, entitled:

An Act to add clause (m) to Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanatoria.

Mr. POLASKI from the Committee on Cities—Third Class, re-reported as committed, House Bill No. 859, entitled:

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the pension fund.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to bills to be introduced by him.

PERMISSION REQUESTED FOR COMMITTEE TO MEET DURING SESSION

Mr. JOHN M. REILLY asked permission for the Committee on Liquor Control to meet during the session of the House.

The SPEAKER. Will the House give its permission for the holding of a meeting of the Committee on Liquor Control during the session of the House? Is there objection?

The SPEAKER. Will the gentleman from Montour, Mr. Reilly permit himself to be interrogated.

Mr. JOHN M. REILLY. Mr. Speaker, I shall.

Mr. LOVETT. Mr. Speaker, I find no fault with the request for a Committee meeting, but I see that some of my own colleagues who are on the Liquor Control Committee are not here at this particular time, and I question whether this is a proper procedure, due to the fact that there are a lot of members who did not know that this meeting was to be called.

REQUEST WITHDRAWN

Mr. JOHN M. REILLY. Mr. Speaker, I would like to withdraw my request to a meeting of the Liquor Control Committee.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 535.

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 2, line 8, by striking out the bracket before and after the word "Possession."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstresser,	Hagerty,	McKinney,	Seyler,

Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Hall, Hunter.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 711.

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers

municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurer county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for hours of registration and removing certain obsolete provisions

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 6, line 12, by inserting after the word "hours" the words "not less than six (6) hours each day".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Good.	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Blair,	Guthrie,	McInroy,	Scott,
Beech,	Hagerty,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Lev n.	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Hall, Hunter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 712.

An Act to further amend subsection (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 4, line 18, by inserting after the word "hours" the words "not less than six (6) hours each day."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando.	Good.	Maxwell,	Royer.
Andrews.	Goodling.	Mazza,	Rubin.
Banker.	Graybill,	McConnell.	Sarraff.
Barkdoll.	Greenwood.	McCormack.	Sax.
Baumunk.	Greer,	McCullough,	Scanlon.
Bear.	Guarnieri.	McDermitt.	Schmidt.
Beaver.	Gutendorf.	McGee,	Schuster.
Beech.	Guthrie.	McInroy.	Scott.
Berkstresser.	Hagerty.	McKinney.	Seyler.
Blair.	Hamilton, R. K.,	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.,	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenshield.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.,	Spencer.

Bower.	Hersch.	Miller, J. C.,	Stank.
Brelsch.	Hewitt.	Mills,	Stimmel.
Breth.	Hocker.	Mintess,	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Bucchin.	Jenkins.	Moore, C. E.,	Swope.
Byrne.	Johnson.	Moore, H. A.,	Tahl.
Cella.	Jones, G. E.,	Moran,	Taylor.
Clapper.	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning.	Jones, P. F.,	Munley.	Thompson, R. L.,
Cochran.	Jones, T. H. W.,	Murray.	Toll.
Conway.	Jump.	Musto.	Tompkins.
Cooper.	Kamyk.	Najaka.	Toomey.
Corr.	Keller.	Naugle.	VanSant.
Costa.	Kent.	Needham.	Varallo.
Coyle.	Kline.	Olsen.	Varner.
Dalrymple.	Kohl.	Penglase.	Verona.
Davis.	Kolankiewicz.	Peta.	Wachhaus.
Dennison.	Kornick.	Petrosky.	Wargo.
Dougherty.	Kratz.	Pettigrew.	Waterhouse.
Dowling.	Kubacki.	Pfaff.	Watkins.
DuBois.	Lafore.	Pichney.	Weidner.
Duffy.	Lederer.	Pitzer.	Welsh.
Dunn.	Leisey.	Polaski.	Wescott.
Erb.	Leonard, L.,	Polen.	Westrick.
Ewing.	Leonard, W. C.,	Price, H. W. Jr.,	Whalley.
Fenrich.	Leven.	Price, R. A.,	Wheeler.
Fenster.	Light.	Readinger.	White.
Filip.	Limper.	Reagan.	Williams.
Filo.	Loftus.	Reese.	Wilt.
Firmstone.	Lopresti.	Reidenbach.	Wood.
Flack.	Lovett.	Reilly, J. M.,	Yeakel.
Frost.	Lutty.	Rigby.	Yester.
Gaffney.	Lyons.	Riley, R. L.,	Yetzer.
Geer.	Madden.	Robertson.	Young.
Gibson.	Madigan.	Rose.	Ziegler.
Gleason.	Markley.	Rosen.	Sorg.
		Rovansek.	Speaker

NAYS—0

NOT VOTING—2

Hall, Hunter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 866.

An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by increasing the allowance for expenses of township officers at annual meeting of the State association

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 2, line 8, by inserting a bracket before the word "The"; line 12, by inserting a bracket after the word "which" and by inserting after the bracket the following: "each delegate and other officer attending the annual meeting of the State Association shall be allowed his expenses actually and necessarily incurred in going to attending and returning from the meeting but such expenses shall not exceed twelve

dollars per day together with eight cents per mile in going to and returning from the meeting the time spent in attending the meeting exclusive of the time employed in traveling shall not exceed three days. These expenses"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Good,	Maxwell,	Royer,
Andrews,	Goodling,	Mazza,	Rubin,
Banker,	Graybill,	McConnell,	Sarrafi,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Greer,	McCullough,	Scanlon,
Bear,	Guarnieri,	McDermitt,	Schmidt,
Beaver,	Gutendorf,	McGee,	Schuster,
Beech,	Guthrie,	McInroy,	Scott,
Berkstreser,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toil,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
		Rovanssek,	Speaker

NAYS—0

NOT VOTING—2

Hall, Hunter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEES

Mr. EDWIN F. THOMPSON from the Committee on Public Health and Sanitation reported as amended, House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by providing for the creation, establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class; abolishing local boards or departments of health and the offices of health officer in political subdivisions which become subject to the jurisdiction of single-county or joint-county departments of health; excepting cities of the first and second class from the jurisdiction of single-county or joint-county departments of health; providing for State grants to counties which establish departments of health and to cities of the first and second class if they meet certain requirements; conferring powers and duties upon the State Department of Health in connection with the creation, establishment and administration of single-county or joint-county departments of health, the administration of the health laws in certain boroughs not subject to the jurisdiction of single-county or joint-county departments of health, the administration of State grants; and repealing acts which provide for cooperation between political subdivisions in health matters and which confer health powers upon counties of the first class.

Mr. KENT from the Committee on Workmen's Compensation reported as committed, House Bill No. 1440, entitled:

An Act to further amend Sections 315 and 413 of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by limiting the effect on workmen's compensation claims of insurance payments for non-occupational illness or injury.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 535.

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 115) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by eliminating certain restrictions on the possession of game and other birds and animals

HOUSE BILL No. 711.

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real

estate brokers agents and boards of school directors and imposing penalties" by further providing for hours of registration and removing certain obsolete provisions

HOUSE BILL No. 712.

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanen personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registraton commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further providing for hours of registration

HOUSE BILL No. 866.

An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by increasing the allowance for expenses of township officers at annual meeting of the State association

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTIONS

Mr. TOOMEY offered a resolution which was filed with the Clerk.

Mr. READINGER offered a resolution which was filed with the Clerk.

ADJOURNMENT

Mr. BREISCH. Mr. Speaker, I move that this House do now adjourn until Monday, June 25, 1951 at 3:30 p. m. EST.

The motion was agreed to, and (at 2:55 p. m. EST) the House adjourned.

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